



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

Adam Mather
INSPECTOR GENERAL

Phone: (270) 889-6052 Fax: (270) 889-6089
<https://chfs.ky.gov/agencies/os/oig>

Inspection Report

Provider Name: Playcare Learning Center South	Provider Information	CLR No: L383822
Provider Address: 850 Cutoff Road, Smithland, KY, 42081	Provider Type: LICENSED TYPE I	Capacity: 40
Owner(s): Playcare Learning Infant And Toddler Center		Director(s): Riley, Timberly

Inspection Type: Renewal Application	Inspection Information	Inspection No: 305351
Date Initiated: 12/01/2020 9:20 AM	Date Concluded: 12/01/2020 11:00 AM	
	No. of Children Present: 10	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
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, a caregiver supervised nine (9) children for ten (10) minutes in the preschool area of room #1. The age of the youngest child in the group was one-year-old.

Inspection Report

General Administration

Not In Compliance

155 - 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 interview and review of documentation, the general liability insurance on file at the center was current until 11/12/2020.

180 - Plan of Correction/15 days

Not In Compliance

922 KAR 2:090. Section 14. Statement of Deficiency and Corrective Action Plans.

(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.

Findings:

A PLAN OF CORRECTION WAS DUE ON 02/03/2021 AND AS OF 02/16/2021, THE PLAN OF CORRECTION HAS NOT BEEN RECEIVED.

Director Requirements

Not In Compliance

360 - Caregiver Alone

Not In Compliance

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

(1) A director shall:

(n) Assure that a person acting as a caregiver of a child in care shall not be left alone with a child, if the licensee has not received the results of the background checks as described in 922 KAR 2:280;

Findings:

General: Based on observation, interview and review of documentation, a caregiver hired 09/04/2020, did not have a criminal records check on file from Indiana, which was a previous state of residence, and was left alone and supervised nine (9) children for ten (10) minutes in the preschool area of room #1. Interviews revealed the same caregiver was left alone and supervised children at least three (3) days a week for approximately seven (7) hours a day.

Employee Records

Not In Compliance

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, a caregiver hired 08/11/2020, did not complete six (6) hours of cabinet approved orientation training within the first three (3) months of employment.

Programming

In Compliance

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, a caregiver's coffee cup half full of a liquid and a fast food restaurant cup full of a liquid set on a desk. A staff person's purse set on a child size table. These items were accessible to children in the preschool area in room #1.

525 - Items Accessible Only During Activity

Not In Compliance

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

(8) The following shall be inaccessible to a child in care unless under direct supervision and part of planned program of instruction:

- (a) Knives and sharp objects;
- (b) Litter and rubbish;
- (c) Bar soap; and
- (d) Plastic bags not used for personal belongings.

Findings:

General: Based on observation, three (3) oversized plastic bags covered the children's plastic tubes located on the bottom shelf in the preschool area of room #1. These plastic bags were accessible to children and was not a part of the planned program of instruction.

Inspection Report

625 - Infant/Toddler Indoor Space

Not In Compliance

922 KAR 2:120. Section 5. Infant and Toddler Play Requirements.

(1) Inside areas for infants and toddlers under twenty-four (24) months of age shall:

- (a) Be separate from an area used by an older child;
- (b) Not be an exit or entrance; and
- (c) Have adequate crawling space for an infant or toddler away from general traffic patterns of the center.

Findings:

General: Based on observation, the toddler area was used for an exit and an entrance to the preschool area of room #1. This area was also a general traffic pattern for older children, staff and parents.

Hygienic Practices

Not In Compliance

655 - Child Personal Care/Handwashing

Not In Compliance

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

(4) A child shall:

- (a) Be helped with personal care and cleanliness based upon his or her developmental skills;
- (b) Except as established in paragraph (c) of this subsection, wash his or her hands with liquid soap and warm running water:
 - 1. a. Upon arrival at the center; or
 - b. Within thirty (30) minutes of arrival for school-age children;
 - 2. Before and after eating or handling food;
 - 3. After toileting or diaper change;
 - 4. After handling animals;
 - 5. After touching an item or an area of the body soiled with body fluids or wastes; and
 - 6. After outdoor or indoor play time; and
- (c) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (b) of this subsection. The child shall wash the child's hands as soon as practicable once liquid soap and warm running water are available.

Findings:

General: Based on observation, two (2) children did not wash their hands with liquid soap and warm running water after being diapered in toddler room #1.

660 - Staff Hygiene/Handwashing

Not In Compliance

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

(5) Staff shall:

- (a) Maintain personal cleanliness;
- (b) Conform to hygienic practices while on duty;
- (c) Except as established in paragraph (d) of this subsection, wash their hands with liquid soap and running water:
 - 1. Upon arrival at the center;
 - 2. After toileting or assisting a child in toileting;
 - 3. Before and after diapering each child;
 - 4. After wiping or blowing a child's or own nose;
 - 5. After handling animals;
 - 6. After caring for a sick child;
 - 7. Before and after feeding a child or eating;
 - 8. Before dispensing medication;
 - 9. After smoking or vaping; and
 - 10. If possible, before administering first aid; and
- (d) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (c) of this subsection. The staff shall wash the staff's hands as soon as practicable once liquid soap and warm running water are available.

Findings:

General: Based on observation, a caregiver did not wash her hands with liquid soap and warm running water before and after she diapered two (2) children in toddler room #1.

695 - Diapering Practice

Not In Compliance

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

- (12) Staff shall disinfect the diapering surface after each child is diapered.
- (13) If staff wears disposable gloves, the gloves shall be changed and disposed after each child is diapered.

Findings:

General: Based on observation, a caregiver did not disinfect the diaper changing mat after she diapered a child in toddler room #1.

First Aid/Medication

In Compliance

Outdoor Play Area

In Compliance

Equipment

In Compliance

Transportation

In Compliance

Food Service/Food Program

In Compliance

Inspection Report

Food Service

Not In Compliance

1025 - Refrigerator

Not In Compliance

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

- (4) A cold-storage facility used for storage of perishable food in a nonfrozen state shall:**
 - (a) Have an indicating thermometer or other appropriate temperature measuring device;**
 - (b) Be in a safe environment for preservation; and**
 - (c) Be forty (40) degrees Fahrenheit or below.**

Findings:

General: Based on observation, a thermometer or temperature measuring device was not in the refrigerator in room #1.

Children's Records

In Compliance

Written Documentation

Not In Compliance

1195 - 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 and a tornado drill shall be:**
 - (a) Conducted during hours of operation at least quarterly; and**
 - (b) Documented.**

Findings:

General: Based on interview, there were no monthly fire drills conducted in October and November 2020.

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 review of documentation, the center failed to assure:

- 1.) Machine washable toys shall not be used, in accordance with 922 KAR 2:405E Section 6(3). Surveyor observed five (5) stuffed animals in the preschool area of room #1.
- 2.) Each adult, including parents and guardians, at drop-off and pick-up, wore a face mask while inside a child care center, in accordance with 922 KAR 2:405E Section 8(1). Surveyor observed a staff wear a mask below her nose while she cared for children in the preschool area of room #1.
- 3.) All new staff hired shall take the mandatory on cleaning, sanitizing, health procedures, and mandatory reporting within ninety (90) days of their hire date, in accordance with 922 KAR 2:405E Section 9 (2). A caregiver hired 08/11/2020, did not have documentation of completing the mandatory training within ninety (90) days of hire.
- 4.) New staff shall undergo name-based background 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 09/04/2020, did not have a name-based criminal records check on file from Indiana, which was a previous state of residence, and was left alone and supervised nine (9) children for ten (10) minutes in the preschool area of room #1. Interviews revealed the same caregiver was left alone and supervised children at least three (3) days a week for approximately seven (7) hours a day.

Signature of Provider/Representative

Title

Date