



Andy Beshear
GOVERNOR

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

Melissa A. Moore, Director
Division of Regulated Child Care
Eastern Branch
455 Park Place, Suite 120A
Lexington, KY 40511
Phone: (859) 246-2301 Fax: (859) 246-2307
<https://chfs.ky.gov/agencies/os/oig>

Eric Friedlander
SECRETARY

Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Ms. Tootie's Little Cuties Provider Address: 32 North Main Street, Walton, KY, 41094 Owner(s): Ms Tootie's Little Cuties, L.L.C.	Provider Information Provider Type: LICENSED TYPE I	CLR No: L383224 Capacity: 40 Director(s): Nantz, Lauren
Inspection Type: Renewal Application Date Initiated: 06/09/2022 11:30 AM	Inspection Information Date Concluded: 06/09/2022 2:00 PM No. of Children Present: 33	Inspection No: 321003

Inspection Report	
Background Checks	Not In Compliance
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> <ol style="list-style-type: none"> 1. DCC-500, Applicant Child Care Staff Member Waiver Agreement and Statement; and 2. DCC-501, Disclosures to Be Provided to and Signed by the Applicant Child Care Staff Member; and <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> <ol style="list-style-type: none"> 1. Child abuse and neglect central registry pursuant to 922 KAR 1:470; 2. National Crime Information Center's National Sex Offender Registry in accordance with 34 U.S.C. 20921; and 3. Sex Offender Registry established in accordance with KRS 17.500 through 17.580. <p>Findings:</p> <p>General: Based on review of documentation, one staff hired on 3/24/21, did not have evidence of initiating the process for a background check through the KARES system on file at the facility. This staff member did not have an application for KARES and had yet to submit fingerprints in order to obtain the background check. The staff was present, but not alone the day of the survey.</p>	
15 - Submit fingerprints	Not In Compliance
<p>922 KAR 2:280. Section 4. Procedures and Payments.</p> <p>(4)(a) Upon submission of payment in accordance with subsections (2) and (3) of this section, the child care provider shall print a copy of the DCC-504, Applicant Child Care Staff Member Live Scan Fingerprinting Form, from the NBCP portal and provide the form to the child care staff member.</p> <p>(b) The child care staff member shall:</p> <ol style="list-style-type: none"> 1. Have no more than ninety (90) calendar days from the date of payment pursuant to subsections (2) and (3) of this section to submit the child care staff member's fingerprints at an authorized collection site for NBCP; and 2. Present the DCC-504 and driver's license or other government-issued photo identification to the designated agent at an authorized collection site prior to fingerprint submission. <p>Findings:</p> <p>General: Based on review of documentation, one staff hired on 3/24/21, had yet to submit fingerprints in order to obtain a background check through the KARES system. The staff was present, but not alone the day of the survey.</p>	
Supervision	In Compliance
Staffing Requirements	In Compliance

Inspection Report**General Administration****Not In Compliance****225 - Licensee Responsibility****Not In Compliance****922 KAR 2:090. Section 8. General.****(1) A licensee shall:**

- (a) Be responsible for the operation of the child-care center pursuant to this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280; and**
- (b) Protect and assure the health, safety, and comfort of each child.**

Findings:

General: Based on observation, there was a shelf in the Preschool classroom with storage boxes of toys that were stacked very high and poses a safety risk for the children in care. Also, there was a stack of nine chairs in the Two's classroom which is a tipping hazard and safety risk.

Director Requirements**Not In Compliance****355 - Staff Meeting****Not In Compliance****922 KAR 2:090. Section 10. Director Requirements and Responsibilities.****(1) A director shall:**

- (i) Conduct, manage, and document in writing recurring staff meetings;**

Findings:

General: Based on review of documentation, there was no documentation of staff meetings being conducted during the current licensure year presented at the time of survey.

360 - Staff Evaluation**Not In Compliance****922 KAR 2:090. Section 10. Director Requirements and Responsibilities.****(1) A director shall:**

- (j) Assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation;**

Findings:

General: Based on review of documentation, three staff hired on 3/19/14, 8/6/15, and 3/24/21, did not have evidence of an annual evaluation on file at the facility.

Employee Records**Not In Compliance****405 - TB Verification****Not In Compliance****922 KAR 2:090. Section 11. 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, three staff hired on 3/19/14, 3/24/21, and 8/6/21, did not have evidence of negative TB results on file at the facility.

415 - CPR/First Aid Required Training**Not In Compliance****922 KAR 2:120. Section 7. First Aid and Medicine.**

- (8) Each center shall ensure that every staff member has received training on first aid and cardiopulmonary resuscitation (CPR).**

Findings:

General: Based on review of documentation, four staff hired on 6/15/21, 8/6/21, 8/6/21, and 6/16/21, did not have the required CPR/FA training on file at the facility. A review of ECE-TRIS was reviewed and confirmed this finding.

435 - 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 completed within the first three (3) months of employment in a child-care program;**
- (b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment in a child care program, 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 completed between July 1 and the following June 30 of each subsequent year of employment in a child care program, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.**
- (17) A staff person's compliance with training requirements of this section shall be verified through the cabinet-designated database maintained pursuant to 922 KAR 2:240.**

Findings:

General: Based on review of documentation, the following was found:

- 1.) One staff hired on 3/24/21 did not complete the required PAHT training. This staff has been employed for more than one year.
- 2.) One staff hired on 3/19/14, completed PAHT training on 7/7/16; however, did not renew the training due on 7/7/21.
- 3.) A staff hired on 3/19/14, completed PAHT training on 7/25/16; however, did not renew the training due on 7/25/21.
- 4.) A staff hired on 8/6/15, completed PAHT training on 7/8/16; however, did not renew the training due on 7/8/21.
- 5.) Three staff hired on 3/19/14 and 8/6/15, did not complete the required 15 hours of early care and education training between 7/1/2020 and 6/30/2021.

A review of ECE-TRIS was completed and confirmed these findings.

Inspection Report		
	Programming	In Compliance
	Premises	Not In Compliance
585 - Premises Requirements		Not In Compliance
<div> <div>922 KAR 2:120. Section 4. Premises Requirements.</div> <div>(1) The premises shall be:</div> <div>(a) Suitable for the purpose intended;</div> <div>(b) Kept clean and in good repair;</div> </div>		
<div>Findings:</div> <div>General: Based on observation, there was an air vent that had excessive dust build up in the blue bathroom.</div>		
625 - Floors, Walls, Ceilings		Not In Compliance
<div> <div>922 KAR 2:120. Section 4. Premises Requirements.</div> <div>(9) Floors, walls, and ceilings shall be smooth, in good repair, and constructed to be easily cleaned.</div> </div>		
<div>Findings:</div> <div>General: Based on observation the following was found:</div> <div>1.) The pink bathroom had an area of chipped paint where the drywall was showing.</div> <div>2.) In the kitchen, there was several water stains on the ceiling.</div>		
	Hygienic Practices	In Compliance
	First Aid/Medication	Not In Compliance
760 - First Aid Supplies		Not In Compliance
<div> <div>922 KAR 2:120. Section 7. First Aid and Medicine.</div> <div>(1) First aid supplies shall:</div> <div>(a) Be available to provide prompt and proper first aid treatment;</div> <div>(b) Be stored out of reach of a child;</div> <div>(c) Be periodically inventoried to ensure the supplies have not expired;</div> <div>(d) If reusable, be:</div> <div>1. Sanitized; and</div> <div>2. Maintained in a sanitary manner; and</div> <div>(e) Include:</div> <div>1. Liquid soap;</div> <div>2. Adhesive bandages;</div> <div>3. Sterile gauze;</div> <div>4. Medical tape;</div> <div>5. Scissors;</div> <div>6. A thermometer;</div> <div>7. Flashlight;</div> <div>8. Cold pack;</div> <div>9. First aid book;</div> <div>10. Disposable gloves; and</div> <div>11. A cardiopulmonary resuscitation mouthpiece protector.</div> </div>		
<div>Findings:</div> <div>General: Based on observation, the center did not have a flashlight accessible at the time of survey.</div>		
	Outdoor Play Area	Not In Compliance
795 - Playground Conditions		Not In Compliance
<div> <div>922 KAR 2:120. Section 4. Premises Requirements.</div> <div>(20) An outdoor play area shall be:</div> <div>(d) Safe from foreseeable hazard;</div> <div>(e) Well drained;</div> <div>(f) Well maintained;</div> <div>(g) In good repair; and</div> <div>(h) Visible to staff at all times.</div> </div>		
<div>Findings:</div> <div>General: Based on observation, there was a drain pipe on the side of the building that was in disrepair with sharp edges. It was missing a piece of the pipe and the pipe in the ground was exposed.</div>		

Inspection Report

800 - 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 mulch on the playground had been washed away; therefore, there was not an adequate amount of protective surfacing for the fall zones of the climbing structure and slide.

Equipment

Not In Compliance

840 - Individual Bed/Mat/Cot and Bedding

Not In Compliance

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

(3) Rest time shall occur in an adequate space according to 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, it was found that the facility had napping mats that appeared to be made of a hard, foam type material. Therefore, these mats could not be properly cleaned and sanitized.

865 - Indoor/Outdoor Equipment

Not In Compliance

922 KAR 2:120. Section 13. 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, there was a broken toilet paper holder in the blue bathroom.

Transportation

In Compliance

Kitchen Requirements

Not In Compliance

1040 - 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, the small refrigerator in the Preschool classroom did not have a thermometer; therefore, the temperature could not be determined. There were children's items being stored in this refrigerator.

Food Service

In Compliance

Meal Planning/Center Provides Meals

In Compliance

Meal Planning/Center Does Not Provide Meals

In Compliance

Inspection Report**Children's Records****Not In Compliance****1245 - Immunization****Not In Compliance****922 KAR 2:090. Section 9. Records.****(1) A child-care center shall maintain:**

(a) A current immunization certificate for each child in care within thirty (30) days of the child's enrollment, unless an attending physician or the child's parent objects to the immunization of the child pursuant to KRS 214.036;

Findings:

General: Based on review of documentation the following was found:

- 1.) Two children enrolled on 1/20/22, did not have a Kentucky immunization record on file at the facility. The certificates on file were from another state and did not include expiration dates; therefore, it could not be determined if they were current.
- 2.) One child enrolled on 5/9/22, did not have a current immunization record at the facility. The certificate on file expired 6/7/22.
- 3.) One child enrolled on 8/25/21, did not have a current immunization record at the facility. The certificate on file expired 1/26/22.

1250 - Enrollment Information**Not In Compliance****922 KAR 2:090. Section 9. 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 a 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 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, the following was found:

- 1.) Two children enrolled on 1/20/22, did not have a physician's name and contact information on file at the facility.
- 2.) One child enrolled on 8/25/21, did not have a preferred hospital on file at the facility.

Written Documentation**Not In Compliance****1275 - Staff Schedule****Not In Compliance****922 KAR 2:090. Section 9. Records.****(1) A child-care center shall maintain:**

(d) A written schedule of staff working hours;

Findings:

General: Based on observation, there was no written schedule of staff hours presented at the time of survey.

1280 - Professional Development**Not In Compliance****922 KAR 2:090. Section 9. Records.****(1) A child-care center shall maintain:**

(f) A written annual plan for child-care staff professional development;

Findings:

General: Based on review of documentation, four staff hired on 3/19/14, 3/19/14, 8/6/15, and 3/24/21, did not have a professional development plan on file at the facility.

1285 - Earthquake/Tornado/Fire Drills**Not In Compliance****922 KAR 2:090. Section 9. 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;

(i) A written record of practiced fire drills conducted monthly detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;

Findings:

General: Based on review of documentation, there was no evidence presented at the time of survey of lockdown drills being conducted at the facility.

Inspection Report		
	Posted Documentation	Not In Compliance
1320 - Disaster Course of Action		Not In Compliance
<div> <div>922 KAR 2:090. Section 9. Records.</div> <div>(1) A child-care center shall maintain:</div> <div>(j) A written plan and diagram outlining the course of action in the event of a natural or manmade disaster, posted in a prominent place;</div> </div>		
Findings: General: Based on observation, there was diagram posted on the wall at the facility, but there were no written directions of what to do in case of an emergency.		
	Animals	In Compliance

Signature of Provider/Representative

Title

Date