



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

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**Inspection Report**

<b>Provider Name:</b> Child Development Play-Care	<b>Provider Information</b>	<b>CLR No:</b> L355104
<b>Provider Address:</b> 23 East Villa Place, Ft. Thomas, KY, 41075	<b>Provider Type:</b> LICENSED TYPE I	<b>Capacity:</b> 125
<b>Owner(s):</b> Play-care Center, Inc.		<b>Director(s):</b> Bankemper, Gilberta Sue

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 220478
<b>Date Initiated:</b> 06/29/2017 9:50 AM	<b>Date Concluded:</b> 06/29/2017 1:05 PM	
	<b>No. of Children Present:</b> 91	

<b>Inspection Report</b>	
<b>Supervision</b>	<b>In Compliance</b>
<b>Staffing Requirements</b>	<b>In Compliance</b>
<b>General Administration</b>	<b>In Compliance</b>
<b>Director Requirements</b>	<b>Not In Compliance</b>
<b>265 - Health, Safety, Comfort</b>	<b>Not In Compliance</b>

**922 KAR 2:110. Section 4. Director Requirements and Responsibilities.**  
**(1) Effective with the adoption of this administrative regulation, a director shall:**  
**(l) Provide for the health, safety, and comfort of each child;**

**Findings:**

General: Based on Observation, during a tour of the infant room there was a tall table with four (4) tall adult purple wooden chairs. Two (2) of the chairs had a green and black strap that buckled attached to the back of each chair. An interview with staff found that these chairs are used for children to sit in at the table for meals. The straps are used to buckle the child in while sitting in the chairs. The staff person also stated that they have written permission from parents indicating their child can sit in these chairs with the straps. Let it be noted that the chairs and the straps are not specifically designed to be used in the manner in which they are being used. At the time of the visit a groups of one-year-old children were observed playing in water outside of the fenced area in front of the facility. While the children were outside playing in the water a man was mowing the grass using a large commercial riding mower in the same area. In addition there was not written permission from the parents for the children to be playing in the unfenced area.

**Inspection Report**

**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:**

General: Based on Review of Documentation, there was one (1) staff person with a hire date of 5/31/17 who did not have the results of a child abuse and neglect check (CAN) and no documentation to verify that the application for the results of a child abuse and neglect check had been submitted. This same staff person had the results of a criminal records check dated 6/15/17. There was no documentation to verify that the application for the results of the criminal records check had been submitted prior to or on the date of hire. There was a staff person who was hired 6/5/17 who did not have the results of a criminal records check and no documentation to verify that the application for the results of a criminal records check had been submitted. There was an additional staff person hired 6/5/17 who had the results of a criminal records check dated 6/15/17. There was no documentation to verify that the application for the results of the criminal records check had been submitted prior to or on the date of hire. A staff person hired 8/11/16 had the results of a criminal records check dated 8/17/16. There was no documentation to verify that the application for the results of the criminal records check had been submitted prior to or on the date of hire. This same staff person did not have the results of a child abuse and neglect check and there was no documentation to verify that the application for the results of a child abuse and neglect check had been submitted. There was a staff person who was rehired 6/15/17 who had the results of a child abuse and neglect check on file with the date of 8/29/07. There was no documentation on file to verify that a new application for the results of a child abuse and neglect check had been submitted for this staff person. During the exit conference with the staff person in charge it was indicated that none of the staff who did not have the results of both records check on file are left alone with children.

**315 - Educational Requirements**

**Not In Compliance**

**922 KAR 2:110. Section 5. 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, there were five (5) staff (hire dates: 5/31/17, 2/6/17, 6/5/17, 6/15/17 and 10/18/16) who did not have a high school diploma, GED or other qualifying documentation on file. The staff person with a hire date of 5/31/17 was reported to be a high school student but there was no documentation to verify that this staff person is enrolled in high school.

**320 - TB Verification**

**Not In Compliance**

**922 KAR 2:110. Section 5. Staff Requirements.**

**(1) Child-care center staff:**

**(b) Shall provide, prior to employment and every two (2) years thereafter:**

- 1. A statement from a health professional that the individual is free of active tuberculosis; or**
- 2. A copy of negative tuberculin results.**

**Findings:**

General: Based on Review of Documentation, there were six (6) staff (hire dates: 8/11/86, 8/14/07, 9/1/83, 9/19/87, 8/19/87 and 3/3/15) who had the results of a T.B. test that exceeded the two-year time frame. There was one (1) staff person with a hire date of 5/31/17 who had the results of a T.B. test read on 6/8/17 and an additional staff person with a hire date of 6/5/17 who had the results of a T.B. test read on 6/21/17. These T.B. test were not completed prior to employment. There were four (4) other staff (hire dates: 6/5/17, 8/11/16, 6/15/17 and 10/18/16) who did not have the results of a negative T.B. test or a statement from a health professional indicating they are free from the symptoms of T.B.

**340 - Training**

**Not In Compliance**

**922 KAR 2:110. Section 5. Staff Requirements.**

**(14) 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 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 pediatric abusive head trauma training completed once every five (5) years.**

**Findings:**

General: Based on Review of Documentation and a review of ECE-TRIS records, there was one (1) staff person with a hire date of 2/6/17 who did not have evidence of having completed orientation training. There was another staff person with a hire date of 12/8/15 who did not have evidence of having completed pediatric abusive head trauma training. There were three (3) staff (hire dates: 7/1/16, 8/11/16 and 10/18/16) who completed orientation training on 1/28/17. This exceeds the three (3) month requirement for the completion of orientation training. There were twelve (12) staff who had not completed the required fifteen (15) hours of annual training for their training year.

**Inspection Report**

**Programming**

**Not In Compliance**

**350 - Program of Activities Followed**

**Not In Compliance**

**922 KAR 2:120. Section 2. Child Care Services.**

**(4) The child-care center shall provide a daily planned program:**

- (a) Posted in writing in a conspicuous location with each age group and followed;**
- (b) Of activities that are individualized and developmentally appropriate for each child served;**
- (c) That provides experience to promote the individual child's physical, emotional, social, and intellectual growth and well-being; and**
- (d) That offers a variety of creative activities including the following:**
  - 1. Art;**
  - 2. Music;**
  - 3. Dramatic play;**
  - 4. Stories and books;**
  - 5. Science;**
  - 6. Block building;**
  - 7. Tactile activity;**
  - 8. Culture;**
  - 9. Indoor or outdoor play in which a child makes use of both small and large muscles;**
  - 10. A balance of active and quiet play, including group and individual activity;**
  - 11. An opportunity for a child to:**
    - a. Have some free choice of activities;**
    - b. If desired, play apart from the group at times;**

**Findings:**

General: Based on Observation, during a tour of the one-year-old room called the Jungle room it was found there was not a daily planned program of activities posted. An interview with staff found that they room has only been open for approximately one (1) month and they have not been filling out a daily plan of activities and posting them. During a tour of the infant room there was not a planned program of activities posted. An interview with the staff person in the room found that the form had been printed out but it was downstairs. During a tour of the toddler room called the Ducklings it was found that the planned program of activities posted was dated for May 2017. During an interview with the staff in the room it was indicated that they had the June 2017 lesson plan posted but during a tour of the facility by a couple wanting to enroll their child the day prior the couple asked if they could have a copy of the the lesson plan. The staff person stated that she gave the posted lesson plan to the parents. A review of the posted planned program of activities for the four to five (4-5) year old room it was found there was only one (1) planned activity listed for each day.

**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:**

General: Based on Observation, at the time of the survey an infant was observed sleeping in a crib with a pacifier with a large stuffed animal attached to the end of the pacifier.

**Premises**

**In Compliance**

**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, at the time of the survey a staff person in the toddler room also known as the Ducklings room wiped a child's nose and did not wash her hands afterwards.

**Inspection Report**

**640 - Children's Individual Items**

**Not In Compliance**

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

**(14) Combs, towels or washcloths, brushes, and toothbrushes used by a child shall be:**

- (a) Individually stored in separate containers; and**
- (b) Plainly labeled with the child's name.**

**Findings:**

General: Based on Observation, during a tour of the toddler room, also known as the Duckling room, there were hooks side by side on the wall with a child's name above each hook and a washcloth hanging on each hook. Some of the washcloths were touching. During an interview with staff in the room it was indicated that the washcloths are used to wipe the children's faces after meals and are hung on the hooks to dry. During a tour of the school age room there were towels observed hanging on hooks on the wall in the area where the children's personal belongings are stored. Some of the towels were touching as they hung on the hooks. An interview with staff indicated that the towels belong to the children and are hung to dry on the hooks after they return from swimming. However, the children had not been swimming on this particular day.

**First Aid/Medication**

**Not In Compliance**

**670 - Medication**

**Not In Compliance**

**922 KAR 2:120. Section 7. First Aid and Medicine.**

**(6) Medication, including refrigerated medication, shall be:**

- (a) Stored in a separate and locked place, out of the reach of a child;**
- (b) Kept in the original bottle; and**
- (c) Properly labeled.**

**(7) Medication shall not be given to a child if the expiration date on the bottle has passed.**

**Findings:**

General: Based on Observation, during an inspection of an unlocked first aid kit sitting on top of a white cabinet in the two to three (2-3) year old room a tube of Aquaphor Healing Lotion and a tube of Triple Antibiotic ointment were found inside the first aid kit. Drug facts were listed on the back of each tube and there was no name of an individual to indicate to whom the medication belonged. During a tour of the area where the children eat there was an unlocked box inside the door of the refrigerator. Inside the unlocked box was a bottle of Cephalexin perscription medication. There was not a lock on the refrigerator or the box that contained the medication. Children were observed eating lunch in the area at the time of the survey.

**Outdoor Play Area**

**Not In Compliance**

**690 - 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, it was found that both of the playgrounds used by the children had areas that had a substantial amount of weeds under and around play equipment.

**695 - 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, it was found that the mulch was sparse under equipment used to swing, slide and climb on both playgrounds. There were numerous areas where the dirt was visible. On one (1) of the playgrounds the concrete base used to anchor the poles that held the swings were protruding from the ground making them a hazard.

**Equipment**

**Not In Compliance**

**755 - Toys/Equipment/Furniture**

**Not In Compliance**

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

**(1) All toys, equipment, 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, during a tour of the three to four (3-4) year old room there was a soiled and stained pillow in a white laundry basket in the reading area.

**Inspection Report**

**770 - Children/Staff Seating**

**Not In Compliance**

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

- (5) Tables and chairs shall be of suitable size for children.**
- (6) Chairs appropriate for staff shall be provided to use when feeding, holding, or playing with a child.**

**Findings:**

General: Based on Observation, during a tour of the infant room there was a tall table with four (4) tall adult purple wooden chairs. Two (2) of the chairs had a green and black strap that buckled attached to the back of each chair. An interview with staff found that these chairs are used for children to sit in at the table for meals. The straps are used to buckle the child in while sitting in the chairs. The staff person also stated that they have written permission from parents indicating their child can sit in these chairs with the straps. Let it be noted that the chairs and the straps are not specifically designed to be used in the manner in which they are being used.

**Transportation**

**In Compliance**

**Food Service**

**Not In Compliance**

**910 - Bottle Feeding**

**Not In Compliance**

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

- (11) While bottle feeding an infant, the:**
  - (a) Child shall be held; and**
  - (b) Bottle shall not be:**
    - 1. Propped;**
    - 2. Left in the mouth of a sleeping infant; or**
    - 3. Heated in a microwave**

**Findings:**

General: Based on Observation, during a tour of the infant room a staff person placed an infant on the floor in a bobby pillow and then gave the child a bottle. The child held the bottle and drank from the bottle while they lay in the curve of the bobby pillow.

**935 - Refrigerator**

**Not In Compliance**

**922 KAR 2:120. Section 8. Kitchen Requirements.**

- (4) A cold-storage facility used for storage of perishable food in a nonfrozen state shall:**
  - (a) Have an indicating thermometer or other appropriate temperature measuring device;**
  - (b) Be in a safe environment for preservation; and**
  - (c) Be forty (40) degrees Fahrenheit or below.**

**Findings:**

General: Based on Observation, during a tour of the one-year-old room called the Jungle room there was a refrigerator that stored bottles and sippy cups used by the children. There was not an indicating thermometer or other appropriate temperature measuring device. This was also observed in the refrigerator in the infant room.

**1050 - Menu**

**Not In Compliance**

**922 KAR 2:120. Section 9. Food and Meal Requirements.**

- (16) A weekly menu shall be:**
  - (a) Prepared;**
  - (b) Dated;**
  - (c) Posted in advance in a conspicuous place;**
  - (d) Kept on file for thirty (30) days; and**
  - (e) Amended in writing with any substitutions on the day the meal is served.**

**Findings:**

General: Based on Observation, throughout the facility the menu posted was for July 2017 and not for June 2017.

**Inspection Report**

**Children's Records**

**Not In Compliance**

**1075 - Enrollment Information**

**Not In Compliance**

**922 KAR 2:110. Section 3. Records.**

**(1) A child-care center shall maintain:**

**(b) A written record for each child:**

- 1. Completed and signed by the child's parent;**
- 2. Retained on file on the first day the child attends the child-care center; and**
- 3. To contain:**
  - a. Identifying information about the child, which includes, at minimum, the child's name, address, and date of birth;**
  - b. Contact information to enable a person in charge to contact the child's:**
    - (i) Parent at the parent's home or place of employment;**
    - (ii) Family physician; and**
    - (iii) Preferred hospital;**
  - c. The name of each person who is designated in writing to pick-up the child;**
  - d. The child's general health status and medical history including, if applicable:**
    - (i) Allergies;**
    - (ii) Restriction on the child's participation in activities with specific instructions from the child's parent or health professional; and**
    - (iii) Permission from the parent for third-party professional services in the child-care center;**
  - e. The name and phone number of each person to be contacted in an emergency situation involving or impacting the child;**
  - f. Authorization by the parent for the child-care center to seek emergency medical care for the child in the parent's absence;**

**Findings:**

General: Based on Review of Documentation, out of ten (10) children's files reviewed there was one (1) child's enrollment information that did not contain a preferred hospital. The parent had put closest hospital instead of listing a preferred hospital.

**1080 - Documentation for Off Premise Trip**

**Not In Compliance**

**922 KAR 2:110. Section 3. Records.**

**(1) A child-care center shall maintain:**

**(b) A written record for each child:**

- 3. To contain:**
  - g. A permission form for each trip off the premises signed by the child's parent in accordance with 922 KAR 2:120, Section 12;**

**Findings:**

Based on observation and review of documentation, at the time of the visit a groups of one-year-old children were observed playing in water outside of the fenced area in front of the facility. While the children were outside playing in the water a man was mowing the grass using a large commercial riding mower in the same area. In addition there was not written permission from the parents for the children to be playing in the unfenced area.

**Written Documentation**

**Not In Compliance**

**1115 - Earthquake/Tornado Drills**

**Not In Compliance**

**922 KAR 2:110. Section 3. Records.**

**(1) A child-care center shall maintain:**

**(h) A written record of quarterly practiced earthquake drills and tornado drills detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;**

**Findings:**

General: Based on Review of Documentation, it was found that when recording quarterly earthquake and tornado drills only one (1) time is documented, thus it cannot be determined if both drills were conducted.

**Posted Documentation**

**Not In Compliance**

**1165 - Daily Activities**

**Not In Compliance**

**922 KAR 2:110. Section 4. Director Requirements and Responsibilities.**

**(1) Effective with the adoption of this administrative regulation, 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, during a tour of the one-year-old room called the Jungle room it was found there was not a daily planned program of activities posted. An interview with staff found that they room has only been open for approximately one (1) month and they have not been filling out a daily plan of activities and posting them. During a tour of the infant room there was not a daily planned program of activities posted. An interview with the staff person in the room found that the form had been printed out but it was downstairs.

**Animals**

**Not Applicable**

Signature of  
Provider/Representative

Title

Date