



**CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL**

Andy Beshear
Governor

Melissa A. Moore, Director
Division of Regulated Child Care
Eastern Branch
1055 Wellington Way
Lexington, KY 40513
Phone: (859) 246-2301 Fax: (859) 246-2307
<https://chfs.ky.gov/agencies/os/oig>

Eric C. Friedlander
Secretary

Adam Mather
Inspector General

Inspection Report

Provider Name: Sugar and Spice Childcare Center	Provider Information	CLR No: L359459
Provider Address: 1000 Maysville Rd, Carlisle, KY, 40311	Provider Type: LICENSED TYPE I	Capacity: 49
Owner(s): Sugar And Spice Childcare Center, Inc.		Director(s): Blakeman, Tracy Leigh

Inspection Type: Renewal Application	Inspection Information	Inspection No: 243950
Date Initiated: 05/03/2018 9:00 AM	Date Concluded: 05/03/2018 10:40 AM	
	No. of Children Present: 9	

Inspection Report	
Background Checks	Not In Compliance
5 - Background check/left alone/dismissed/relocated	Not In Compliance
<p>922 KAR 2:280. Section 3. Implementation and Enforcement.</p> <p>(1) A person who is a child care staff member prior to January 1, 2018, shall submit to and complete background checks in accordance with this administrative regulation no later than September 30, 2018.</p> <p>(2) A child care staff member hired on or after January 1, 2018, shall:</p> <p>(a) Have completed the background checks required in accordance with this administrative regulation and found to have no disqualifying offense prior to becoming a child care staff member; or</p> <p>(b) 1. Have submitted to the background checks required in accordance with this administrative regulation;</p> <p>2. Not be left unsupervised with a child in care pending the completion of the background checks in accordance with this administrative regulation; and</p> <p>3. Be dismissed or relocated from the residence if the person is found to have a disqualifying background check result.</p> <p>Findings:</p> <p>General: Based on Review of Documentation, it was found that the file for an employee hired on 11/15/17 did not contain the results of a central registry check or criminal records check. This employee was observed to be working alone with three (3) children ages four-months to one-year old for the duration of the survey. During interview, the director stated that this employee has worked alone with children since her hire date.</p>	
10 - Submit background check	Not In Compliance
<p>922 KAR 2:280. Section 4. Procedures and Payments.</p> <p>(1) To initiate the process for obtaining background checks on a prospective child care staff member, the child care provider shall:</p> <p>(a) Request that the prospective child care staff member provide a copy of his or her driver's license or other government-issued photo identification and verify that the photograph clearly matches the prospective child care staff member;</p> <p>(b) Request that the prospective child care staff member complete and sign the:</p> <p>1. DCC-500, Applicant Child Care Staff Member Waiver Agreement and Statement; and</p> <p>2. DCC-501, Disclosures to Be Provided to and Signed by the Applicant Child Care Staff Member; and</p> <p>(c) Log on to the NBCP portal and enter the prospective child care staff member's demographic information for a check of the:</p> <p>1. Child abuse and neglect central registry pursuant to 922 KAR 1:470;</p> <p>2. National Crime Information Center's National Sex Offender Registry; and</p> <p>3. Sex Offender Registry established in accordance with KRS 17.500 through 17.580.</p> <p>Findings:</p> <p>General: Based on Review of Documentation, it was found that the file for an employee hired on 11/15/17 did not contain evidence of submission for or a completed central registry check and criminal records check. The director stated that she thought she had the documentation, but was unable to produce it during the survey.</p>	
Supervision	In Compliance

Inspection Report	
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
350 - Health, Safety, Comfort	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (I) Assure the health, safety, and comfort of each child;	
Findings: General: Based on Observation, it was found that the toilet paper in the pink bathroom and the orange bathroom was being stored on the tanks of the toilets, which is not sanitary. It was also found that a plunger in the orange bathroom was accessible to the children.	
Employee Records	Not In Compliance
390 - Educational Requirements	Not In Compliance
922 KAR 2:090. Section 11. Staff Requirements. (1) Child-care center staff: (a) Hired after January 1, 2009, who have supervisory power over a minor and are not enrolled in secondary education, shall have a: 1. High school diploma; 2. GED or qualifying documentation from a comparable educational entity; or 3. Commonwealth Child Care Credential as described in 922 KAR 2:250;	
Findings: General: Based on Review of Documentation, it was found that the file for an employee hired on 11/15/17 did not contain evidence of a high school diploma, GED, or Commonwealth Childcare Credential.	
405 - Adequate Substitute(s)	Not In Compliance
922 KAR 2:090. Section 11. Staff Requirements. (6) Child-care centers shall have available in case of need: (a) One (1) qualified substitute staff person for a Type II child-care center; or (b) Two (2) qualified substitute staff persons for a Type I child-care center. (7) Each qualified substitute staff person shall: (a) Meet the staff requirements of this administrative regulation; and (b) Provide the required documentation to verify compliance with this administrative regulation.	
Findings: General: Based on Interview, it was found that the facility only had one substitute available to work if needed.	
410 - Training	Not In Compliance
922 KAR 2:090. Section 11. Staff Requirements. (16) In accordance with KRS 199.896(15) and (16), a staff person with supervisory authority over a child shall complete the following: (a) Six (6) hours of cabinet-approved orientation within the first three (3) months of employment; (b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training; and (c) Fifteen (15) hours of cabinet-approved early care and education training during each subsequent year of employment, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.	
Findings: General: Based on Review of Documentation, it was found that the files and ECE-TRIS records for two employees hired on 07/11/11 and one employee hired on 05/11/15 contained evidence of the Pediatric Abusive Head Trauma Training being completed on 01/26/13. This date is not within the five (5) year time frame required by the regulation.	
Programming	In Compliance
Premises	Not In Compliance
525 - Items Accessible Only During Activity	Not In Compliance
922 KAR 2:120. Section 3. General Requirements. (8) The following shall be inaccessible to a child in care unless under direct supervision and part of planned program of instruction: (a) Knives and sharp objects; (b) Litter and rubbish; (c) Bar soap; and (d) Plastic bags not used for personal belongings.	
Findings: General: Based on Observation, it was found that there were two (2) large rolls of plastic garbage bags on a small stool in the bathroom used by the preschool children. These bags were not being used for personal belongings. A hoe, large sharp shovel and multiple spades and garden rakes were found to be laying on the ground near the front entrance. The children pass this area on their way to the playground. Although the children reportedly use the items at times for supervised activities, the items were not being used at the time of the survey and therefore should have been made inaccessible.	

Inspection Report

540 - Premises Requirements

Not In Compliance

922 KAR 2:120. Section 4. Premises Requirements.

(1) The premises shall be:

- (a) Suitable for the purpose intended;
- (b) Kept clean and in good repair;

Findings:

General: Based on Observation, it was found that the screws holding the towel rack to the wall in the bathroom used by the preschool children were coming out of the wall, causing the rack to hang down over the hand washing sink. It was also found that the trash cans in the pink bathroom and the orange bathroom were overflowing with toilet paper, some of which was visibly soiled.

650 - Toilet

Not In Compliance

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

(4) Each toilet shall:

- (a) Be kept in clean condition;
- (b) Be kept in good repair;
- (c) Be in a lighted room; and
- (d) Have ventilation to outside air.

Findings:

General: Based on Observation, it was found that there was urine in the toilet used by the Preschool children. There was also urine in the toilet in the pink bathroom and urine and feces in the toilet in the orange bathroom.

Hygienic Practices

Not In Compliance

710 - Toy Sanitation Procedure

Not In Compliance

922 KAR 2:120. Section 11. Toys and Furnishings.

(4) A toy or another item that is considered a mouth contact surface by a child not toilet trained shall be sanitized daily by:

- (a) 1. Scrubbing in warm, soapy water using a brush to reach into crevices;
- 2. Rinsing in clean water;
- 3. Submerging in a sanitizing solution for at least two (2) minutes; and
- 4. Air dried; or
- (b) Cleaning in a dishwasher if the toy or other item is dishwasher safe.

Findings:

General: Based on Interview, it was found that the mouth contact toys in the Infant/Toddler classroom were sprayed with or submerged in bleach water daily. This procedure does not meet the requirements of the regulation.

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

750 - Playground Conditions

Not In Compliance

922 KAR 2:120. Section 4. Premises Requirements.

(20) An outdoor play area shall be:

- (d) Safe from foreseeable hazard;
- (e) Well drained;
- (f) Well maintained;
- (g) In good repair; and
- (h) Visible to staff at all times.

Findings:

General: Based on Observation, the following was found that on the playground used by the younger children; 1) the weed guard was pulled through the mulch under the dome climber, at the exit of the blue slide and the exit of the yellow slide and in the far right-hand corner. This creates a tripping hazard; 2) the weed growth around the equipment was excessive; 3) the ground under the canopy, where multiple toys and activities were located, was found to be covered with pea gravel. This area is used by children ages one-year-old and up; 4) a sharp metal spade was found to be wedged in the canopy supports directly over toys used by young children.

755 - Protective Surface

Not In Compliance

922 KAR 2:120. Section 4. Premises Requirements.

(21) A protective surface shall:

- (a) Be provided for outdoor play equipment used to:
 - 1. Climb;
 - 2. Swing; and
 - 3. Slide; and
- (b) Have a fall zone equal to the height of the equipment.

Findings:

General: Based on Observation, the following was found that on the playground used by the younger children; 1) the area around the blue slide consisted of bare dirt and sparse mulch; 2) a bus-shaped metal climber spring toy and a blue car-shaped metal climber spring toy were positioned on dirt and a sparse layer of pea gravel. On the playground used by the older children the following was observed: 1) the six-feet tall monkey bars did not have any protective ground cover underneath or around them. They were positioned on the grass; 2) the swings were found to have bare dirt underneath them.

Inspection Report

760 - Fences

Not In Compliance

922 KAR 2:120. Section 4. Premises Requirements.

(23) Fences shall be:

- (a) Constructed of safe material;
- (b) Stable; and
- (c) In good condition.

Findings:

General: Based on Observation, it was found that the front fence of the playground used by the younger children was leaning away from the playground and was not stable. The side fence of the playground used by the older children was found to be missing the top support bar and leaning away from the playground.

Equipment

Not In Compliance

770 - Play Equipment

Not In Compliance

922 KAR 2:120. Section 4. Premises Requirements.

(24) Supports for climbing apparatus and large equipment shall be securely fastened to the ground.

(25) Crawl spaces, such as tunnels, shall be short and wide enough to permit access by adults.

(26) A sandbox shall be:

- (a) Constructed to allow for drainage;
- (b) Covered when not in use;
- (c) Kept clean; and
- (d) Checked for vermin prior to use.

Findings:

General: Based on Observation, it was found that a large dome-shaped jungle gym located on the playground used by the younger children was not anchored to the ground.

815 - Toys/Furniture

Not In Compliance

922 KAR 2:120. Section 11. Toys and Furnishings.

(1) All toys and furniture contacted by a child shall be:

- (a) Kept clean and in good repair; and
- (b) Free of peeling, flaking, or chalking paint.

Findings:

General: Based on Observation, it was found that three (3) high chairs in the cafeteria did not have the manufacturer required safety straps installed.

820 - Indoor/Outdoor Equipment

Not In Compliance

922 KAR 2:120. Section 11. Toys and Furnishings.

(2) Indoor and outdoor equipment shall:

- (a) Be clean, safe, and in good repair;
- (b) Meet the physical, developmental needs, and interests of children of different age groups;
- (c) Be free from sharp points or corners, splinters, protruding nails or bolts, loose or rusty parts, hazardous small parts, lead-based paint, poisonous material, and flaking or chalking paint; and
- (d) Be designed to guard against entrapment or situations that may cause strangulation.

Findings:

General: Based on Observation, it was found that on the playground used by the younger children: 1) the metal parts of a blue and yellow climber/slide/tunnel unit were found to be rusting and the paint peeling; 2) the front left wheel of a cozy coupe was bent sideways rendering the toy useless; 3) two (2) tricycles were found to be rusting in multiple places. On the playground used by the older children, it was found that the chains of the swings were rusting.

Transportation

Not Applicable

Food Service/Food Program

Not Applicable

Food Service

In Compliance

Children's Records

In Compliance

Written Documentation

Not In Compliance

1150 - Evacuation Plan

Not In Compliance

922 KAR 2:090. Section 5. Evacuation Plan.

- (1) A licensed child-care center shall have a written evacuation plan in the event of a fire, natural disaster, or other threatening situation that may pose a health or safety hazard for a child in care in accordance with KRS 199.895 and 42 U.S.C. 9858c(c)(2)(U).

Findings:

General: Based on Review of Documentation, it was found that the facility has not updated their emergency preparedness plan as required by KRS 199.8982. The last documented update was 12-21-16.

Inspection Report

1160 - Daily Attendance Records

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(c) Daily attendance records documenting the arrival and departure time of each child, including records that are required in accordance with 922 KAR 2:160, Section 13, if a child receives services from the child-care center through the Child Care Assistance Program;

Findings:

General: Based on Review of Documentation, it was found that there were nine (9) children present at the facility and eleven (11) children signed in. The teachers stated that two (2) of the children went to school but were not signed out of the facility.

Posted Documentation

Not In Compliance

1215 - Daily Activities

Not In Compliance

922 KAR 2:090. Section 10. Director Requirements and Responsibilities.

(1) A director shall:

(h) Post a schedule of daily activities, to include dates and times of activities to be conducted with the children in each classroom;

Findings:

General: Based on Observation, it was found that the posted schedule of daily activities in the Preschool classroom was not dated.

Animals

Not Applicable

Signature of
Provider/Representative

Title

Date