Andy Beshear

GOVERNOR



#### KID013A v2.0

# CABINET FOR HEALTH AND FAMILY SERVICES OFFICE OF INSPECTOR GENERAL

# Melissa A. Moore, Director

Division of Regulated Child Care Western Branch 901 B South Main Street Hopkinsville, KY 42240 Phone: (270) 889-6052 Fax: (270) 889-6089 https://chfs.ky.gov/agencies/os/oig Eric Friedlander SECRETARY

Adam Mather INSPECTOR GENERAL

## **Inspection Report**

Provider Address: 180 & 190 Cave Street, Hopkinsville, KY, 42240 Owner(s): Witherspoon, Peggy Lavern

> Inspection Type: Renewal Application Date Initiated: 08/13/2018 8:30 AM

#### Inspection Information

Date Concluded: 08/13/2018 11:25 AM

No. of Children Present: 15

Inspection Report Background Checks 5 - Background check/left alone/dismissed/relocated

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 Review of Documentation and interview, staff hired 8/7/18, did not have background checks on file and provided care for six (6) children, two-year-old children from 8:30 a.m. to 9:30 a.m. to 9:30 a.m. on 08/13/18. Interview determined the director was aware this staff was alone and did not have background checks on file.

	Supervision	In Compliance	
	Staffing Requirements	In Compliance	
	General Administration	In Compliance	
	Director Requirements	Not In Compliance	
335 - Staff Management/Policy Development/Supe	rvision	Not In Compliance	
922 KAR 2:090. Section 10. Director Requirements and Responsibilities.			
(1) A director shall:			
(e) Manage the staff in their individual job descriptions;			
(f) Assure the development, implementation, and monitoring of child-care center plans, policies, and procedures;			
(g) Supervise staff conduct to ensure implementation of program policies and procedures:			

(g) Supervise staff conduct to ensure implementation of program policies and procedures;

Findings:

General: Based on a review of documentation, a volunteer start date 5/4/17, TB skin test was dated 8/7/16 and a substitute staff hired 5/4/17, TB skin test was dated 8/17/15. The center's policy indicated all staff, volunteers and students on the premises must have a current TB screening or a chest x-ray. Therefore, the director failed to implement policies pertaining to staff and volunteers.



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CLR No: L383629

Capacity: 37(Bldg 1: 19;Bldg 2: 20) Director(s): Witherspoon, Peggy Lavern

Not In Compliance

Not In Compliance

Inspection No: 245364

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360 - Caregiver Alone	Not In Compliance	
<ul> <li>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</li> <li>(1) A director shall:</li> <li>(n) Assure that a person acting as a caregiver of a child in care shall not be left alone with a child, if the background checks as described in 922 KAR 2:280;</li> </ul>	the licensee has not received the results of	
Findings:		
General: Based on Observation, staff hired 8/7/18, supervised, alone, six (6), two-year-olds in the classroom from 8:30 am t	to 9:30 am on 08/13/18.	
Employee Records	Not In Compliance	
395 - TB Verification	Not In Compliance	
<ul> <li>922 KAR 2:090. Section 11. Staff Requirements.</li> <li>(1) Child-care center staff:</li> <li>(b) Shall provide, prior to employment and every two (2) years thereafter:</li> <li>1. A statement from a health professional that the individual is free of active tuberculosis; or</li> <li>2. A copy of negative tuberculin results.</li> </ul>		
Findings:		
General: Based on Observation, a volunteer start date 5/4/17, TB skin test was dated 8/7/16. The center's volunteer policy i addition, a substitute hired 5/4/17, TB skin test was dated 8/17/15.	indicated volunteers should have TB documentation. In	
Programming	In Compliance	

Programming	In Compliance
Premises	In Compliance
Hygienic Practices	In Compliance
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	Not Applicable

