



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
Southern Branch
116 Commerce Ave
London, KY 40744

Adam Mather
INSPECTOR GENERAL

Phone: (606) 330-2030 Fax: (606) 330-2056
<https://chfs.ky.gov/agencies/os/oig>

Inspection Report

Provider Name: Noah's Ark Daycare Center	Provider Information	CLR No: L356929
Provider Address: 117 North 17th Street, Middlesboro, KY, 40965	Provider Type: LICENSED TYPE I	Capacity: 80
Owner(s): Kelly, Edith Sue		Director(s): Ballenger, Angel Renee

Inspection Type: Renewal Application	Inspection Information	Inspection No: 291871
Date Initiated: 12/11/2019 10:45 AM	Date Concluded: 12/11/2019 12:30 PM	
	No. of Children Present: 37	

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

295 - Construction/Renovation Notification **Not In Compliance**

922 KAR 2:120. Section 4. Premises Requirements.
(19) The Department of Housing, Buildings and Construction, State Fire Marshal's Office, and cabinet shall be contacted concerning a planned new building, addition, or major renovation prior to construction.

Findings:

General: Based on observation, the surveyor found that the childcare center had renovated the Preschool 1 room by adding a non-permanent wall, to create a space that enables the one (1) year olds and two (2) year olds to be separate. The Division of Regulated Child Care did not have prior knowledge of this change of space.

Director Requirements	In Compliance
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 presented and ECE-TRIS as well as interview with staff, the surveyor found the following:

1. Verification of zero (0) hours of early care and education annual training was found for a staff (DOH: 07/08/16).
2. Verification of zero (0) hours of early care and education annual training was found for a staff (DOH: 09/02/16).
3. Verification of zero (0) hours of early care and education annual training was found for a staff (DOH: 08/29/17).
4. Verification of thirteen (13) hours of early care and education annual training was found for a staff (DOH: 02/22/02).
5. Verification of two (2) hours of early care and education annual training was found for a staff (DOH: 08/30/17).

During interview, staff stated she was aware of that the staff persons did not have the trainings completed.

Inspection Report

**Programming
Premises**

**In Compliance
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, the surveyor found that a staff's purse was stored on a table located in the office. The office is adjacent to the Indoor Gross Motor room; thus, the purse was within reach and accessible to the children.

Hygienic Practices	In Compliance
First Aid/Medication	In Compliance
Outdoor Play Area	In Compliance
Equipment	In Compliance
Transportation	In Compliance
Food Service/Food Program	In Compliance
Food Service	In Compliance
Children's Records	Not In Compliance

1135 - 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 presented, the surveyor found the following:

1. The most recent immunization certificate presented for surveyor review for one (1) child (DOE: 10/21/19) was no longer current after 10/30/19.
2. The most recent immunization certificate presented for surveyor review for one (1) child (DOE: 09/11/19) was no longer current after 11/18/19.

1140 - 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 presented, the surveyor found a child's (DOE: 10/21/19) enrollment information did not contain the general health status and medical history.

Inspection Report

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 review of documentation presented and interview, the surveyor found the following:

1. A staff (DOH: 07/08/16) record contained a professional development plan that was not dated; therefore, the surveyor could not verify that it was updated annually.
2. A staff (DOH: 08/29/17) record contained a professional development plan that was not dated; therefore, the surveyor could not verify that it was updated annually.
3. A staff (DOH: 02/22/02) record did not contain a professional development plan.

During interview, staff stated she was not aware the plans were not dated or the staff needed a professional development plan.

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 review of documentation and interview, the surveyor was not presented with written documentation of a fire drill being conducted for November 2019. During interview, staff stated that the fire drill was not conducted for November 2019.

Posted Documentation

In Compliance

Animals

In Compliance

Signature of Provider/Representative

Title

Date