



**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**

Eastern Branch  
455 Park Place, Suite 120A  
Lexington, KY 40511  
Phone: (859) 246-2301 Fax: (859) 246-2307  
<https://chfs.ky.gov/agencies/os/oig>

**Adam Mather**  
INSPECTOR GENERAL

**Inspection Report**

|  |  |   |
|--|--|---|
| <b>Provider Name:</b> Basic Trust Child Care Center                  | <b>Provider Information</b><br><b>Provider Type:</b> LICENSED TYPE I | <b>CLR No:</b> L352514                        |
| <b>Provider Address:</b> 6699 Alexandria Pike, Alexandria, KY, 41001 |  | <b>Capacity:</b> 218                          |
| <b>Owner(s):</b> Basic Trust Child Care Center, Inc.                 |  | <b>Director(s):</b> Courter, Roberta Margaret |

|   |  |                              |
|---|--|------------------------------|
| <b>Inspection Type:</b> Renewal Application | <b>Inspection Information</b>              | <b>Inspection No:</b> 293863 |
| <b>Date Initiated:</b> 09/24/2020 10:20 AM  | <b>Date Concluded:</b> 09/24/2020 12:15 PM |                              |
|   | <b>No. of Children Present:</b> 80         |                              |

|                          |                      |
|--------------------------|----------------------|
| <b>Inspection Report</b> |                      |
| <b>Background Checks</b> | <b>In Compliance</b> |
| <b>Supervision</b>       | <b>In Compliance</b> |

**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 and interview, this regulatory requirement was not met. During a tour of the Backus House (school-age building), it was found that one staff person was caring for 18 children, who were playing at several different outdoor play areas and eating lunch on outdoor picnic tables. A second staff person was observed caring for two children inside the building. Staff stated that a third staff person was typically present with the group; however, this staff person had been pulled over to the main building to assist with a staffing issue. The youngest child in the group on the playground was six-years-old; therefore, the group was not in compliance with staff-to-child ratio requirements by three children.

**General Administration**

**In Compliance**

**Director Requirements**

**Not In Compliance**

**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, this regulatory requirement was not met. The surveyor observed a diaper changing mat positioned between a toilet paper dispenser and a toilet in the Lemurs 2 Classroom bathroom. The surveyor also observed a toilet plunger and toilet brush laying on the floor beside the toilet. This manner of storage is not sanitary and promotes the spread of germs.

**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, this regulatory requirement was not met. Four staff members did not have proof of education on file. These staff members were hired on 6/22/2020, 8/19/2020, 9/14/2020, and 9/21/2020.

**Programming**

**In Compliance**

**Inspection Report**

**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, this regulatory requirement was not met. During a tour of the children's bathroom in the Lemurs 2 Classroom, the surveyor observed a can of Off Insect Repellent and two cans of air freshener being stored on a shelf in front of the toilets. The label on the bottles read "Keep Out of Reach of Children." The shelf was approximately four feet from the floor; therefore, accessible to the children.

**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, this regulatory requirement was not met. The light switch plate in the stairwell leading to the upper level of the building was cracked down the middle.

**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, this regulatory requirement was not met. The surveyor observed a diaper changing mat positioned between a toilet paper dispenser and a toilet in the Lemurs 2 Classroom bathroom. The diaper changing mat contained two large tears in the vinyl surface.

**First Aid/Medication**

**Not In Compliance**

**730 - 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 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;**
  - (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, this regulatory requirement was not met. During a tour of the children's bathroom in the Lemurs 2 Classroom, the surveyor observed a spray bottle of Banana Boat Sunscreen being stored on a shelf in front of the toilets. The shelf was approximately four feet from the floor; therefore, accessible to the children.

**750 - Playground Conditions**

**Not In Compliance**

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

- (20) An outdoor play area shall be:**
- (d) Safe from foreseeable hazard;**
  - (e) Well drained;**
  - (f) Well maintained;**
  - (g) In good repair; and**
  - (h) Visible to staff at all times.**

**Findings:**

General: Based on observation, this regulatory requirement was not met. During a tour of the playground areas, the following was found:

1. A wooden landscape board that was disconnected from the frame was observed in the "truck playground area". The board had four exposed rusty nails.
2. A long wooden board (approximately 8 - 10 feet long) was observed lying on the playground on the side of the Backus House (school age building). The board contained several rusty nails that were protruding out of the board and children were observed playing in the area. A long metal pipe wrapped in a blue tarp and a random brick were also observed lying on the ground in this same area.

**755 - Protective Surface**

**Not In Compliance**

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

- (21) A protective surface shall:**
- (a) Be provided for outdoor play equipment used to:**
    - 1. Climb;**
    - 2. Swing; and**
    - 3. Slide; and**
  - (b) Have a fall zone equal to the height of the equipment.**

**Findings:**

General: Based on observation, this regulatory requirement was not met. During a tour of the playground areas, the following was found:

1. The surface material around a multicolored slide structure near the Toddler Town Playground consisted of sparse mulch and dirt.
2. The surface material at the base of a yellow slide (approximately six feet tall), consisted of sparse mulch and dirt.
3. The surface material under four swings in the train area playground consisted of sparse mulch and dirt.

**760 - Fences**

**Not In Compliance**

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

- (23) Fences shall be:**
- (a) Constructed of safe material;**
  - (b) Stable; and**
  - (c) In good condition.**

**Findings:**

General: Based on observation, this regulatory requirement was not met. During a tour of the playground on the side of the Backus House (school-age building), the surveyor found a section of the fence that was in disrepair. A metal pole that runs along the top of the chain-link fence was no longer connected to the support pole; therefore, it was hanging loose.

**Equipment**

**Not In Compliance**

**795 - Individual Bed/Mat/Cot and Bedding**

**Not In Compliance**

**922 KAR 2:120. Section 6. Sleeping and Napping Requirements.**

- (3) Rest time shall include adequate space specified by the child's age as follows:**
- (b) For a toddler or preschool-age child:**
    - 1. An individual bed, a two (2) inch thick waterproof mat, or cot in good repair; and**
    - 2. Bedding that is in good repair and is changed:**
      - a. Weekly; or**
      - b. Immediately if it is soiled or wet.**

**Findings:**

General: Based on observation, this regulatory requirement was not met. During a tour of the Zebra Classroom, the surveyor observed two tri-fold nap mats that were split open at the seam; therefore, the foam filling was exposed.

**815 - Toys/Furniture**

**Not In Compliance**

**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, this regulatory requirement was not met. During a tour of the Lemurs 1 Classroom, the surveyor observed the following:

1. A blue, child-size couch that was in disrepair. The vinyl surface on the couch was torn in several places.
2. A bulletin board hanging above the trash can was in disrepair. A wooden piece of the frame around the board was missing and the cork was broken off/crumbling.

Inspection Report

820 - Indoor/Outdoor Equipment

Not In Compliance

922 KAR 2:120. Section 11. 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, this regulatory requirement was not met. During a tour of the outdoor playground area on the back side of the building, the surveyor found that one of the rubber tires on a blue truck climbing structure was in disrepair. The rubber on the tire had apparently dry-rotted and was crumbling apart. The tire had black tape on the top surface from where someone attempted to repair it.

Transportation

In Compliance

Food Service/Food Program

Not In Compliance

975 - Milk Requirements

Not In Compliance

922 KAR 2:120. Section 9. Food and Meal Requirements.

(3) A serving of milk shall consist of:

- (a) Breast milk or iron-fortified formula for a child:
  - 1. Age birth to twelve (12) months; or
  - 2. Beyond twelve (12) months of age as documented by the parent or the child's physician;
- (b) Pasteurized whole milk for children ages twelve (12) months to twenty-four (24) months; or
- (c) Pasteurized low fat one (1) percent or fat-free skim milk for children ages twenty-four (24) months to school-age.

Findings:

General: Based on observation and interview, this regulatory requirement was not met. The surveyor observed 2% milk in the kitchen refrigerator. An interview with staff revealed that 2% milk is sometimes served to the kindergarten age group when they cannot purchase enough skim milk or fat free.

Food Service

In Compliance

Children's Records

In Compliance

Written Documentation

In Compliance

Posted Documentation

In Compliance

Animals

In Compliance

Emergency Regulation

Not In Compliance

1255 - Emergency Regulation

Not In Compliance

922 KAR 2:405E. Emergency Regulation.

Due to the current declared public health emergency caused by the Novel Coronavirus Disease (COVID-19), licensed child care centers must operate under Centers for Disease Control and Prevention and public health guidelines, as mandated by 922 KAR 2:405E, to prevent the spread of COVID-19.

Findings:

General: Based on observation and interview, this regulatory requirement was not met. The following was found:

1. During a tour of the Backus House (school-age building), it was found that one staff person was caring for 18 children, who were playing at several different outdoor play areas and eating lunch on outdoor picnic tables. A second staff person was observed caring for two children inside the building. Staff stated that a third staff person was typically present with the group; however, this staff person had been pulled over to the main building to assist with a staffing issue. The emergency regulations only allow for a maximum group size of 15 children.
2. During a tour of the preschool classrooms on the upper level of the main building, the surveyor noted that four staff were wearing face shields; however, they were not wearing a face mask. This situation was discussed with the staff person in charge during the visit. The staff person in charge stated that she was not aware of this regulatory requirement and indicated that she thought face shields were acceptable because of the age of children in these classrooms (three- to four-years-olds).

Signature of Provider/Representative

Title

Date