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INSPECTOR GENERAL

**Inspection Report**

<b>Provider Name:</b> Prodigy Preschool	<b>Provider Information</b>	<b>CLR No:</b> L383262
<b>Provider Address:</b> 101 Providence Way, Nicholasville, KY, 40356	<b>Provider Type:</b> LICENSED TYPE I	<b>Capacity:</b> 56
<b>Owner(s):</b> Webster Child Care, LLC		<b>Director(s):</b> Webster, Leigh Anna

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 216988
<b>Date Initiated:</b> 09/20/2016 7:30 AM	<b>Date Concluded:</b> 09/20/2016 10:00 AM	
	<b>No. of Children Present:</b> 20	

Inspection Report	
<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>
<b>922 KAR 2:110. Section 4. Director Requirements and Responsibilities.</b> <b>(1) Effective with the adoption of this administrative regulation, a director shall:</b> <b>(I) Provide for the health, safety, and comfort of each child;</b>	
<b>Findings:</b> General: Based on Observation, it was found that a free-standing floor fan was operating in the indoor gross motor room. The children were observed to go past this fan multiple times.	
<b>Employee Records</b>	<b>Not In Compliance</b>
<b>300 - Background checks/left alone</b>	<b>Not In Compliance</b>
<b>922 KAR 2:090. Section 6. License Issuance.</b> <b>(5) An individual described in subsection (4) of this section shall:</b> <b>(a) Submit to background checks described in paragraph (b) of this subsection;</b> <b>(b) May be employed or work with a child on a probationary basis for up to ninety (90) calendar days, pending completion of a:</b> <b>1. Child abuse or neglect check using the central registry in accordance with 922 KAR 1:470;</b> <b>2. Criminal records check required by KRS 199.896(19);</b> <b>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</b> <b>4. An address check of the Sex Offender Registry; and</b> <b>(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.</b>	
<b>Findings:</b> General: Based on Review of Documentation, it was found that the file for an employee rehired on 8-25-16 did not contain evidence of submission for or the results of a criminal records check or a central registry check. This employee was not observed to be 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, it was found that the files for employees hired on 6-28-16, 6-30-16 and 8-15-16 did not contain evidence of a high school diploma, GED, Commonwealth Childcare Credential or a letter from their school stating that they were enrolled in secondary education.

**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, it was found that the files for employees hired on 7-25-14, 8-21-14 and 9-16-14 contained TB skin tests dated 4-9-14, 8-15-14 and 9-5-14. These dates are not within the two (2) year timeframe as required. It was also found that the file for an employee hired on 8-15-16 did not contain a TB skin test or screening.

**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, it was found that the ECE-TRIS records and files for employees hired on 5-18-15 and 8-20-15 contained no evidence of Pediatric Abusive Head Trauma training being completed. It was also found that the ECE-TRIS record and file for an employee hired on 2-17-16 contained no evidence of the six-hour cabinet-approved orientation training being completed.

**Programming**

**Not In Compliance**

**365 - Regularity of Routines**

**Not In Compliance**

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

**(6) Regularity of routines shall be implemented to afford the child familiarity with the daily schedule of activity.**

**Findings:**

General: Based on Interview, it was found that children are moved from classroom to classroom based on the days ratios and attendance.

**Premises**

**Not In Compliance**

**460 - Inaccessible Items**

**Not In Compliance**

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

**(7) Except in accordance with subsection (8) of this section, the following shall be inaccessible to a child in care:**

- (a) Toxic cleaning supplies, poisons, and insecticides;**
- (b) Knives and sharp objects;**
- (c) Matches, cigarettes, lighters, and flammable liquids;**
- (d) Plastic bags;**
- (e) Litter and rubbish;**
- (f) Bar soap; and**
- (g) Personal belongings and medications of staff.**

**Findings:**

General: Based on Observation, it was found that there was a large pile of empty plastic bags on the floor between the changing table and the wall of the women's bathroom. This bathroom is used by the children. It was also found that the shower stall in the women's bathroom contained a plunger, an empty plastic bag and a can of AirWick air freshener.

**465 - 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; and**
- (c) Plastic bags not used for personal belongings.**

**Findings:**

General: Based on Observation, it was found that there was a large pile of empty plastic bags on the floor between the changing table and the wall of the women's bathroom. These bags were not being used as part of a scheduled activity.

## Inspection Report

### 520 - Floors, Walls, Ceilings

Not In Compliance

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

(9) Floors, walls, and ceilings shall be smooth, in good repair, and constructed to be easily cleaned.

##### Findings:

General: Based on Observation, it was found that the bottom portion of the brown walls in the indoor gross motor area were scarred in multiple areas. The paint was chipped and the walls deeply gouged in many places. There was also a round hole in one of the walls.

Hygienic Practices

In Compliance

First Aid/Medication

In Compliance

Outdoor Play Area

In Compliance

Equipment

Not In Compliance

### 725 - Playpens/Play Yards

Not In Compliance

#### 922 KAR 2:120. Section 5. Infant and Toddler Play Requirements.

(5) Playpens and play yards shall:

- (a) Meet federal standards as issued by the Consumer Product Safety Commission, including 16 C.F.R. 1221;
- (b) Be manufactured for commercial use; and
- (c) Not be used for sleeping or napping.

##### Findings:

General: Based on Observation, it was found that there was a multi-colored Graco Pack N Play in the office. The Pack N Play was not labeled as being approved for commercial use. The director stated that the Pack N Play is used for napping by a two-year-old child who has problems falling asleep.

### 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, it was found that the seat of a Mickey Mouse chair located in the four and five-year-old (4 and 5) classroom was torn, exposing the foam and metal beneath the vinyl.

Transportation

Not Applicable

Food Service

Not In Compliance

### 970 - Food From Approved Source

Not In Compliance

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

(1) Food shall be:

- (e) Obtained from a source that is in compliance with the Department of Public Health's food safety standards and permits, established in KRS Chapter 217;
- (f) Acceptable if from an established commercial food store;

##### Findings:

General: Based on Interview, it was found that the facility sometimes gets meals for the children from Panera. The facility did not have the restaurant's food service permit on file.

### 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 Review of Documentation, it was found that the posted menu was not dated.

Children's Records

Not In Compliance

### 1070 - Immunization

Not In Compliance

#### 922 KAR 2:110. Section 3. 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, it was found that the file for a child enrolled on 8-1-16 contained an immunization certificate that was no longer current as of 7-14-16.

**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, it was found that two (2) children's files out of ten (10) files reviewed did not contain information regarding the parent's preferred hospital.

**Written Documentation**

**Not In Compliance**

**1085 - 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.**

**Findings:**

General: Based on Interview, it was found that the director was unable to locate the facility's emergency preparedness plan according to KRS199.8982.

**1095 - Daily Attendance Records**

**Not In Compliance**

**922 KAR 2:110. Section 3. 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 only eighteen (18) of the twenty (20) children present were signed in to the facility.

**1105 - Professional Development**

**Not In Compliance**

**922 KAR 2:110. Section 3. 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, it was found that the files for three (3) eligible employees did not contain evidence of an annual professional development plan being completed.

**Posted Documentation**

**Not In Compliance**

**1155 - Posting Requirements**

**Not In Compliance**

**922 KAR 2:110. Section 2. General.**

**(7) In addition to the posting requirement of KRS 199.898(3), a child-care center shall post the following in a conspicuous place and make available for public inspection:**

- (a) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year;**
- (b) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year;**
- (c) Information on the Kentucky Consumer Product Safety Program and the program's website as specified in KRS 199.897;**
- (d) A description of services provided by the child-care center, including:**
  - 1. Current rates for child care; and**
  - 2. Each service charged separately and in addition to the basic rate for child care;**
- (e) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and**
- (f) Daily schedule.**

**Findings:**

General: Based on Observation, it was found that the statement of deficiencies issued and the plan of correction submitted for the 2015 relicensure survey was not posted in the facility.

Inspection Report

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, it was found that a schedule of daily activities was not posted in the four and five-year-old (4 and 5) classroom.

Animals

Not Applicable

Signature of Provider/Representative

Title

Date