



Andy Beshear  
GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES  
OFFICE OF INSPECTOR GENERAL

Eric Friedlander  
SECRETARY

Melissa A. Moore, Director  
Division of Regulated Child Care  
Southern Branch  
116 Commerce Ave  
London, KY 40744

Adam Mather  
INSPECTOR GENERAL

Phone: (606) 330-2030 Fax: (606) 330-2056  
<https://chfs.ky.gov/agencies/os/oig>

Inspection Report

|   |                                       |  |
|---|---------------------------------------|--|
| <b>Provider Name:</b> The Ark Childcare Center Corporation    | <b>Provider Information</b>           | <b>CLR No:</b> L383621                       |
| <b>Provider Address:</b> 41 Jordan's Way, Somerset, KY, 42501 | <b>Provider Type:</b> LICENSED TYPE I | <b>Capacity:</b> 70(Bldg 1: 40)              |
| <b>Owner(s):</b> The Ark ChildCare Center Corporation         |                                       | <b>Director(s):</b> Whitescarver, Cindy Lynn |

|   |  |                              |
|---|--|------------------------------|
| <b>Inspection Type:</b> Renewal Application | <b>Inspection Information</b>              | <b>Inspection No:</b> 289430 |
| <b>Date Initiated:</b> 08/16/2019 10:40 AM  | <b>Date Concluded:</b> 08/16/2019 12:20 PM |                              |
|   | <b>No. of Children Present:</b> 57         |                              |

| Inspection Report                  |                          |
|------------------------------------|--------------------------|
| <b>Background Checks</b>           | <b>In Compliance</b>     |
| <b>Supervision</b>                 | <b>In Compliance</b>     |
| <b>Staffing Requirements</b>       | <b>Not In Compliance</b> |
| <b>125 - Ratios and Group Size</b> | <b>Not In Compliance</b> |

**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) | 1 staff for 20 children | 30                  |
| (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, the surveyor found one (1) staff supervising nine (9) children in the Toddler Classroom. Staff reported all nine (9) were one-year-old children. Staff confirmed through interview that one (1) staff was in the classroom alone with nine (9) one-year-old children for fifteen (15) minutes while the other staff took a break; therefore, the staff-to-child ratio was exceeded by three (3) children.

**Inspection Report**

**General Administration**

**In Compliance**

**Director Requirements**

**In Compliance**

**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's (DOH: 6/13/19) file did not contain a high school diploma, GED, or Commonwealth Child Care Credential. Staff (DOH:03/01/17) confirmed through interview that a copy of the staff's high school diploma had not been obtained for the staff's 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.) Staff's (DOH: 6/1/18) file contained a copy of a negative tuberculin result that was dated 8/10/17; therefore, no longer current. Staff confirmed through interview that this is the most recent negative tuberculin result on file for the staff.

(2.) Staff's (DOH: 2/1/19) file contained a negative tuberculin result that was dated 5/4/17; therefore, no longer current. Staff reported that she had obtained a more recent negative tuberculin result; however, documentation had not been submitted for the staff's file with the child care center.

**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 a staff (DOH: 1/6/19) has no documentation to verify that the staff has obtained the six (6) hours of cabinet – approved orientation within their first three (3) months of employment. Staff reported that she had obtained the training; however, verification that the staff has taken the training was not in ECE-TRIS.

**Programming**

**In Compliance**

**Premises**

**Not In Compliance**

**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 a large multi-colored area rug in the Fours / School Age Classroom contained debris and stains. Staff was not aware of the issue.

Inspection Report

645 - Sink

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(3) A sink shall be:

- (a) Located in or immediately adjacent to toilet rooms;
- (b) Equipped with hot and cold running water that allows for hand washing;
- (c) Equipped with hot water at a minimum temperature of ninety (90) degrees Fahrenheit and a maximum of 120 degrees Fahrenheit;
- (d) Equipped with liquid soap;
- (e) Equipped with hand-drying blower or single use disposable hand drying material;
- (f) Equipped with an easily cleanable waste receptacle; and
- (g) Immediately adjacent to a changing area used for infants and toddlers.

Findings:

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

- (1.) The hand washing sink in the restroom located in the Three's Classroom contained dark stains. Staff was not aware of the issue.
- (2.) The cold / hot water knobs located at the hand washing sink in the Toddler Classroom's restroom were loose from the sink. Staff was not aware of the issue.

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 toilet seat was loose in the restroom located in the Three's Classroom. Staff was not aware of the issue.

Hygienic Practices

Not In Compliance

685 - Diaper Changing Area/Surface

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(10) When a child is diapered, the child shall:

(b) Be placed on a surface that is:

- 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.

Findings:

General: Based on observation, the surveyor found debris underneath the diaper changing pad in the Toddler Classroom. Staff was not aware of the issue.

First Aid/Medication

In Compliance

Outdoor Play Area

In Compliance

Equipment

In Compliance

Transportation

Not Applicable

Food Service/Food Program

In Compliance

Food Service

In Compliance

Children's Records

In Compliance

Written Documentation

In Compliance

Posted Documentation

In Compliance

Animals

In Compliance

Signature of Provider/Representative

Title

Date