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Inspection Report

Provider Name: Kesling, Amanda Lynn	Provider Information	CLR No: C70971
Provider Address: 816 Rogers Ct., Ashland, KY, 41101	Provider Type: CERTIFIED	Capacity: 6

Inspection Type: Annual Inspection	Inspection Information	Inspection No: 247844
Date Initiated: 12/17/2018 2:20 PM	Date Concluded: 12/17/2018 3:00 PM	
No. of Children Enrolled: 7	No. of Children Present: 5	

Inspection Report	
Background Checks	Not In Compliance
5 - Background check/left alone/dismissed/relocated	Not In Compliance
<p>922 KAR 2:280 - Section 3. Implementation and Enforcement.</p> <p>(1) A person who is a child care staff member prior to January 1, 2018, shall submit to and complete background checks in accordance with this administrative regulation no later than September 30, 2018.</p> <p>(2) A child care staff member hired on or after April 1, 2018, shall:</p> <p>(a) Have completed the background checks required in accordance with this administrative regulation and been found to have no disqualifying offense prior to becoming a child care staff member; or</p> <p>(b)1. Have submitted to the background checks required in accordance with this administrative regulation;</p> <p>2. Not be left unsupervised with a child in care pending the completion of the background checks in accordance with this administrative regulation; and</p> <p>3. Be dismissed or relocated from the residence if the person is found to have a disqualifying background check result.</p>	
Findings:	
<p>General: Based on review of documentation, observation, and interview, this regulatory requirement was not met. The surveyor observed the provider caring for five (5) children alone in the home during the visit. The provider had a completed child abuse/neglect check (CAN) and a completed criminal records check (CRC) on file; however, required forms for the NBCP had not yet been filled out. The provider stated during interview that she had not yet initiated the process to obtain her background check in the NBCP portal.</p>	
Supervision	In Compliance
General Administration	Not In Compliance
180 - Record Maintenance	Not In Compliance
<p>922 KAR 2:100 - Section 18. Records.</p> <p>(6) A certified family child-care home provider shall keep all records for five (5) years.</p>	
Findings:	
<p>General: Based on review of documentation and interview, this regulatory requirement was not met. A review of files found no evidence of T.B. documentation for the provider. The provider stated that the documentation had been obtained; however, she was not able to locate it during the survey.</p>	
Provider Requirements	In Compliance

Inspection Report

Provider Records

Not In Compliance

240 - Provider CPR/First Aid

Not In Compliance

922 KAR 2:100 - Section 2. Certification Process.

- (4) An applicant shall be currently certified by an agency approved in accordance with 922 KAR 2:240 in infant and child:**
 - (a) Cardiopulmonary resuscitation (CPR); and**
 - (b) First aid.**

Findings:

General: Based on review of documentation and interview, this regulatory requirement was not met. At the time of the visit the provider did not provide proof that she was currently certified in Infant and Child First Aid. The provider stated that she was in the process of moving to a new home and indicated that she must have already moved this documentation to the new address.

260 - Orientation/training plan

Not In Compliance

922 KAR 2:100 - Section 2. Certification Process.

- (9) Within three (3) months of submission to the cabinet of a complete OIG-DRCC-03, an applicant shall:**
 - (a) Demonstrate completion of six (6) hours of cabinet-approved training in accordance with KRS 199.8982(1)(a)6; and**
 - (b) Develop and implement a written plan for obtaining nine (9) hours of annual cabinet-approved training as required in Section 10(1) of this administrative regulation.**

Findings:

General: Based on review of documentation, this regulatory requirement was not met. A review of the documentation on file found no evidence of a written plan for obtaining nine (9) hours of annual cabinet-approved training.

265 - Provider Training Requirements

Not In Compliance

922 KAR 2:100 - Section 10. Standards for the Provider.

- (1)(a) A provider shall complete annually at least nine (9) hours of cabinet-approved early care and education training beginning with the second year of operation, including one and one-half (1½) hours of cabinet-approved pediatric abusive head trauma training in accordance with KRS 199.8982(2):**
 - 1. Within the second year of employment or operation in child care; and**
 - 2. Every subsequent five (5) years of employment or operation in child care.**

Findings:

General: Based on review of documentation, this regulatory requirement was not met. A review of the provider's documentation on file and the Early Care and Education Training Records Information System (ECE-TRIS) website found that the provider had not completed the required nine (9) hours of annual cabinet-approved child development training.

Programming

In Compliance

Premises

In Compliance

Hygienic Practices

In Compliance

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

525 - Outdoor Play Area Safe

Not In Compliance

922 KAR 2:100 - Section 11. The General Requirements of the Family Child-Care Home Environment.

- (13) An outdoor play area shall be free of unavoidable danger or risk.**

Findings:

General: Based on interview, this regulatory requirement was not met. The Provider stated during interview that she has not been taking the children outside to play in the outdoor play area because the deck is in disrepair. The Provider stated, "A couple of the wooden deck boards on the floor area fell in so it's not safe right now". The Provider further stated that she is in the process of moving to a new home and indicated that this would occur sometime near the beginning of 2019.

Equipment

In Compliance

Transportation

In Compliance

Food Service/Food Program

In Compliance

Food Service

Not In Compliance

695 - Weekly Menu

Not In Compliance

922 KAR 2:100 - Section 14. Food Requirements.

- (10) A weekly menu shall be:**
 - (a) Prepared;**
 - (b) Dated;**
 - (c) Available to a parent of a child in care or the cabinet upon request; and**
 - (d) Kept on file for thirty (30) calendar days.**

Findings:

General: Based on observation, this regulatory requirement was not met. A tour of the home found that the provider did not have a menu posted.

730 - Immunization

Not In Compliance

922 KAR 2:100 - Section 18. Records.

(1) A provider 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 observation and interview, this regulatory requirement was not met. The surveyor observed the provider caring for five (5) children in the home during the visit. The provider stated that she was in the process of moving to a new home and stated that her binder that contained all of the children's information had already been moved to the new location; therefore, the provider did not have immunization certificates on file for the children in her care. The provider stated that all of the children had been enrolled over thirty (30) days.

735 - Children's information

Not In Compliance

922 KAR 2:100 - Section 18. Records.

(1) A provider 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 family child-care home; 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 the provider 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 family child-care home;

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 provider to seek emergency medical care for the child in the parent's absence; and

Findings:

General: Based on review of documentation, observation and interview, this regulatory requirement was not met. The surveyor observed the provider caring for five (5) children in the home during the visit. The provider stated that she was in the process of moving to a new home and stated that her binder that contained all of the children's information had already been moved to the new location; therefore, the provider did not have written records or any identifying information on file for the children in her care. The provider stated that all of the children had been enrolled over thirty (30) days.

745 - Written child care agreement

Not In Compliance

922 KAR 2:100 - Section 19. Certified Family Child-Care Home Program.

The certified family child-care home provider shall:

(9) Maintain a written child care agreement with each child's parent, including the name of each person designated by the parent to pick up the child; and

Findings:

General: Based on review of documentation, observation, and interview, this regulatory requirement was not met. The surveyor observed the provider caring for five (5) children in the home during the visit. The provider stated that she was in the process of moving to a new home and stated that her binder that contained all of the children's information had already been moved to the new location; therefore, the provider failed to maintain a written child care agreement with each child's parent for the children in her care.

Written Documentation

Not In Compliance

750 - Liability insurance

Not In Compliance

922 KAR 2:100 - Section 2. Certification Process.

(2) An applicant for certification shall:

(b) Obtain commercial liability insurance of at least \$50,000 per occurrence; and

Findings:

General: Based on review of documentation, this regulatory requirement was not met. During the visit it was found that the provider's liability insurance had expired. The insurance was from Acord and it was dated 9/4/17 - 9/4/18.

760 - Attendance Records Standards

Not In Compliance

922 KAR 2:100 - Section 10. Standards for the Provider.

(12) A provider shall:

(b) Maintain 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 provider through the Child Care Assistance Program.

Findings:

General: Based on review of documentation and interview, this regulatory requirement was not met. The provider had no documentation of arrival and departure times for the children enrolled in her program.

Inspection Report

Posted/Available Documentation

Not In Compliance

815 - Daily Planned Program of Activities

Not In Compliance

922 KAR 2:100 - Section 12. Care Requirements for a Provider.

(13) A certified family child care home shall provide a daily planned program:

- (a) That is available to a parent of a child in care or the cabinet upon request;**
- (b) Of activities that are 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**

Findings:

General: Based on review of documentation, this regulatory requirement was not met. The provider did not have a planned program of activities available in her home.

820 - Diapering/Handwashing Procedures

Not In Compliance

922 KAR 2:100 - Section 13. Toilet and Diapering Requirements.

(8) The proper methods of diapering and hand-washing shall be available at each diaper changing area.

Findings:

General: Based on review of documentation and interview, this regulatory requirement was not met. The proper methods of diapering and hand-washing were not available at the diaper changing area. The provider stated that she was in the process of moving to a new home and indicated that she must have already taken this documentation to the new location.

825 - Posted Documentation

Not In Compliance

922 KAR 2:100 - Section 19. Certified Family Child-Care Home Program.

The certified family child-care home provider shall:

(7) Make available to a parent upon request:

- (a) The staff to child ratios described in Section 10 of this administrative regulation;**
- (b) The planned program of activities;**
- (c) Each statement of deficiency issued by the cabinet during the current certification period;**
- (d) Each plan of correction submitted by the certified family child-care home to the cabinet during the current certification period; and**
- (e) Daily schedule including any trips outside the family child-care home;**

Findings:

General: Based on observation, this regulatory requirement was not met. The Statement of Deficiencies/Plan of Correction from the most recent annual inspection (12/12/17) was not available for the parents to view.

Animals

Not In Compliance

830 - Animals

Not In Compliance

922 KAR 2:100 - Section 16. Animals.

(1) An animal shall not be allowed in the presence of a child in care:

(a) Unless:

- 1. The animal is under the supervision and control of an adult;**
- 2. Written parental consent has been obtained; and**
- 3. The animal is certified as vaccinated against rabies; or**

(b) Except in accordance with subsection (3) of this section.

(2) A parent shall be notified in writing if a child has been bitten or scratched by an animal.

(3) An animal that is considered undomesticated, wild, or exotic shall not be allowed at a certified family child-care home unless the animal is:

- (a) A part of a planned program activity led by an animal specialist affiliated with a zoo or nature conservatory; and**
- (b) In accordance with 301 KAR 2:081 and 301 KAR 2:082.**

Findings:

General: Based on review of documentation and interview, this regulatory requirement was not met. During the visit it was determined that there was no documentation on file to verify two (2) household pets (one (1) dog and one (1) cat) were vaccinated for rabies. The Provider stated that these pets are currently vaccinated; however, she was not able to locate the documentation during the visit.

Posted Requirements

In Compliance

Signature of Provider/Representative

Title

Date