



Andy Beshear
GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL

Eric Friedlander
SECRETARY

Melissa A. Moore, Director
Division of Regulated Child Care
Northern Branch
908 W. Broadway, 10-W
Louisville, KY 40203

Adam Mather
INSPECTOR GENERAL

Phone: (502) 595-5781 Fax: (502) 595-5773
<https://chfs.ky.gov/agencies/os/oig>

Inspection Report

Provider Name: Brightside Child Care & Learning Center, LLC	Provider Information Provider Type: LICENSED TYPE I	CLR No: L359343
Provider Address: 1107 North Dixie Avenue, Elizabethtown, KY, 42701		Capacity: 49
Owner(s): Brightside Child Care & Learning Center, LLC		Director(s): Cook, Brandy Lee

Inspection Type: Investigation	Inspection Information	Inspection No: 242671
Date Initiated: 11/03/2017 10:00 AM	Date Concluded: 11/03/2017 12:42 PM	
	No. of Children Present: 45	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
Director Requirements	Not Applicable
Employee Records	Not In Compliance

300 - Background checks/left alone **Not In Compliance**

922 KAR 2:090. Section 6. License Issuance.
(5) An individual described in subsection (4) of this section shall:
(a) Submit to background checks described in paragraph (b) of this subsection;
(b) May be employed or work with a child on a probationary basis for up to ninety (90) calendar days, pending completion of a:
1. Child abuse or neglect check using the central registry in accordance with 922 KAR 1:470;
2. Criminal records check required by KRS 199.896(19);
3. Criminal records check for any previous state of residence if the person resided outside the state of Kentucky in the last five (5) years; and
4. An address check of the Sex Offender Registry; and
(c) Not be left alone in the presence of a child until copies of the background checks in accordance with paragraph (b) of this subsection have been received by the licensee.

Findings:

Based on observation and review of records, the child care center failed to maintain employee records in accordance with regulatory requirements. A staff member with an unknown hire date was observed working alone in the infant room. Upon review of the employee's record, their failed to be a completed criminal records check or a completed child abuse and neglect check on file for this individual.

Programming **Not In Compliance**

420 - Infant Sleep Position **Not In Compliance**

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.
(1) An infant shall sleep or nap on the infant's back unless the infant's health professional signs a waiver that states the infant requires an alternate sleeping position.

Findings:

Based on observation, interview and review of documentation, the child care center failed to comply with regulatory programming requirements. An infant was observed sleeping in a swing. Interview with the staff member revealed that the child sleeps best in the swing. Review of posted documentation revealed a posted note written by a staff member to other staff members indicating that this infant sleeps better if left to sleep in a swing. Furthermore, child was observed with a blanket completely covering the nose and mouth.

435 - Bedding/Toys in Crib

Not In Compliance

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.

(3) Rest time shall include adequate space specified by the child's age as follows:

(a) For an infant:

- 3. No loose bedding; and**
- 4. No toys or other items except the infant's pacifier;**

Findings:

Based on observation, the child care center failed to comply with regulatory programming requirements. A six-month-old infant was observed sleeping in a crib with two blankets.

Hygienic Practices

Not In Compliance

600 - Staff Hygiene/Handwashing

Not In Compliance

922 KAR 2:120. Section 3. General Requirements.

(5) Staff shall:

- (a) Maintain personal cleanliness;**
- (b) Conform to hygienic practices while on duty; and**
- (c) Wash their hands with liquid soap and running water:**
 - 1. Upon arrival at the center;**
 - 2. After toileting or assisting a child in toileting;**
 - 3. Before and after diapering each child;**
 - 4. After wiping or blowing a child's or own nose;**
 - 5. After handling animals;**
 - 6. After caring for a sick child;**
 - 7. Before and after feeding a child or eating;**
 - 8. Before dispensing medication; and**
 - 9. If possible, before administering first aid.**

Findings:

General: Based on observation, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. Observation of the one and two-year-old classroom during diaper changing revealed that the staff member failed to wash her hands following each diaper change.

625 - Diaper Changing Area/Surface

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(10) When a child is diapered, the child shall:

(b) Be placed on a surface that is:

- 1. Clean;**
- 2. Padded;**
- 3. Free of holes, rips, tears, or other damage;**
- 4. Nonabsorbent;**
- 5. Easily cleaned; and**
- 6. Free of any items not used for diaper changing.**

Findings:

General: Based on observation, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. Observation revealed that the staff member for the one and two-year-old class failed to change the children's diapers on a padded surface as the changing area was a hard plastic, folded down piece from the wall.

630 - Wipes

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(11) Unless allergic, individual disposable washcloths shall be used to thoroughly clean the affected area of the child.

Findings:

General: Based on observation, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. A staff member changing diapers of one and two year old children failed to wipe the affected area of any of the children that had their diaper changed with an individual disposable washcloth.

635 - Diapering Practice

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(12) Staff shall disinfect the diapering surface after each child is diapered.

(13) If staff wear disposable gloves, the gloves shall be changed and disposed after each child is diapered.

Findings:

General: Based on observation, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. A staff member changing the diapers of one and two-year-old children failed to disinfect the diaper changing surface between each diaper change or after the final diaper change was completed.

Inspection Report

Equipment

Not In Compliance

735 - Individual Bed/Mat/Cot and Bedding

Not In Compliance

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.

(3) Rest time shall include adequate space specified by the child's age as follows:

(b) For a toddler or preschool-age child:

- 1. An individual bed, a two (2) inch thick waterproof mat, or cot in good repair; and**
- 2. Bedding that is in good repair and is changed:**
 - a. Weekly; or**
 - b. Immediately if it is soiled or wet.**

Findings:

Based on observation, the child care center failed to maintain equipment in accordance with regulatory requirements. A preschool child was observed sleeping directly on the floor at nap time, with no sleeping mat or cot having been provided to the child.

Written Documentation

Not In Compliance

1130 - Confidentiality/Maintenance/Access

Not In Compliance

922 KAR 2:110. Section 3. Records.

(2) A child-care center shall:

- (a) Maintain the confidentiality of a child's record;**
- (b) Maintain all records for five (5) years; and**
- (c) Provide the cabinet access and information in the completion of the investigation pursuant to KRS 620.030(4).**

Findings:

Based on observation and interview, the child care center failed to maintain written documentation in accordance with regulatory requirements. In the infant room, personal health information regarding the infants in the classroom was posted on the wall, visible to any individual entering the classroom. Based on interview with the assistant director, the parents had not provided written permission for the center to post this information publicly.

Signature of Provider/Representative

Title

Date