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Inspection Report

Provider Name: Johnson, Deborah K	Provider Information	CLR No: C71099
Provider Address: 612 Beresford Drive, Lexington, KY, 40505	Provider Type: CERTIFIED	Capacity: 6

Inspection Type: Renewal Application	Inspection Information	Inspection No: 321682
Date Initiated: 08/03/2022 10:52 AM	Date Concluded: 08/03/2022 12:38 PM	
No. of Children Enrolled: 8	No. of Children Present: 8	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
General Administration	Not In Compliance
120 - Number of Children	Not In Compliance
<p>922 KAR 2:100 - Section 10. Standards for the Provider.</p> <p>(2) A provider shall not provide care for more unrelated children than the number authorized on the certificate of operation.</p> <p>(3) A provider shall have an assistant present if the provider cares for more than:</p> <p>(a) Four (4) infants, including the provider's own or related infants; or</p> <p>(b) Six (6) children under the age of six (6) years old, including the provider's own or related children.</p> <p>Findings:</p> <p>General: Based on observation, eight children under the age of six were present on the date of the survey. An assistant was not present during the inspection process.</p>	
125 - Total Capacity	Not In Compliance
<p>922 KAR 2:100 - Section 10. Standards for the Provider.</p> <p>(4) The maximum number of unrelated children in the care of a certified family child-care home provider shall not exceed six (6) at any one (1) time. A provider may care for four (4) related children in addition to six (6) unrelated children for a maximum child care capacity of ten (10) at any one (1) time.</p> <p>Findings:</p> <p>General: Based on observation and interview, eight children ranging in age from four-months to five-years-old were present during the inspection process. This exceeds the capacity by two children. None of the eight children present were related to the provider.</p>	

Inspection Report

160 - Health, safety and comfort

Not In Compliance

922 KAR 2:100 - Section 13. Care Requirements for a Provider.

(1) A provider shall ensure the health, safety, and comfort of each child.

Findings:

General: Based on observation, the following was found:

- 1.) A highchair was not equipped with the manufacture's seat belt.
- 2.) A set of porch steps in the outdoor play area were not blocked.
- 3.) At 11:17AM, several children were sent to the restroom down the hallway to wash their hands. The children were not within line of sight when sent to this area. At 11:18AM, the staff person in charge left the main child caring space to stand in the hallway between the restroom and the main child caring space. The staff person was able to visually monitor the children who were washing their hands; however, two children were not able to be supervised while in the main child caring space. One child was sleeping on a chair and another child was left in a highchair. The staff person re-entered the main child caring space at 11:20AM. Lack of supervision poses a safety risk to the children care.

Provider Requirements

In Compliance

Provider Records

Not In Compliance

240 - Provider CPR/First Aid

Not In Compliance

922 KAR 2:100 - Section 2. Certification Process.

(4) An applicant shall be currently certified by an agency approved in accordance with 922 KAR 2:240 in infant and child:

- (a) Cardiopulmonary resuscitation (CPR); and
- (b) First aid.

Findings:

General: Based on review of documentation, the provider did not have current CPR/First Aid certification; the documentation available had expired in April of 2021.

260 - Orientation/training plan

Not In Compliance

922 KAR 2:100 - Section 2. Certification Process.

(9) Within three (3) months of submission to the cabinet of a complete OIG-DRCC-03, an applicant shall:

- (a) Demonstrate completion of six (6) hours of cabinet-approved training in accordance with KRS 199.8982(1)(a)6; and
- (b) Develop and implement a written plan for obtaining nine (9) hours of annual cabinet-approved training as required in Section 10(1) of this administrative regulation.

Findings:

General: Based on review of documentation, the provider did not complete nine hours of cabinet-approved early care and education training for the July 1, 2021-June 30, 2022 year of employment. The last recorded training was dated 6/24/2020. A review of ECE-TRIS supports this finding.

Programming

Not In Compliance

290 - Infant sleep position

Not In Compliance

922 KAR 2:100 - Section 13. Care Requirements for a Provider.

(7) An infant shall sleep and nap on the infant's back unless the infant's health professional signs a waiver that states the infant requires an alternate sleeping position.

Findings:

General: Based on observation, the surveyor entered the home at 10:52AM, and observed an infant child sleeping on their stomach in a crib. There was no documentation supporting an alternate sleep position was needed for this child.

305 - Curriculum Areas

Not In Compliance

922 KAR 2:100 - Section 13. Care Requirements for a Provider.

(13) A certified family child care home shall provide a daily planned program:

- (a) That is available to a parent of a child in care or the cabinet upon request;
- (b) Of activities that are 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) That offers a variety of creative activities, such as:
 - 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;

Findings:

General: Based on observation and review of documentation, the posted daily planned programming (lesson plan) was dated for June. There was no other documentation of programming being implemented that was current.

Inspection Report

320 - Corporal Discipline

Not In Compliance

922 KAR 2:100 - Section 13. Care Requirements for a Provider.

(15) Use of corporal physical discipline shall be prohibited pursuant to KRS 199.896(18).

Findings:

General: Based on observation, during the inspection process a child who was two-years-old was placed into a highchair as a method of discipline. The child remained in the highchair without an activity for more than five minutes. Using physical restraints is not developmentally appropriate.

Premises

Not In Compliance

340 - Floor Level Requirements

Not In Compliance

922 KAR 2:100 - Section 12. The General Requirements of the Family Child-Care Home Environment.

(2) Each floor level used for child care shall have at least one (1):

- (a) Unblocked exit to the outside;
- (b) Smoke detector;
- (c) Fire extinguisher; and
- (d) Carbon monoxide detector if the home:
 - 1. Uses fuel burning appliances; or
 - 2. Has an attached garage.

Findings:

General: Based on observation and interview, the home has an attached garage; however, a carbon monoxide detector was not located within the home.

345 - Harmful Items Inaccessible

Not In Compliance

922 KAR 2:100 - Section 12. The General Requirements of the Family Child-Care Home Environment.

(3) The areas of the home that are accessible to children in care shall be free from items harmful to children including the following items:

- (a) Cleaning supplies, poisons, paints, and insecticides;
- (b) Knives, scissors, and sharp objects;
- (c) Power tools, lawn mowers, hand tools, nails, and other equipment;
- (d) Matches, cigarettes, lighters, combustibles, and flammable liquids;
- (e) Plastic bags; and
- (f) Litter and rubbish.

Findings:

General: Based on observation, the following was found:

- 1.) A wax fragrance warmer was turned on and located on a desk within the main child caring area.
- 2.) Wax fragrance cubes were located on the handwashing sink within the restroom used by the children. The instruction label on the packaging read, "Keep out of reach of children".
- 3.) A plastic container of nails was stored on a cubby shelf within the main child caring space.

355 - Covered Outlets

Not In Compliance

922 KAR 2:100 - Section 12. The General Requirements of the Family Child-Care Home Environment.

(6) Electrical outlets not in use shall be covered.

Findings:

General: Based on observation, several electrical outlets were not covered within the main child caring space.

Hygienic Practices

In Compliance

First Aid/Medication

Not In Compliance

485 - Medication Locked/First Aid/Diaper cream/Sunscreen/Toothpaste

Not In Compliance

922 KAR 2:100 - Section 16. Medication and First Aid.

(1) Medication, including medicine that requires refrigeration, shall be stored in a locked container or area with a lock unless the medication is:

- (a) A first aid supply. A first aid supply shall be maintained in accordance with subsection (4) of this section;
- (b) Diaper cream, sunscreen, or toothpaste. Diaper cream, sunscreen, or toothpaste shall be inaccessible to a child in care;

Findings:

General: Based on observation, a container of Benadryl and Crest Toothpaste were being stored in a small bucket on top of a cubby in the main child caring space. The Benadryl was not being properly stored in a locked container.

Outdoor Play Area

Not In Compliance

525 - Outdoor Play Area Safe

Not In Compliance

922 KAR 2:100 - Section 12. The General Requirements of the Family Child-Care Home Environment.

(13) An outdoor play area shall be free of unavoidable danger or risk.

Findings:

General: Based on observation the following was found:

- 1.) A long orange extension cord was located on the ground of the outdoor play area. This poses a tripping hazard to the children.
- 2.) A wagon located in the outside play area contained several chemical sprays and cleaners. These cleaners were accessible to the children in care.

Inspection Report

Equipment

Not In Compliance

555 - Infant rest time

Not In Compliance

922 KAR 2:100 - Section 13. Care Requirements for a Provider.

(9) Rest time shall include adequate space specified by the child's age as follows:

(a) For an infant:

- 1. An individual non-tiered crib that meets Consumer Product Safety Commission standards established in 16 C.F.R. 1219-1220;
- 2. A firm crib mattress in good repair with a clean tight-fitted sheet that is changed:
 - a. Weekly; or
 - b. Immediately if it is soiled or wet;
- 3. No loose bedding, such as a bumper or a blanket; and
- 4. No toys or other items except for the infant's pacifier;

Findings:

General: Based on observation, the surveyor entered the home at 10:52M, and observed an infant child sleeping on their stomach in a crib. The child had a blanket and a Boppy cushion placed on their back.

Transportation

In Compliance

Food Service/Food Program

In Compliance

Food Service

Not In Compliance

725 - Bottle-Feeding

Not In Compliance

922 KAR 2:100 - Section 15. Food Requirements.

(16) While bottle-feeding an infant, the:

(a) Child shall be held; and

(b) Bottle shall not be:

- 1. Propped;
- 2. Left in the mouth of a sleeping infant; or
- 3. Heated in a microwave.

Findings:

General: Based on observation, a four-month-old child was drinking a bottle while sitting in a Graco swing. Infants should be held when bottle-fed.

Children's Records

Not In Compliance

730 - Immunization

Not In Compliance

922 KAR 2:100 - Section 19. Records.

(1) A provider 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, six out of eight children's files reviewed did not have a current immunization certificate. Each child had been enrolled for more than 30 days.

735 - Children's information

Not In Compliance

922 KAR 2:100 - Section 19. Records.

(1) A provider 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 family child-care home; and
- 3. To contain:
 - a. Identifying information about the child, which includes, at minimum, the child's name, address, and date of birth;
 - b. Contact information to enable the provider 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 family child-care home;
 - e. The name and phone number of each person to be contacted in an emergency situation involving or impacting the child;
 - f. Authorization by the parent for the provider to seek emergency medical care for the child in the parent's absence;

Findings:

General: Based on review of documentation, the following was found:

- 1.) Two children did not have enrollment documentation to include: physician contact number, preferred hospital, authorized pick-up, consent for medical treatment, and medical history.
- 2.) A child enrolled 6/18/2020, did not have a physician contact number listed in their enrollment information.

Inspection Report

Written Documentation

Not In Compliance

750 - Liability insurance

Not In Compliance

922 KAR 2:100 - Section 2. Certification Process.

(2) An applicant for certification shall:

(b) Obtain commercial liability insurance of at least \$50,000 per occurrence;

Findings:

General: Based on review of documentation, current liability insurance was not available for review. The available documentation had expired in September of 2021.

770 - Earthquake Drill and Tornado Drill Requirements

Not In Compliance

922 KAR 2:100 - Section 12. The General Requirements of the Family Child-Care Home Environment.

(20) 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 review of documentation, there was no documentation that tornado and earthquake drills had been practiced.

785 - Fire Drills

Not In Compliance

922 KAR 2:100 - Section 19. Records.

(5) A certified family child-care home provider shall maintain a written record of:

(b) Monthly practiced fire drills detailing the date, time, and participants in accordance with Section 12(19) of this administrative regulation;

Findings:

General: Based on review of documentation, the July fire drill documentation did not list the children who had participated.

795 - Evacuation Plan Records

Not In Compliance

922 KAR 2:100 - Section 19. Records.

(7)(a) A certified family child-care home provider shall have a written evacuation plan in the event of fire, natural disaster, or other threatening situation that may pose a health or safety hazard to a child in care in accordance with KRS 199.895.

Findings:

General: Based on review of documentation, there was no evidence indicating that the emergency preparedness plan had been sent to the proper emergency management authority for the 2022 year.

Posted/Available Documentation

Not In Compliance

820 - Diapering/Handwashing Procedures

Not In Compliance

922 KAR 2:100 - Section 14. Toilet and Diapering Requirements.

(8) The proper methods of diapering and hand-washing shall be available at each diaper changing area.

Findings:

General: Based on observation, the diaper changing and handwashing steps were not posted nor available at/near the diapering and handwashing station.

Animals

Not In Compliance

830 - Animals

Not In Compliance

922 KAR 2:100 - Section 17. Animals.

(1) An animal shall not be allowed in the presence of a child in care:

(a) Unless:

1. The animal is under the supervision and control of an adult;

2. Written parental consent has been obtained; and

3. The animal is certified as vaccinated against rabies; or

(b) Except in accordance with subsection (3) of this section.

(2) A parent shall be notified in writing if a child has been bitten or scratched by an animal.

(3) An animal that is considered undomesticated, wild, or exotic shall not be allowed at a certified family child-care home unless the animal is:

(a) A part of a planned program activity led by an animal specialist affiliated with a zoo or nature conservatory; and

(b) In accordance with 301 KAR 2:081 and 301 KAR 2:082.

Findings:

General: Based on review of documentation, a dog within the household did not have a current rabies vaccination; the documentation on file was no longer current as of 8/11/2021.

Posted Requirements

In Compliance

Signature of Provider/Representative

Title

Date