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Inspection Report

Provider Name: Smart Start SOKY- Destiny Lane	Provider Information	CLR No: L384115
Provider Address: 1730 Destiny Lane, Bowling Green, KY, 42104	Provider Type: LICENSED TYPE I	Capacity: 258
Owner(s): Robison 6, LLC-Nashville Road		Director(s): Reynolds, Kimberly Ann

Inspection Type: Renewal Application	Inspection Information	Inspection No: 318753
Date Initiated: 09/08/2021 9:05 AM	Date Concluded: 09/08/2021 12:55 PM	
	No. of Children Present: 50	

Inspection Report	
Background Checks	Not In Compliance
10 - Submit background check	Not In Compliance
<p>922 KAR 2:280 - Section 4. Procedures and Payments.</p> <p>(1) To initiate the process for obtaining background checks on a prospective child care staff member, the child care provider shall:</p> <p>(a) Request that the prospective child care staff member provide a copy of his or her driver's license or other government-issued photo identification and verify that the photograph clearly matches the prospective child care staff member;</p> <p>(b) Request that the prospective child care staff member complete and sign the:</p> <ol style="list-style-type: none"> 1. DCC-500, Applicant Child Care Staff Member Waiver Agreement and Statement; and 2. DCC-501, Disclosures to Be Provided to and Signed by the Applicant Child Care Staff Member; and <p>(c) Log on to the NBCP portal and enter the prospective child care staff member's demographic information for a check of the:</p> <ol style="list-style-type: none"> 1. Child abuse and neglect central registry pursuant to 922 KAR 1:470; 2. National Crime Information Center's National Sex Offender Registry in accordance with 34 U.S.C. 20921; and 3. Sex Offender Registry established in accordance with KRS 17.500 through 17.580. 	
<p>Findings:</p> <p>General: Based on interview and review of documentation, a caregiver hired 08/01/21, did not submit a background check through the National Background Check Portal (NBCP).</p>	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
355 - Staff Meeting	Not In Compliance
<p>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</p> <p>(1) A director shall:</p> <p>(i) Conduct, manage, and document in writing recurring staff meetings;</p>	
<p>Findings:</p> <p>General: Based on interview, staff meetings were conducted; however, the center could not provide documentation.</p>	

Inspection Report**Employee Records****Not In Compliance****400 - 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, a caregivers hired on 08/11/21, 08/01/21, 06/14/21, 03/15/21, and 02/01/21, each did not have education verification on file.

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 interview and review of documentation, a caregivers hired on 04/05/21, 02/01/21, and 12/14/2020, each did not complete six (6) hours of cabinet approved orientation training within the first three (3) months of employment.

Programming**Not In Compliance****455 - Program of Activities Followed****Not In Compliance****922 KAR 2:120. Section 2. Child Care Services.****(4) The child-care center shall provide a daily planned program:**

- (a) Posted in writing in a conspicuous location with each age group and followed;
- (b) Of activities that are individualized and developmentally appropriate for each child served;
- (c) That provides experience to promote the individual child's physical, emotional, social, and intellectual growth and well-being; and
- (d) Unless the child-care center is a before- or after-school program that operates part day or less, that offers a variety of creative activities including:
1. Art or music;
 2. Math or numbers;
 3. Dramatic play;
 4. Stories and books;
 5. Science or nature;
 6. Block building or stacking;
 7. Tactile or sensory activity;
 8. Multi-cultural exposure;
 9. Indoor and outdoor play in which a child makes use of both small and large muscles;
 10. A balance of active and quiet play, including group and individual activity;
 11. An opportunity for a child to:
 - a. Have some free choice of activities;
 - b. If desired, play apart from the group at times;

Findings:

General: Based on review of documentation, a daily planned program of activities was not posted in the infants' room.

540 - Bedding/Toys in Crib**Not In Compliance****922 KAR 2:120. Section 6. Sleeping and Napping Requirements.****(3) Rest time shall occur in an adequate space according to the child's age as follows:**

- (a) For an infant:
3. No bedding other than a clean tight-fitted sheet; and
 4. No toys or other items except the infant's pacifier;

Findings:

General: Based on observation and review of documentation, an infant slept with a bib around his neck in a crib in the infants' room.

Inspection Report

Premises

Not In Compliance

565 - 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 purse and drink were stored on a table at the entrance area of the center. Two (2) caregiver's drinks, a camouflage purse pouch and a bottle of bleach water were stored in cubbies in the hallway across from the restroom utilized by preschool children. A large can of disinfectant spray and a bottle of bleach water hung on the side of the diapering table and a large container of Clorox bleach wipes was stored on the bottom shelf underneath the diapering table in the older two-year-olds' room. These items were accessible to children.

570 - 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, two (2) loose sharp screws laid on the handwashing sink and were accessible to children in the hallway beside the restrooms utilized by preschool children.

605 - Building Requirements

Not In Compliance

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

(5) The building shall be constructed to ensure the:

- (a) Building is:
 - 1. Dry;
 - 2. Ventilated; and
 - 3. Well lit, including clean light fixtures that are:
 - a. In good repair in all areas; and
 - b. Shielded or have shatter-proof bulbs installed; and
- (b) Following are protected:
 - 1. Windows;
 - 2. Doors;
 - 3. Stoves;
 - 4. Heaters;
 - 5. Furnaces;
 - 6. Pipes; and
 - 7. Stairs.

Findings:

General: Based on observation, dead bugs were in a light fixture in the two-year-olds' restroom.

625 - Floors, Walls, Ceilings

Not In Compliance

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

(9) Floors, walls, and ceilings shall be smooth, in good repair, and constructed to be easily cleaned.

Findings:

General: Based on observation and interview, two (2) large brown stain covered a ceiling tile in room 103. Interview revealed the air conditioner leaked.

690 - Sink

Not In Compliance

922 KAR 2:120. Section 12. 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, a handwashing sink was not immediately adjacent to the diaper changing station in the older two-year-olds' room. The closest handwashing sink was located approximately twenty (20) feet away in the restroom that joined the activity room. The hot water temperature registered seventy-five (75) degrees Fahrenheit at a sink in the infants' restroom.

Inspection Report**Hygienic Practices****Not In Compliance****700 - 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, a child did not wash her hands with liquid soap and warm running after she arrived in the older two-year-olds' room.

705 - 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 soap and warm running water before she diapered a child in the older two-year-olds' room. A caregiver did not wash her hands with liquid soap and warm running water before she diapered a child in the infants' room.

First Aid/Medication**In Compliance****Outdoor Play Area****In Compliance****Equipment****Not In Compliance****865 - Indoor/Outdoor Equipment****Not In Compliance****922 KAR 2:120. Section 13. 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, an excessive amount of chipped, flaky paint was on top of five (5) wooden picnic tables on the outdoor playground.

Transportation**Not Applicable****Kitchen Requirements****Not In Compliance****1040 - 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 temperature indicating device registered eighty (80) degrees Fahrenheit in the refrigerator used for children in the toddlers' room.

1045 - Frozen Food

Not In Compliance

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

(5) Frozen food shall be:

- (a) Kept at a temperature of zero degrees Fahrenheit or below; and**
- (b) Thawed:**

- 1. At refrigerator temperatures;**
- 2. Under cool, potable running water;**
- 3. As part of the cooking process; or**
- 4. By another method in accordance with the Department for Public Health's food safety standards and permits, established in KRS Chapter 217.**

Findings:

General: Based on observation, a temperature indicating device registered above forty-five (45) degrees Fahrenheit in the freezer used for children in the toddlers' room.

Food Service

In Compliance

Meal Planning/Center Provides Meals

In Compliance

Meal Planning/Center Does Not Provide Meals

In Compliance

Children's Records

Not In Compliance

1245 - Immunization

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

- (a) A current immunization certificate for each child in care within thirty (30) days of the child's enrollment, unless an attending physician or the child's parent objects to the immunization of the child pursuant to KRS 214.036;**

Findings:

General: Based on review of documentation, a child first date of attendance on 08/02/2020, had an immunization certificate on file that was current until 11/10/2020.

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 interview and review of documentation, a child first date of attendance on 08/25/2021, did not have information on file regarding the child's allergies.

In addition, a caregiver released fifteen (15) preschool-age children to a soccer fundamental coach who taught a class at the child care center. Interviews revealed the coach was not listed as an authorized pick-up person on each child's pick-up list.

Inspection Report	
Written Documentation	Not In Compliance
1265 - Policies and Procedures	Not In Compliance
<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;"> 922 KAR 2:090. Section 8. General. (4) Program policies and procedures shall: (a) Be in writing; and (b) Include: 1. Staff policies; 2. Job descriptions; 3. An organization chart; 4. Chain of command; and 5. Other procedures necessary to ensure implementation of: a. KRS 199.898, Rights for children in child-care programs and their parents, custodians, or guardians - posting and distribution requirements; b. 922 KAR 2:120, Child-care center health and safety standards; c. 922 KAR 2:280, Background checks for child care staff members, reporting requirements, and appeals; and d. This administrative regulation. </div> <p>Findings:</p> <p>General: Based on interview, review of documentation and observation, the center offered a soccer fundamentals service through an outside organization, but did not have a written policy pertaining to the service. The organization's representative came to the center and worked alone with children.</p>	
1285 - Earthquake/Tornado/Fire Drills	Not In Compliance
<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;"> 922 KAR 2:090. Section 9. Records. (1) A child-care center shall maintain: (h) A written record of quarterly practiced earthquake drills and tornado drills detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3; (i) A written record of practiced fire drills conducted monthly detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3; </div> <p>Findings:</p> <p>General: Based on interview, a fire drill was conducted in May 2021, and an earthquake drill and a tornado drill were conducted in the second quarter of 2021, but the date, time and name of children participants were not documented.</p>	
1305 - Fire Drills	Not In Compliance
<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;"> 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, shelter-in-place or lockdown drill, and tornado drill shall be: (a) Conducted during hours of operation at least quarterly; and (b) Documented. </div> <p>Findings:</p> <p>General: Based on interview, a monthly, practiced fire drill was not conducted in June 2021.</p>	
Posted Documentation	
1325 - Daily Activities	Not In Compliance
<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;"> 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; </div> <p>Findings:</p> <p>General: Based on observation, a daily schedule of activities was not posted in the infants' room</p>	
Animals	
Not Applicable	

Signature of Provider/Representative

Title

Date