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Inspection Report

Provider Name: Trinity Hill Child Care Center	Provider Information	CLR No: L352894
Provider Address: 210 E. Reynolds Rd., Lexington, KY, 40517	Provider Type: LICENSED TYPE I	Capacity: 120
Owner(s): Trinity Hill Child Care Center, Inc.		Director(s): Mangione, Mary Lynn

Inspection Type: Renewal Application	Inspection Information	Inspection No: 307332
Date Initiated: 06/30/2021 10:00 AM	Date Concluded: 06/30/2021 12:30 PM	
	No. of Children Present: 40	

Inspection Report

Background Checks

Not In Compliance

20 - Out of state background checks

Not In Compliance

922 KAR 2:280. Section 5. Checks of Other States.

- (1) In accordance with 45 C.F.R. 98.43(b)(3), a prospective child care staff member who resides in or has resided in another state within the last five (5) years shall:**
- (a) Request from each state of current or prior residency, in accordance with the state's laws, policies, and procedures, with a courtesy notice to the cabinet:**
 - 1. An in-state criminal records check by:**
 - a. Means of fingerprints for the state of residence; or**
 - b. Any means accepted by a state of prior residency;**
 - 2. A check of the state's sex offender registry or repository; and**
 - 3. A check of the state-based child abuse and neglect registry and database; and**
 - (b) Direct results of the checks required in paragraph (a) of this subsection to the Department for Community Based Services, Division of Child Care, 275 East Main Street, 3C-F, Frankfort, Kentucky 40601.**

Findings:

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

1. A staff person hired 5/18/2021, had addresses in Maryland and Delaware as a previous residence in the past five years. There was no evidence of a background check, CA/N check or a check of the state's sex offender registry from Maryland or Delaware on file in the facility.
2. A staff person hired 8/13/2019, had listed an address in Illinois as a previous residence in the past five years. There was no evidence of a background check, CA/N check or a check of the state's sex offender registry from Illinois on file in the facility.

Supervision

In Compliance

Staffing Requirements

In Compliance

Inspection Report

General Administration

Not In Compliance

210 - Licensee Responsibility

Not In Compliance

922 KAR 2:090. Section 8. General.

(1) A licensee shall:

- (a) Be responsible for the operation of the child-care center pursuant to this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280; and**
- (b) Protect and assure the health, safety, and comfort of each child.**

Findings:

General: Based on review of documentation, staff persons hired 7/20/2020, 9/15/2020, 2/23/2021, 2/8/2021, 5/18/2021 and 5/24/2021, did not have the results of or evidence of the application for a criminal background check on file in the facility.

Director Requirements

Not In Compliance

360 - Caregiver Alone

Not In Compliance

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

(1) A director shall:

- (m) 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 and review of documentation, the following was found:

1. A staff person hired 7/20/2020, did not have the results of or evidence of the application for a criminal background check on file in the facility. The staff person was observed alone in a classroom with a group of seven three-year-old children.
2. Staff persons hired 2/8/2021 and 2/23/2021, did not have the results of or evidence of application for criminal background checks on file in the facility. The staff persons were observed caring for six children in the Infant classroom. There was no other qualified staff in the classroom.

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, an employee hired 2/8/2021, did not have evidence of a high school diploma, GED or Commonwealth Child Care Credential on file in the facility.

395 - TB Verification

Not In Compliance

922 KAR 2:090. Section 11. Staff Requirements.

(1) Child-care center staff:

- (b) Shall provide, prior to employment and every two (2) years thereafter:**
 - 1. A statement from a health professional that the individual is free of active tuberculosis; or**
 - 2. A copy of negative tuberculin results.**

Findings:

General: Based on review of documentation, staff persons hired 8/13/2019, 6/7/2021, and 2/23/2021, did not have documentation of negative T.B. results on file in the facility that had been obtained within the past two years.

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 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 review of documentation, the following was found:

1. Staff members hired on 12/9/2019 and 8/13/2019, did not complete the required PAHT training. These staff members have been employed for more than one year. The ECE-TRIS system was reviewed.
2. A staff member hired on 8/19/2002, did not complete the required PAHT renewal training within five years. The last training on file was completed 6/1/2016. The ECE-TRIS system was reviewed.

Inspection Report

Programming

Not In Compliance

485 - Infant Sleep Position

Not In Compliance

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.

(1) An infant shall sleep or 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, two 10-month-old children were observed sleeping in swings in the Infant classroom at 10:21 a.m. The same children were observed sleeping in the swings at 10:40 a.m. At 10:55 a.m. one of the children was still sleeping in the swing and the other had been removed from the swing.

Premises

Not In Compliance

575 - Protected Openings

Not In Compliance

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

(8) An opening to the outside shall be effectively protected against the entrance of vermin by:

- (a) Self-closing doors;**
- (b) Closed windows;**
- (c) Screening;**
- (d) Controlled air current; or**
- (e) Other effective means.**

Findings:

General: Based on observation, upon entering the facility it was found that the door leading outside to the Toddler playground was being propped open. There was no barrier in place to effectively protect against the entrance of vermin.

580 - 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, the following was found:

1. There was an area of chipping paint under the dry-erase board in the Twos classroom. The chipping left exposed dry wall material accessible to the children.
2. The door frame at the entrance of the Twos classroom had numerous areas of chipping paint, dirt and scuff marks.
3. There were four stained ceiling tiles in Room 108 and three stained ceiling tiles in Room 109.

650 - Toilet

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(4) Each toilet shall:

- (a) Be kept in clean condition;**
- (b) Be kept in good repair;**
- (c) Be in a lighted room; and**
- (d) Have ventilation to outside air.**

Findings:

General: Based on observation, there was a brown substance inside the toilet bowl in the bathroom in the Twos classroom. It could not be determined what the substance was at the time of the survey.

Hygienic Practices

Not In Compliance

685 - Diaper Changing Area/Surface

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(10) When a child is diapered, the child shall:

- (b) Be placed on a surface that is:**
 - 1. Clean;**
 - 2. Padded;**
 - 3. Free of holes, rips, tears, or other damage;**
 - 4. Nonabsorbent;**
 - 5. Easily cleaned; and**
 - 6. Free of any items not used for diaper changing.**

Findings:

General: Based on observation, there was a small tear in the changing pad in the Twos classroom. This left exposed foam that can not be properly sanitized between uses.

First Aid/Medication

In Compliance

Outdoor Play Area

In Compliance

Inspection Report

Equipment

Not In Compliance

795 - Individual Bed/Mat/Cot and Bedding

Not In Compliance

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.

- (3) Rest time shall include adequate space specified by the child's age as follows:**
 - (b) For a toddler or preschool-age child:**
 - 1. An individual bed, a two (2) inch thick waterproof mat, or cot in good repair; and**
 - 2. Bedding that is in good repair and is changed:**
 - a. Weekly; or**
 - b. Immediately if it is soiled or wet.**

Findings:

General: Based on observation, there were two nap mats in the Toddler classroom and five nap mats in the Twos classroom that had several tears on the corners of the mats. This left exposed foam that can not be properly sanitized between uses.

Transportation

Not Applicable

Food Service/Food Program

In Compliance

Food Service

In Compliance

Children's Records

Not In Compliance

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, a child enrolled 6/6/2016, did not have information for a preferred hospital signed by the parent on file in the facility.

Written Documentation

In Compliance

Posted Documentation

Not In Compliance

1215 - Daily Activities

Not In Compliance

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;**

Findings:

General: Based on observation, a current schedule of daily activities, including lists and dates of activities to be conducted with the children was not posted in the Infant classroom. The schedule of activities posted was from April 2021; however, the inspection was conducted in June 2021.

Animals

Not Applicable

Signature of Provider/Representative

Title

Date