



**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  
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>

**Adam Mather**  
INSPECTOR GENERAL

**Inspection Report**

<b>Provider Name:</b> Roots and Wings Childcare and Preschool	<b>Provider Information</b> <b>Provider Type:</b> LICENSED TYPE I	<b>CLR No:</b> L383802
<b>Provider Address:</b> 519 W. Byers Avenue, Owensboro, KY, 42301		<b>Capacity:</b> 200
<b>Owner(s):</b> Stites, Kate Ann		<b>Director(s):</b> Stites, Kate Ann

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 304701
<b>Date Initiated:</b> 10/08/2020 8:50 AM	<b>Date Concluded:</b> 10/08/2020 1:35 PM	
	<b>No. of Children Present:</b> 45	

Inspection Report	
<b>Background Checks</b>	<b>In Compliance</b>
<b>Supervision</b>	<b>In Compliance</b>
<b>Staffing Requirements</b>	<b>In Compliance</b>
<b>General Administration</b>	<b>Not In Compliance</b>
<b>180 - Plan of Correction/15 days</b>	<b>Not In Compliance</b>
<b>922 KAR 2:090. Section 14. Statement of Deficiency and Corrective Action Plans.</b> <b>(2) Except for a violation posing an immediate threat as handled in accordance with KRS 199.896(5)(c), a child-care center shall submit a written corrective action plan to the cabinet or its designee within fifteen (15) calendar days of the date of the statement of deficiency to eliminate or correct the regulatory violation.</b>	
<b>Findings:</b>	
A PLAN OF CORRECTION WAS DUE ON 12/22/2020 AND AS OF 12/23/2020, THE PLAN OF CORRECTION HAS NOT BEEN RECEIVED.	
<b>Director Requirements</b>	<b>Not In Compliance</b>
<b>345 - Staff Evaluation</b>	<b>Not In Compliance</b>
<b>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</b> <b>(1) A director shall:</b> <b>(j) Assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation;</b>	
<b>Findings:</b>	
General: Based on review of documentation, a caregiver hired on 1/10/19, had an annual written performance evaluation on file that was dated 6/10/19. Also, three (3) caregivers hired on 10/7/19, 4/3/19, and 9/17/18, did not have an annual written performance evaluation on file.	

**Inspection Report**

**Employee Records**

**Not In Compliance**

**385 - Personnel File**

**Not In Compliance**

**922 KAR 2:090. Section 9. Records.**

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

**(e) A current personnel file for each child-care center staff person to include:**

- 1. Name, address, date of birth, and date of employment;**
- 2. Proof of educational qualifications;**
- 3. Record of annual performance evaluation;**
- 4. Documentation of compliance with tuberculosis screening in accordance with Section 11(1)(b) of this administrative regulation; and**
- 5. The results of background checks conducted in accordance with 922 KAR 2:280;**

**Findings:**

General: Based on review of documentation, a staff member hired on 6/5/18, did not maintain a personnel file to include a child abuse/neglect check from Indiana, which was a previous state of residence.

**Programming**

**In Compliance**

**Premises**

**Not In Compliance**

**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 hot water temperature registered one hundred thirty (130) degrees Fahrenheit at a sink in preschool B restroom. The hot water temperature registered one hundred twenty-eight (128) degrees Fahrenheit at a sink in the two-year-olds' restroom.

**Hygienic Practices**

**In Compliance**

**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.**

**(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, two (2) tubes of Desitin Rapid Relief Diaper Cream Ointment, a tube of Desitin Maximum Strength Diaper Cream Ointment, a tube of Aquaphor Healing Ointment, and two (2) cans of Sport Sunscreen were not labeled to indicate to whom they belonged to in the two-year-olds' room.

**Outdoor Play Area**

**Not In Compliance**

**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, a two (2) feet long area of weed block was raised above the protective surface and created a tripping hazard in the outdoor play area.

**Inspection Report**

**Equipment**

**Not In Compliance**

**770 - Play Equipment**

**Not In Compliance**

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

- (24) Supports for climbing apparatus and large equipment shall be securely fastened to the ground.
- (25) Crawl spaces, such as tunnels, shall be short and wide enough to permit access by adults.
- (26) A sandbox shall be:
  - (a) Constructed to allow for drainage;
  - (b) Covered when not in use;
  - (c) Kept clean; and
  - (d) Checked for vermin prior to use.

**Findings:**

General: Based on observation, a forty-eight (48) inch tall blue, metal arch climber was not secured to the ground in the outdoor play area.

**Transportation**

**Not Applicable**

**Food Service/Food Program**

**In Compliance**

**Food Service**

**Not In Compliance**

**1130 - Menu**

**Not In Compliance**

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

- (16) 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, a date was not on the menus posted on the wall outside the director's office.

**Children's Records**

**In Compliance**

**Written Documentation**

**Not In Compliance**

**1170 - 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 12/3/18 and 4/3/19, did not have a written annual professional development plan on file.

**Posted Documentation**

**In Compliance**

**Animals**

**Not Applicable**

**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, interview and review of documentation, the center failed to assure new staff shall undergo name-based backgrounds in accordance with 922 KAR 2:280 and shall not be left alone with children until name-based background checks have been approved and returned, in accordance with 922 KAR 2:405E Section 11(5). A caregiver hired on 7/28/2020, did not have a processed child abuse/neglect check from Indiana, which was a previous state of residence.

Signature of Provider/Representative

Title

Date