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Inspection Report

Provider Name: "The Swamp" / Nelson County FRYSC Child Care	Provider Information Provider Type: LICENSED TYPE I	CLR No: L357180
Provider Address: 211 East Muir Avenue, Bardstown, KY, 40004		Capacity: 141
Owner(s): Nelson County Board Of Education		Director(s): Hickman, Brenda Kay

Inspection Type: Renewal Application	Inspection Information	Inspection No: 219650
Date Initiated: 04/25/2017 3:00 PM	Date Concluded: 04/25/2017 5:30 PM	
	No. of Children Present: 54	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
260 - Staff Evaluation	Not In Compliance
922 KAR 2:110. Section 4. Director Requirements and Responsibilities.	
(1) Effective with the adoption of this administrative regulation, a director shall:	
(j) Assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation;	
Findings:	
General: Based on review of documentation, the child care center director failed to assure compliance with regulatory requirements with regard to employee evaluations. Upon request, the child care center director failed to provide evidence of an annual evaluation, within the last twelve (12) months of employment, for an employee with a hire date of 02/01/16.	

Inspection Report

Employee Records

Not In Compliance

300 - Background checks/left alone

Not In Compliance

922 KAR 2:090. Section 6. License Issuance.

(5) An individual described in subsection (4) of this section shall:

- (a) Submit to background checks described in paragraph (b) of this subsection;**
- (b) May be employed or work with a child on a probationary basis for up to ninety (90) calendar days, pending completion of a:**
 - 1. Child abuse or neglect check using the central registry in accordance with 922 KAR 1:470;**
 - 2. Criminal records check required by KRS 199.896(19);**
 - 3. Criminal records check for any previous state of residence if the person resided outside the state of Kentucky in the last five (5) years; and**
 - 4. An address check of the Sex Offender Registry; and**
- (c) Not be left alone in the presence of a child until copies of the background checks in accordance with paragraph (b) of this subsection have been received by the licensee.**

Findings:

General: Based on review of documentation, the child care center failed to maintain employee records in accordance with regulatory requirements as follows:

- 1) Review of the employee record for a staff with a hire date of 02/01/16 revealed a child abuse/neglect check, signed and submitted to the cabinet on 02/12/16. Submission of the document was more than five (5) days after the date of employment.
- 2) Review of the record for a staff with a hire date of 10/19/16 revealed a child abuse/neglect check, signed and submitted to the cabinet on 12/07/16. Submission of the document was more than five (5) days after the date of employment.

315 - Educational Requirements

Not In Compliance

922 KAR 2:110. Section 5. 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, the child care center failed to maintain employee records in accordance with regulatory requirements. Upon request, the child care center director failed to present proof of education for an employee with the hire date of 10/06/16.

340 - Training

Not In Compliance

922 KAR 2:110. Section 5. Staff Requirements.

(14) 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 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 pediatric abusive head trauma training completed once every five (5) years.**

Findings:

General: Based on review of documentation, the child care center failed to maintain employee records in accordance with regulatory requirements as follows:

- 1) Review of the record for an employee with a hire date of 02/01/16 revealed the employee failed to complete six (6) hours of cabinet-approved orientation training within the first three (3) months of employment.
- 2) Review of the record for a staff with a hire date of 06/01/15 revealed no documented evidence of one and one-half (1 ½) hours of pediatric abusive head trauma training completed within the first year of employment.

Programming

In Compliance

Premises

In Compliance

Hygienic Practices

In Compliance

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

690 - Playground Conditions

Not In Compliance

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

(20) An outdoor play area shall be:

- (d) Safe from foreseeable hazard;**
- (e) Well drained;**
- (f) Well maintained;**
- (g) In good repair; and**
- (h) Visible to staff at all times.**

Findings:

General: Based on observation, the child care center failed to maintain the outdoor play area in accordance with regulatory requirements. Observation of the outdoor play area revealed black exposed material under the playground surface protection which presented a tripping hazard for children who played on the playground.

Equipment

In Compliance

Inspection Report

Transportation

In Compliance

Food Service

In Compliance

Children's Records

In Compliance

Written Documentation

Not In Compliance

1105 - Professional Development

Not In Compliance

922 KAR 2:110. Section 3. Records.

(1) A child-care center shall maintain:

(f) A written annual plan for child-care staff professional development;

Findings:

General: Based on review of documentation, the child care center failed to maintain written documentation in accordance with regulatory requirements. Record review revealed the child care center failed to have a written annual plan or individualized plan for child care professional development for a staff with a hire date of 02/01/16.

Posted Documentation

In Compliance

Animals

In Compliance

Signature of Provider/Representative

Title

Date