



**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  
Northern Branch  
908 W. Broadway, 10-W  
Louisville, KY 40203

**Adam Mather**  
INSPECTOR GENERAL

Phone: (502) 595-5781 Fax: (502) 595-5773  
<https://chfs.ky.gov/agencies/os/oig>

**Inspection Report**

<b>Provider Name:</b> Rising Star Kids Learning Center	<b>Provider Information</b>	<b>CLR No:</b> L384053
<b>Provider Address:</b> 105 Commerce Drive, Brandenburg, KY, 40108	<b>Provider Type:</b> LICENSED TYPE I	<b>Capacity:</b> 49
<b>Owner(s):</b> Rising Star Kids Learning Center, LLC		<b>Director(s):</b> Cottrell, Jessica

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 307696
<b>Date Initiated:</b> 08/02/2021 9:15 AM	<b>Date Concluded:</b> 08/02/2021 11:30 AM	
	<b>No. of Children Present:</b> 20	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	In Compliance
Employee Records	Not In Compliance

**405 - 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 interview and review of documentation, the employee file for a staff member with a hire date of 9/2/2020 contained a copy of a negative tuberculin test result; however, there was no name listed on the documentation. The staff member in charge acknowledged that there was no name present on the TB test.

**435 - 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 completed within the first three (3) months of employment in a child-care program;**  
**(b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment in a child care program, 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 completed between July 1 and the following June 30 of each subsequent year of employment in a child care program, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.**  
**(17) A staff person's compliance with training requirements of this section shall be verified through the cabinet-designated database maintained pursuant to 922 KAR 2:240.**

**Findings:**

General: Based on review of documentation, the employee files for staff members with hire dates of 2/3/2020, 8/14/2020, 9/22/2020, 2/25/2021, and two staff members with a hire date of 3/24/2021 did not contain verification that the staff members received six (6) hours of cabinet-approved orientation within the first three (3) months of employment. Review of ECE-TRIS also failed to verify completion of the aforementioned trainings.

**Inspection Report**

<b>Programming</b>	<b>In Compliance</b>
<b>Premises</b>	<b>In Compliance</b>
<b>Hygienic Practices</b>	<b>In Compliance</b>
<b>First Aid/Medication</b>	<b>In Compliance</b>
<b>Outdoor Play Area</b>	<b>Not In Compliance</b>

**780 - Fence Requirement** **Not In Compliance**

**922 KAR 2:120. Section 4. Premises Requirements.**  
**(20) An outdoor play area shall be:**  
**(a) Except for an after-school child-care program located on the premises of a public or state-accredited nonpublic school, fenced for the safety of the children;**

**Findings:**

General: Based on observation and interview, an outdoor play area, which contained two swings, a slide, and a climbing structure, was not fenced. This area was adjacent to the center's parking lot, and School Age children were observed to play there.

**800 - 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, the protective surface did not sufficiently cover the ground under two swings, a slide, and a climbing structure in the unfenced school age outdoor play area.

<b>Equipment</b>	<b>In Compliance</b>
<b>Transportation</b>	<b>Not Applicable</b>
<b>Kitchen Requirements</b>	<b>In Compliance</b>
<b>Food Service</b>	<b>In Compliance</b>
<b>Meal Planning/Center Provides Meals</b>	<b>In Compliance</b>
<b>Meal Planning/Center Does Not Provide Meals</b>	<b>In Compliance</b>
<b>Children's Records</b>	<b>Not In Compliance</b>

**1250 - Enrollment Information** **Not In Compliance**

**922 KAR 2:090. Section 9. Records.**  
**(1) A child-care center shall maintain:**  
**(b) A written record for each child:**  
**1. Completed and signed by the child's parent;**  
**2. Retained on file on the first day the child attends the child-care center; and**  
**3. To contain:**  
**a. Identifying information about the child, which includes, at a minimum, the child's name, address, and date of birth;**  
**b. Contact information to enable a person in charge to contact the child's:**  
**(i) Parent at the parent's home or place of employment;**  
**(ii) Family physician; and**  
**(iii) Preferred hospital;**  
**c. The name of each person who is designated in writing to pick-up the child;**  
**d. The child's general health status and medical history including, if applicable:**  
**(i) Allergies;**  
**(ii) Restriction on the child's participation in activities with specific instructions from the child's parent or health professional; and**  
**(iii) Permission from the parent for third-party professional services in the child-care center;**  
**e. The name and phone number of each person to be contacted in an emergency involving or impacting the child;**  
**f. Authorization by the parent for the child-care center to seek emergency medical care for the child in the parent's absence;**

**Findings:**

General: Based on review of documentation, the enrollment record for a child with an enrollment date of 4/12/2021 did not contain the name and phone number of each person to be contacted in an emergency situation involving or impacting the child.

<b>Written Documentation</b>	<b>In Compliance</b>
------------------------------	----------------------

**Inspection Report**

**Posted Documentation**

**Not In Compliance**

**1310 - Posting Requirements**

**Not In Compliance**

**922 KAR 2:090. Section 8. General.**

**(6) In addition to the posting requirement of KRS 199.898(3), a child-care center shall post the following in a conspicuous place and make available for public inspection:**

- (a) The provider's preliminary or regular license;**
- (b) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year;**
- (c) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year;**
- (d) Information on the Kentucky Consumer Product Safety Program and the program's Web site as specified in KRS 199.897;**
- (e) A description of services provided by the child-care center, including:**
  - 1. Current rates for child care; and**
  - 2. Each service charged separately and in addition to the basic rate for child care;**
- (f) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and**
- (g) Daily planned program.**

**Findings:**

General: Based on interview and review of documentation, each statement of deficiency issued by the cabinet during the current licensure year and each plan of correction submitted by the child-care center to the cabinet during the current licensure year were not posted in a place that was accessible for public inspection. The SOD and POC were posted on a bulletin board that was located very high on a wall, out of the reach of the public. The staff member in charge acknowledged that the documentation was not accessible.

**1325 - Daily Activities**

**Not In Compliance**

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

**(1) A director shall:**

- (h) Post a schedule of daily activities, to include dates and times of activities to be conducted with the children in each classroom;**

**Findings:**

General: Based on review of documentation, the daily schedule of activities, which included the dates and times of activities to be conducted, were outdated in the Two Year Old Room, Three Year Old Room, Four Year Old Room, and School Age Room.

**Animals**

**In Compliance**

Signature of Provider/Representative

Title

Date