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**Andy Beshear**GOVERNOR

# CABINET FOR HEALTH AND FAMILY SERVICES OFFICE OF INSPECTOR GENERAL

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Eric Friedlander SECRETARY

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INSPECTOR GENERAL

**CLR No:** 1383329

### **Inspection Report**

**Provider Information** 

Provider Type: LICENSED TYPE I

Provider Address: 139 North Concord Avenue, Paducah, KY, 42001 Capacity: 60

Owner(s): Hopes & Dreams Child Development Center, LLC

Director(s): Hicks, Jackie Gale

**Inspection Information** 

Inspection Type: Renewal Application Inspection No: 320005

**Date Initiated:** 01/25/2022 10:15 AM **Date Concluded:** 01/25/2022 2:30 PM

No. of Children Present: 16

#### **Inspection Report**

Background Checks Not In Compliance

## 20 - Out of state background checks

Provider Name: Hopes & Dreams Child Development

Not In Compliance

922 KAR 2:280. Section 5. Checks of Other States.

- (1) In accordance with 45 C.F.R. 98.43(b)(3), a prospective child care staff member who resides in or has resided in another state within the last five (5) years shall:
- (a) Request from each state of current or prior residency, in accordance with the state's laws, policies, and procedures, with a courtesy notice to the cabinet:
  - 1. An in-state criminal records check by:
  - a. Means of fingerprints for the state of residence; or
  - b. Any means accepted by a state of prior residency;
  - 2. A check of the state's sex offender registry or repository; and
- 3. A check of the state-based child abuse and neglect registry and database; and
- (b) Direct results of the checks required in paragraph (a) of this subsection to the Department for Community Based Services, Division of Child Care, 275 East Main Street, 3C-F, Frankfort, Kentucky 40601.

#### Findings:

General: Based on interview and review of documentation, a caregiver, hired on 04/24/20, did not submit a request for a background check from Tennessee, which was a previous state of residence.

Supervision In Compliance

Staffing Requirements In Compliance

General Administration In Compliance

Director Requirements In Compliance



#### Inspection Report

#### **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 interview and review of documentation, a caregiver hired 11/13/21, did not have TB documentation on file. In addition, a caregiver hired 04/31/16, had TB documentation on file that was dated 07/16/19.

### 410 - CPR/First Aid Coverage

**Not In Compliance** 

922 KAR 2:090. Section 11. Staff Requirements.

- (3) For a child-care center licensed for infant, toddler, or preschool-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:
- (a) Infant and child cardiopulmonary resuscitation; and
- (b) Infant and child first aid.
- (4) For a child-care center licensed for school-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:
- (a) Adult cardiopulmonary resuscitation; and
- (b) First aid.
- (5) Cardiopulmonary resuscitation (CPR) and first aid training shall be in addition to the fifteen (15) clock hours requirement in subsection (16) of this section.

#### Findings:

General: Based on interview and review of documentation, there was no caregiver on duty who was certified to administer first aid and CPR. The caregiver who was present was certified until 03/30/21.

### 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 interview and review of documentation, a caregiver hired 08/30/21, did not have first aid and CPR training.

### 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 interview and review of documentation, a caregiver hired 04/24/20, did not complete six (6) hours of orientation training within the first three (3) months of employment.

#### Programming

In Compliance

#### Premises

**Not In Compliance** 

#### 565 - Inaccessible Items Not In Compliance

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

- (7) The following shall be inaccessible to a child in care:
- (a) Toxic cleaning supplies, poisons, and insecticides;
- (b) Matches, cigarettes, lighters, and flammable liquids; and
- (c) Personal belongings and medications of staff.

### Findings:

General: Based on observation and interview, a can of Lysol disinfectant spray and a can of AXE body spray were stored in an unlocked cabinet, underneath the sink and were accessible to children in the hallway restroom. In addition, a black and white jacket, which belonged to a caregiver, hung on the back of the desk chair in the three and four-year olds' classroom.



#### Inspection Report

595 - Fire Exits Clear Not In Compliance

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

(3) Fire and emergency exits shall be kept clear of debris.

#### Findings:

General: Based on observation and interview, a large pedestal fan was placed at the door used by the preschool children to exit directly onto the outdoor playground. This door was designated for a fire and emergency exit.

#### **Hygienic Practices**

In Compliance

First Aid/Medication

**Not In Compliance** 

775 - 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 unless the medication is:
- 1. A first aid supply and is maintained in accordance with subsection (1) of this section;
- 2. Diaper cream, sunscreen, or toothpaste. Diaper cream, sunscreen, or toothpaste shall be inaccessible to a child;
- 3. An epinephrine auto-injector. A licensed child-care center shall comply with KRS 199.8951 and 311.646, including:
- a. An epinephrine auto-injector shall be inaccessible to a child;
- b. A child-care center shall have at least one (1) person onsite who has received training on the administration of an epinephrine auto-injector if the child-care center maintains an epinephrine auto-injector;
  - c. A child-care center shall seek emergency medical care for a child if an auto-injector is administered to the child; and
- d. A child-care center shall report to the child's parent and the cabinet in accordance with 922 KAR 2:090, Section 13(1)(b) if an epinephrine auto-injector is administered to a child; or
- 4. An emergency or rescue medication for a child in care, such as medication to respond to diabetic or asthmatic condition, as prescribed by the child's physician. Emergency or rescue medication shall be inaccessible to a child in care;
- (b) Kept in the original bottle; and
- (c) Properly labeled.
- (7) Medication shall not be given to a child if the medication's expiration date has passed.

#### Findings:

General: Based on observation and interview, two (2) cans of OFF bug repellant spray and a can of Repel bug repellant spray each had an active drug ingredient and were on the ground in the outdoor play area. These cans were accessible to children.

**Outdoor Play Area** 

In Compliance

**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:
- 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:

General: Based on observation and interview, five (5) mats were torn and exposed foam in the preschool room.

### 860 - Toys/Furniture

922 KAR 2:120. Section 13. 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 and interview, safety shoulder straps were missing from three (3) Baby Trend highchairs in the infants' and toldders' room.

### 922 KAR 2:120. Section 13. Toys and Furnishings.

**Not In Compliance** 

**Not In Compliance** 

- (2) Indoor and outdoor equipment shall:

865 - Indoor/Outdoor Equipment

- (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 and interview, paint was chipped and flaky on the hallway entrance restroom door. Rust and chipped paint were on a blue merry-go-round and a blue and red tunnel playset on the outdoor playground.

**Transportation** 

**Not Applicable** 



#### Inspection Report

**Kitchen Requirements** 

Food Service

In Compliance

In Compliance

In Compliance

**Meal Planning/Center Provides Meals** 

In Compliance **Not In Compliance** 

Meal Planning/Center Does Not Provide Meals

Children's Records

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:

1245 - Immunization

General: Based on interview and review of documentation, a child enrolled 03/02/20, had an immunization certificate on file that was valid until 04/15/21.

### 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
- 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:
- (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 interview and review of documentation, two (2) children enrolled 03/02/20 and a child, enrolled on 12/14/21, did not have allergy information listed on the enrollment form. In addition, a child first date of attendance on 03/02/20, did not have information on file to enable the person in charge to contact the child's preferred hospital.

### **Written Documentation**

**Not In Compliance Not In Compliance** 

### 1270 - Daily Attendance Records

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 observation, interview and review of documentation, sixteen (16) children were present and only fifteen (15) had an arrival time documented. Therefore, a child did not have a documented arrival time.

**Posted Documentation** 

In Compliance

Animale

**Not Applicable** 



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Signature of Provider/Representative