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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Mother Hen	Provider Information	CLR No: L383605
Provider Address: 155 Silver St., Beaver Dam, KY, 42320	Provider Type: LICENSED TYPE I	Capacity: 40(Bldg 1: 41)
Owner(s): Mother Hen, LLC		Director(s): Riley, Nakisha Mae

Inspection Type: Renewal Application	Inspection Information	Inspection No: 320963
Date Initiated: 05/31/2022 9:30 AM	Date Concluded: 05/31/2022 2:00 PM	
	No. of Children Present: 42	

Inspection Report

Background Checks

Not In Compliance

5 - Background check/left alone/dismissed/relocated

Not In Compliance

922 KAR 2:280. Section 3. Implementation and Enforcement.

- (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.
- (2) A child care staff member hired on or after April 1, 2018, shall:
 - (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
 - (b) 1. Have submitted to the background checks required in accordance with this administrative regulation;
 - 2. Not be left unsupervised with a child in care pending the completion of the background checks in accordance with this administrative regulation; and
 - 3. Be dismissed or relocated from the residence if the person is found to have a disqualifying background check result.

Findings:

General: Based on observation and review of documentation, a caregiver hired on 8/17/21, did not have completed background checks through the National Background Check Program (NBCP) and was left alone and cared for ten (10) children for approximately forty (40) minutes in the two-year-olds' room.

10 - Submit background check

Not In Compliance

922 KAR 2:280 - Section 4. Procedures and Payments.

- (1) To initiate the process for obtaining background checks on a prospective child care staff member, the child care provider shall:
 - (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;
 - (b) Request that the prospective child care staff member complete and sign the:
 - 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
 - (c) Log on to the NBCP portal and enter the prospective child care staff member's demographic information for a check of the:
 - 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.

Findings:

General: Based on review of documentation, three (3) caregivers hired on 8/7/21, 5/1/22 and 3/16/22, did not initiate the process for obtaining background checks through the National Background Check Program (NBCP) portal.

Supervision

In Compliance

Inspection Report

Staffing Requirements

Not In Compliance

125 - Ratios and Group Size

Not In Compliance

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

(2) For an operating child-care center, minimum staff-to-child ratios and group size shall be maintained as established in the table established in this subsection.

Age of Children Ratio Maximum Group Size*

Infant

1 staff for 5 children 10

Toddler 12 to 24 months

1 staff for 6 children 12

Toddler 24 to 36 months

1 staff for 10 children 20

Preschool-age 3 to 4 years

1 staff for 12 children 24

Preschool-age 4 to 5 years

1 staff for 14 children 28

School-age 5 to 7 years

1 staff for 15 children 30

School-age 7 and older

1 staff for 25 children

(for before and after school) 30

1 staff for 20 children

(full day of care) 30

***Maximum Group Size shall be applicable only to Type I child-care centers.**

(b) The age of the youngest child in the group shall determine the:

- 1. Staff-to-child ratio; and**
- 2. Maximum group size.**

Findings:

General: Based on observation, a caregiver exited the one-year-olds' room and stood at the door of the two-year-olds' room for less than twenty (20) seconds. The caregiver left a caregiver alone to care for nine (9), one-year-old children. The same caregiver left the one-year-olds' room a second time and took a bag of trash outside. The caregiver was out of the room for less than forty-five (45) seconds. Staff-to-child ratio was not maintained.

A caregiver left the outdoor play area and went inside the center for one (1) minute. The caregiver's one (1) minute departure left two (2) caregivers to care for twenty-seven (27) children, ages two to six-years-old on the older children's outdoor play area. Therefore, the maximum group size was not maintained.

General Administration

Not In Compliance

160 - Liability Insurance

Not In Compliance

922 KAR 2:090. Section 6. License Issuance.

(8) To qualify for a preliminary license, or maintain a regular license, a child-care center shall:

(d) Provide written proof of liability insurance coverage of at least \$100,000 per occurrence;

Findings:

General: Based on review of documentation, the center's liability insurance expired on 1/23/22.

305 - Fire Marshal/Zoning Compliance

Not In Compliance

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

(2) A child-care center shall be in compliance with the codes administered by the Kentucky Fire Marshal and the local zoning laws.

Findings:

General: Based on observation and review of documentation, forty-two (42) children were present at the center. A review of the Fire Marshal's inspection report determined the center's approved capacity was forty (40) children. Therefore, the center was not in compliance with the Fire Marshal's recommended capacity. In addition, after a review of the emergency drills participation log, forty-two (42) children were also present on 4/12/22.

Director Requirements

Not In Compliance

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, two (2) caregivers hired on 12/29/20 and 6/15/20, did not have an annual performance evaluation on file.

400 - 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, seven (7) caregivers hired on 12/29/20, 3/7/22, 12/22/21, 3/16/22, 8/3/21, 6/15/20, and 8/17/21, did not have education verification on file.

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, a caregiver hired on 12/22/21, did not have TB documentation on file.

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 observation and review of documentation, there was no caregiver on duty and present with the children who was certified to administer first aid and CPR.

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, five (5) caregivers hired on 12/29/20, 12/22/21, 8/3/21, 6/15/20, and 8/17/21, were not trained in first aid and CPR.

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, a caregiver hired on 12/29/20, completed three (3) hours of training during the first year of employment and did not complete six (6) hours of orientation training and Pediatric Abusive Head Trauma Training. A caregiver hired on 6/15/20, did not complete any training hours during the first year of employment, which included Pediatric Abusive Head Trauma Training. Three (3) caregivers hired on 8/17/21, 12/22/21 and 8/3/21, did not complete six (6) hours of orientation training.

Inspection Report

Programming

Not In Compliance

455 - Program of Activities Followed

Not In Compliance

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

(4) The child-care center shall provide a daily planned program:

- (a) Posted in writing in a conspicuous location with each age group and followed;
- (b) Of activities that are individualized and 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
- (d) Unless the child-care center is a before- or after-school program that operates part day or less, that offers a variety of creative activities including:

- 1. Art or music;
- 2. Math or numbers;
- 3. Dramatic play;
- 4. Stories and books;
- 5. Science or nature;
- 6. Block building or stacking;
- 7. Tactile or sensory activity;
- 8. Multi-cultural exposure;
- 9. Indoor and outdoor play in which a child makes use of both small and large muscles;
- 10. A balance of active and quiet play, including group and individual activity;
- 11. An opportunity for a child to:
 - a. Have some free choice of activities;
 - b. If desired, play apart from the group at times;

Findings:

General: Based on observation, the daily planned program of activities was not posted in the two-year-olds' room, one-year-olds' room, and infants' room.

Premises

Not In Compliance

605 - 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, unknown particles were in two (2) light fixtures in the two-year-olds' room.

625 - 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, several dark, circular stains were on the carpet flooring in the two-year-olds' room. A twelve (12) inch long area was missing from the baseboard and exposed drywall in the two-year-olds' room.

695 - Toilet

Not In Compliance

922 KAR 2:120. Section 12. 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, dried, dark brown spots were on the inside surface of a toilet bowl in the restroom.

Hygienic Practices

In Compliance

Inspection Report

First Aid/Medication

Not In Compliance

760 - First Aid Supplies

Not In Compliance

922 KAR 2:120. Section 7. First Aid and Medicine.

- (1) First aid supplies shall:
 - (a) Be available to provide prompt and proper first aid treatment;
 - (b) Be stored out of reach of a child;
 - (c) Be periodically inventoried to ensure the supplies have not expired;
 - (d) If reusable, be:
 - 1. Sanitized; and
 - 2. Maintained in a sanitary manner; and
 - (e) Include:
 - 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.

Findings:

General: Based on observation, a CPR mouth shield and a flashlight was not in the first aid supplies.

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, a bottle of Australian Gold Sunscreen Spray Gel and a bottle of Banana Boat Sunscreen Spray were stored unlocked on the back porch and were accessible to children next to the outdoor play area. In addition, the bottle of Banana Boat Sunscreen was not labeled to indicate whom it belonged to. A bottle of Equate Sunscreen was not labeled to indicate whom it belonged to and was stored unlocked on a mounted TV shelf in the two-year-olds' room.

Outdoor Play Area

In Compliance

Equipment

Not In Compliance

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, a dried white substance was on the seat cover of a Cosco Highchair in the one-year-olds' room. Several dark circular stains were on an oval shape, multicolored area rug in the preschool room. Particles of food were under a crib mattress in the infants' room next to the restroom.

Transportation

Not Applicable

Inspection Report

Kitchen Requirements

Not In Compliance

1055 - Kitchen Equipment Clean and Sanitary

Not In Compliance

922 KAR 2:120. Section 8. Kitchen Requirements.

- (7) The following shall be clean and sanitary:**
- (a) Eating and drinking utensils;**
 - (b) Kitchenware;**
 - (c) Food contact surfaces of equipment;**
 - (d) Food storage utensils;**
 - (e) Food storage containers;**
 - (f) Cooking surfaces of equipment; and**
 - (g) Nonfood contact surfaces of equipment.**

Findings:

General: Based on observation, a dried yellow substance was on the microwave plate and on the back inside wall of the microwave in the kitchen.

1065 - Bottles

Not In Compliance

922 KAR 2:120. Section 8. Kitchen Requirements.

- (9) Bottles shall be:**
- (a) Individually labeled;**
 - (b) Promptly refrigerated;**
 - (c) Covered while not in use; and**
 - (d) Consumed within one (1) hour of being heated or removed from the refrigerator.**

Findings:

General: Based on observation, eight (8) bags of breastmilk were not labeled to indicate whom it belonged to in an upright freezer in the kitchen.

Food Service

Not In Compliance

1090 - Food Protected From Contamination

Not In Compliance

922 KAR 2:120. Section 9. Food and Drink Requirements for All Child-Care Centers.

- (1) Food shall be:**
- (h) Protected against contamination from:**
- 1. Dust;**
 - 2. Flies;**
 - 3. Rodents and other vermin;**
 - 4. Unclean utensils and work surfaces;**
 - 5. Unnecessary handling;**
 - 6. Coughs and sneezes;**
 - 7. Cuts in skin;**
 - 8. Communicable disease;**
 - 9. Flooding;**
 - 10. Drainage; and**
 - 11. Overhead leakage.**

Findings:

General: Based on observation, mixed fruit was uncovered in a Country Crock Butter container in an upright refrigerator in the kitchen.

Meal Planning/Center Provides Meals

Not In Compliance

1220 - Menu

Not In Compliance

922 KAR 2:120. Section 10. Meal Planning Requirements for a Center that Provides Meals.

- (9) 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 observation, breakfast, snack, and lunch menus were not posted.

Meal Planning/Center Does Not Provide Meals

Not Applicable

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, a child enrolled on 11/30/21, had an immunization certificate on file that was valid until 5/18/22. Three (3) children enrolled on 9/14/21, 8/14/21, and 8/2/21, did not have an immunization certificate on file.

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, a child enrolled on 7/28/21, did not include the name of a person, who was designated in writing, to pick up the child in the enrollment information. A child enrolled on 9/3/21, did not include a preferred hospital and a physician's phone number in the enrollment information. A child enrolled on 3/7/22, did not include a physician's phone number in the enrollment information.

Written Documentation

Not In Compliance

1265 - Policies and Procedures

Not In Compliance

922 KAR 2:090. Section 8. General.

(4) Program policies and procedures shall:

- (a) Be in writing; and**
- (b) Include:**
 - 1. Staff policies;**
 - 2. Job descriptions;**
 - 3. An organization chart;**
 - 4. Chain of command; and**
 - 5. Other procedures necessary to ensure implementation of:**
 - a. KRS 199.898, Rights for children in child-care programs and their parents, custodians, or guardians - posting and distribution requirements;**
 - b. 922 KAR 2:120, Child-care center health and safety standards;**
 - c. 922 KAR 2:280, Background checks for child care staff members, reporting requirements, and appeals; and**
 - d. This administrative regulation.**

Findings:

General: Based on review of documentation, the center did not have a written policy on child illness available for review. Also, the center's staff policies were not available for review.

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, two (2) caregivers hired on 12/29/20 and 6/15/20, did not have an annual professional development plan on file.

Inspection Report

1305 - Fire Drills

Not In Compliance

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

- (12) A fire drill shall be:**
 - (a) Conducted during hours of operation at least monthly; and**
 - (b) Documented.**
- (13) An earthquake drill, shelter-in-place or lockdown drill, and tornado drill shall be:**
 - (a) Conducted during hours of operation at least quarterly; and**
 - (b) Documented.**

Findings:

General: Based on review of documentation, a monthly fire drill was not conducted in May through December 2021 and March 2022. A quarterly lockdown drill was not conducted in the third and fourth quarters of 2021 and first quarter of 2022. Also, a quarterly earthquake and tornado drill was not conducted in the second, third, and fourth quarters of 2021.

Posted Documentation

Not In Compliance

1310 - Posting Requirements

Not In Compliance

922 KAR 2:090. Section 8. General.

- (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:**
 - (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 Web site as specified in KRS 199.897;**
 - (e) 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;**
 - (f) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and**
 - (g) Daily planned program.**

Findings:

General: Based on observation, the posted Statement of Deficiencies and Plan of Correction was dated 7/21/20. Therefore, the center did not have the current Statement of Deficiencies and Plan of Correction for the current licensure year posted.

1320 - Disaster Course of Action

Not In Compliance

922 KAR 2:090. Section 9. Records.

- (1) A child-care center shall maintain:**
 - (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;**

Findings:

General: Based on observation, there was no posted diagram outlining the course of action in the event of a natural or manmade disaster located in the preschool room.

1325 - Daily Activities

Not In Compliance

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

- (1) 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, the posted schedule of daily activities only indicated activities from 8:00 a.m. to 10:30 a.m. in the two-years-olds' room and preschool room. There was no additional schedule of daily activities for the remainder hours of operation.

Animals

Not Applicable

Signature of Provider/Representative

Title

Date