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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: 244133
Date Initiated: 03/15/2018 3:00 PM	Date Concluded: 03/15/2018 5:30 PM	
	No. of Children Present: 47	

Inspection Report	
Background Checks	Not In Compliance
5 - Background check/left alone/dismissed/relocated	Not In Compliance
<p>922 KAR 2:280. Section 3. Implementation and Enforcement. (1) A person who is a child care staff member prior to January 1, 2018, shall submit to and complete background checks in accordance with this administrative regulation no later than September 30, 2018. (2) A child care staff member hired on or after January 1, 2018, shall: (a) Have completed the background checks required in accordance with this administrative regulation and found to have no disqualifying offense prior to becoming a child care staff member; or (b) 1. Have submitted to the background checks required in accordance with this administrative regulation; 2. Not be left unsupervised with a child in care pending the completion of the background checks in accordance with this administrative regulation; and 3. Be dismissed or relocated from the residence if the person is found to have a disqualifying background check result.</p>	
Findings:	
<p>General: Based on observation, review of documentation and interview, the child care center failed to maintain employee records in accordance with regulatory requirements. Observation of the Kindergarten-1st grade group revealed a staff member with hire date 9/14/17 working alone with nine (9) 5-6 years-old children for about 5-10 minutes. Review of the presented employee records revealed a staff member's file with hire date 9/14/17 did not contain a criminal record check (CRC) or child abuse and neglect check (CAN). Upon request, the staff member in charge did not present background checks for the staff member at the time of the survey.</p>	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
345 - Staff Evaluation	Not In Compliance
<p>922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (j) Assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation;</p>	
Findings:	
<p>General: Based on review of documentation and interview, the child care center director failed to assure compliance with regulatory requirements. Review of the presented employee records revealed a staff member's file with hire date 5/31/16 that did not contain an annual evaluation. Upon request, the staff member in charge did not present the documentation for the staff member at the time of the survey.</p>	

Inspection Report

360 - Caregiver Alone

Not In Compliance

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

(1) A director shall:

(n) Assure that a person acting as a caregiver of a child in care shall not be left alone with a child, if the licensee has not received the results of the background checks as described in 922 KAR 2:280;

Findings:

General: Based on observation, review of documentation and interview, the child care center director failed to assure compliance with regulatory requirements. Observation of the Kindergarten-1st grade group revealed a staff member with hire date 9/14/17 working alone with nine (9) 5-6 years-old children for about 5-10 minutes. Review of the presented employee records revealed a staff member's file with hire date 9/14/17 did not contain a criminal record check (CRC) or child abuse and neglect check (CAN). Upon request, the staff member in charge did not present background checks for the staff member at the time of the survey.

Employee Records

Not In Compliance

390 - 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 and interview, the child care center failed to maintain employee records in accordance with regulatory requirements. Review of the presented employee records revealed staff member's files with hire dates 5/31/16, 1/26/18, 11/6/17 and 9/14/17 that did not contain a high school diploma, GED or qualifying documentation from a comparable educational entity. Upon request, the staff member in charge did not present educational documentation for the aforementioned staff members at the time of the survey.

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 and interview, the child care center failed to maintain employee records in accordance with regulatory requirements. Review of the presented employee records revealed staff member's files with hire dates 10/8/13, 11/1/13, 5/31/16 and 2/1/16 that did not contain documentation to verify completion of the fifteen (15) hours of cabinet approved training. Review of the ECE-TRIS verified that the staff members did not complete the fifteen hours of cabinet approved training. Continued review of the presented employee records revealed staff member's files with hire dates 5/8/06 and 5/21/10 that did not contain documentation to verify completion of the one and one-half (1 ½) hours of pediatric abusive head trauma training. Review of the presented employee records revealed staff members with hire dates 11/6/17 and 9/14/17 that did not contain documentation to verify completion of the six (6) hours of cabinet approved orientation. Upon request, the staff member in charge did not present training documentation for the aforementioned staff members at the time of the survey.

Programming	In Compliance
Premises	In Compliance
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	In Compliance
Written Documentation	In Compliance
Posted Documentation	In Compliance
Animals	Not Applicable

Signature of Provider/Representative

Title

Date