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GOVERNOR

**CABINET FOR HEALTH AND FAMILY SERVICES
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Inspection Report

Provider Name: Southland Kids Kare	Provider Information	CLR No: L356134
Provider Address: 2094 Harrodsburg Road, Lexington, KY, 40503	Provider Type: LICENSED TYPE I	Capacity: 94 (bldg #1-39, bldg #2-55)
Owner(s): Southland Kids Kare, Inc.		Director(s): Ramey, Manila

Inspection Type: Renewal Application	Inspection Information	Inspection No: 292746
Date Initiated: 02/12/2020 8:40 AM	Date Concluded: 02/12/2020 11:25 AM	
	No. of Children Present: 21	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
320 - Operation instruction/Regulation copy	Not In Compliance
922 KAR 2:090. Section 8. General. (2) Child-care center staff shall be: (a) Instructed by the child-care center's director regarding requirements for operation; and (b) Provided with a copy of this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280.	
Findings: General: Based on review of documentation, the surveyor found an outdated copy of the child-care regulations. The staff person in charge stated that she had printed a new copy of the child-care regulations, but she could not locate the copy during the inspection. It is important to note, this regulatory violation was cited during the renewal inspection conducted on 2/21/2019.	
345 - 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 and interview, the surveyor found that the staff person in charge did not complete an annual evaluation for one staff person.	

350 - Health, Safety, Comfort

Not In Compliance

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

(1) A director shall:

- (l) Assure the health, safety, and comfort of each child;**

Findings:

General: Based on observation, the surveyor found the following:

1. In the two-year-old room, the surveyor observed a box fan, a vacuum cleaner, a broom, and a dustpan next to the hand-washing sink. Eight children were present in the classroom during the observation.
2. In the breakfast area, the surveyor observed a small stepladder propped against the wall. Seven children were present in this area eating breakfast during the observation.
3. In the restroom located in the preschool room, the surveyor observed a mop bucket and a mop. The staff person stated that the preschool and school-age children use this restroom.

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, the surveyor found a staff person hired on 9/03/2019, did not have proof of education on file.

395 - 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, the surveyor found the following:

1. One staff person (hire date: 5/30/1995) had TB documentation on file that was no longer valid as of 1/4/2020.
2. A staff person (hire date: 10/26/2017) had TB documentation on file that was no longer valid as of 9/6/2019.

400 - 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.**

Findings:

General: Based on interview and review of documentation, the surveyor found the following:

1. A staff person (hired on 5/30/1995), who transports children, had CPR and First Aid documentation on file that was no longer current as of 12/31/2019.
2. A staff person (hired on 2/15/2018), who transports children, did not have CPR and First Aid documentation on file. The staff person in charge stated that the staff person is a nurse, and is certified in both CPR and First Aid.
3. There is not a staff person on duty and present with the children during the hours of operation who is currently certified in CPR and First Aid. The surveyor found that four out of nine staff had CPR and First Aid documentation on file, but the documentation was no longer current as of 12/31/2019.

It is important to note, the staff person in charge stated that CPR and First Aid training is scheduled for 2/22/2020.

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 and ECE-TRIS, the surveyor found the following:

1. A staff person hired on 9/3/2019 has yet to complete the six-hour orientation training.
 2. One staff person had completed only six hours of early care and education training. Additionally, the staff person had not renewed the pediatric abusive head trauma training. The training was completed on 4/23/2013, but is required to be taken every five years.
 3. One staff person had completed only six hours of early care and education training.
 4. One staff person had completed only 1.5 hours of early care and education training.
 5. One staff person had completed only six hours of early care and education training. Additionally, the staff person has not completed the pediatric abusive head trauma training.
 6. One staff person had completed zero hours of early care and education training.
 7. A staff person hired on 2/15/2018, had completed zero hours of early care and education training. Additionally, the staff person had not completed the pediatric abusive head trauma training.
 8. A staff person hired on 7/30/2018, had completed zero hours of early care and education training. Additionally, the staff person had not completed the pediatric abusive head trauma training. It is important to note, the staff person has never completed the six-hour orientation training, and the staff person is not listed in ECE-TRIS.
- File review found that two staff hired on 10/30/1997 and 5/30/1995, have not completed fifteen hours of early care and education training since 2014. Additionally, a staff person hired on 10/23/2014, has not completed fifteen hours of early care and education training since 2016.

415 - Driver Requirements

Not In Compliance

922 KAR 2:120. Section 12. Transportation.

- (18) A driver of a vehicle transporting a child for a center shall:**
- (a) Be at least twenty-one (21) years old;**
 - (b) Complete:**
 - 1. The background checks as described in 922 KAR 2:280; and**
 - 2. An annual check of the:**
 - a. Kentucky driver history records in accordance with KRS 186.018; or**
 - b. Driver history records through the state transportation agency that issued the driver's license;**
 - (c) Hold a current driver's license which has not been suspended or revoked during the last five (5) years; and**
 - (d) Not caused an accident which resulted in the death of a person.**

Findings:

General: Based on interview and review of documentation, the surveyor found two staff (hire dates: 5/30/1995 and 2/15/2018), identified as van drivers, did not have an annual driving record check on file.

Programming

In Compliance

Premises

Not In Compliance

520 - 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, the surveyor found a staff person's purse in a cubby compartment located in the preschool classroom. The purse was within reach of the seven children present in the classroom.

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, the surveyor found the following:

1. In the two-year-old classroom, the surveyor observed areas of chipped white paint around a window ledge.
2. In the breakfast area, the surveyor observed dirt and grime on the platform underneath the hand-washing sink.
3. In the preschool classroom, the surveyor observed a loose outlet plate that was not secured to the wall, leaving a gap between the wall and the outlet plate. The surveyor noted that the television was plugged into the outlet.

560 - Building Requirements

Not In Compliance

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

- (5) The building shall be constructed to ensure the:**
(a) Building is:
1. Dry;
2. Ventilated; and
3. Well lit, including clean light fixtures that are:
a. In good repair in all areas; and
b. Shielded or have shatter-proof bulbs installed; and
(b) Following are protected:
1. Windows;
2. Doors;
3. Stoves;
4. Heaters;
5. Furnaces;
6. Pipes; and
7. Stairs.

Findings:

General: Based on observation, the surveyor found an overhead light fixture in the preschool classroom not working. The staff person stated the light had stopped working the day before. Additionally, the surveyor found a torn window screen that was not completely attached to the window frame outside of the two-year-old classroom.

580 - 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, during an inspection of the restroom located in the two-year-old classroom, the surveyor found a large crack in the ceiling. Additionally, there was an area of peeling paint on the ceiling.

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, the surveyor found the following:

1. The surveyor observed yellow stains and fecal matter inside of a toilet in the restroom located in the two-year-old room.
2. The surveyor observed urine that had not been flushed in a toilet in the restroom located in the preschool room.

Inspection Report	
Hygienic Practices	Not In Compliance
685 - Diaper Changing Area/Surface	Not In Compliance
<p>922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.</p> <p>(10) When a child is diapered, the child shall:</p> <p>(b) Be placed on a surface that is:</p> <ol style="list-style-type: none"> 1. Clean; 2. Padded; 3. Free of holes, rips, tears, or other damage; 4. Nonabsorbent; 5. Easily cleaned; and 6. Free of any items not used for diaper changing. <p>Findings:</p> <p>General: Based on observation, the surveyor found the following non-diapering items on top of the diaper pad located in the two-year-old classroom: a roll of paper towels, clothing, and a television remote.</p>	
First Aid/Medication	Not In Compliance
715 - First Aid Supplies	Not In Compliance
<p>922 KAR 2:120. Section 7. First Aid and Medicine.</p> <p>(1) First aid supplies shall:</p> <p>(a) Be available to provide prompt and proper first aid treatment;</p> <p>(b) Be stored out of reach of a child;</p> <p>(c) Be periodically inventoried to ensure the supplies have not expired;</p> <p>(d) If reusable, be:</p> <ol style="list-style-type: none"> 1. Sanitized; and 2. Maintained in a sanitary manner; and <p>(e) Include:</p> <ol style="list-style-type: none"> 1. Liquid soap; 2. Adhesive bandages; 3. Sterile gauze; 4. Medical tape; 5. Scissors; 6. A thermometer; 7. Flashlight; 8. Cold pack; 9. First aid book; 10. Disposable gloves; and 11. A cardiopulmonary resuscitation mouthpiece protector. <p>Findings:</p> <p>General: Based on observation, the surveyor found the first aid kit located on the 2008 Sienna mini-van did not contain the following items: scissors, liquid soap, and a thermometer.</p>	
730 - Medication	Not In Compliance
<p>922 KAR 2:120. Section 7. First Aid and Medicine.</p> <p>(6) Medication, including refrigerated medication, shall be:</p> <p>(a) Stored in a separate and locked place, out of the reach of a child unless the medication is:</p> <ol style="list-style-type: none"> 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: <ol style="list-style-type: none"> 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 12(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; <p>(b) Kept in the original bottle; and</p> <p>(c) Properly labeled.</p> <p>(7) Medication shall not be given to a child if the medication's expiration date has passed.</p> <p>Findings:</p> <p>General: Based on observation, the surveyor found medication that was not stored in a locked location. During an inspection of the refrigerator located in the kitchen, the surveyor found two bottles of amoxicillin in the butter/dairy compartment of the refrigerator door. A staff person, who was preparing food, identified the children to whom the medication belonged. She indicated that she was unaware that the medication was in the refrigerator.</p>	
Outdoor Play Area	In Compliance

Inspection Report	
Equipment	Not In Compliance
815 - Toys/Furniture	
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, the surveyor found the following: 1. The surveyor observed several black and brown stains on an area rug located in the two-year-old classroom. 2. The surveyor observed excessive stains on a yellow throw pillow located in the two-year-old classroom.	
Transportation	Not In Compliance
880 - Vehicle Equipment	
922 KAR 2:120. Section 12. Transportation. (4) A vehicle used to transport children shall be equipped with: (a) A fire extinguisher; (b) First aid supplies as established in Section 7 of this administrative regulation; (c) Emergency reflective triangles; and (d) A device to cut the restraint system, if necessary.	
Findings: General: Based on observation, the surveyor found the 2008 Sienna mini-van was not equipped with a seat belt cutting device. Additionally, the surveyor found the van equipped with only one reflective triangle.	
Food Service/Food Program	In Compliance
Food Service	In Compliance
Children's Records	Not In Compliance
1135 - Immunization	
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 surveyor found one child had immunization documentation on file that was no longer valid as of 4/18/2019. The staff person in charge stated that a reminder letter was sent to the child's parent.	
Written Documentation	Not In Compliance
1150 - Evacuation Plan	
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 interview, the surveyor found that the staff person in charge could not locate the emergency preparedness plan. The staff person in charge stated that she completed the document, and submitted it to local emergency management, but it came back undeliverable.	
1170 - Professional Development	
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, the surveyor found four out of nine staff did not have an annual professional development plan on file.	
1175 - Earthquake/Tornado/Fire Drills	
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, the surveyor found a fire drill was not recorded during the months of December 2019 and January 2020. The staff person in charge stated that fire drills were completed, but not documented. Additionally, based on the documentation presented for review, the surveyor found the names of the children who participated in earthquake, tornado, and fire drills were not documented.	

Inspection Report		
	Posted Documentation	Not In Compliance
1200 - Posting Requirements		Not In Compliance
<p>922 KAR 2:090. Section 8. General.</p> <p>(6) 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:</p> <ul style="list-style-type: none"> (a) The provider's preliminary or regular license; (b) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year; (c) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year; (d) Information on the Kentucky Consumer Product Safety Program and the program's Website as specified in KRS 199.897; (e) A description of services provided by the child-care center, including: <ul style="list-style-type: none"> 1. Current rates for child care; and 2. Each service charged separately and in addition to the basic rate for child care; (f) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and (g) Daily planned program. 		
<p>Findings:</p> <p>General: Based on observation and review of documentation, the surveyor found the statement of deficiencies issued during the renewal inspection conducted on 2/21/2019, and the plan of correction addressing the deficiencies was not posted or available for public review. The surveyor only observed statements of deficiencies and plan of corrections dated for 2/14/2017, 3/2/2017, and 3/20/2017, on the parent board.</p>		
	Animals	Not Applicable

Signature of Provider/Representative

Title

Date