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Inspection Report

Provider Name: Day Play Child Care Center	Provider Information	CLR No: L353167
Provider Address: 104 North Starview Drive, Somerset, KY, 42503	Provider Type: LICENSED TYPE II	Capacity: 12
Owner(s): Green, Delane Harney		Director(s): Green, Delane Harney

Inspection Type: Renewal Application	Inspection Information	Inspection No: 318670
Date Initiated: 11/03/2021 12:50 PM	Date Concluded: 11/03/2021 3:10 PM	
	No. of Children Present: 8	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance
225 - Licensee Responsibility	Not In Compliance
<p>922 KAR 2:090. Section 8. General.</p> <p>(1) A licensee shall:</p> <p>(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</p> <p>(b) Protect and assure the health, safety, and comfort of each child.</p> <p>Findings:</p> <p>General: Based on observation, the surveyor found the following:</p> <ol style="list-style-type: none"> 1. A wall shelf with several toys stored on it in the Group Room that appeared to have a slight sway and did not appear to be secure. During interview, staff-in-charge stated that the room was painted and the wall shelf had been taken off of the wall. Staff-in-charge stated that she would ensure that the wall shelf was secured. 2. Two (2) cots turned upright and leaned against a wall with the metal legs sticking out in the Group Room. 3. A Profusion Heater that was placed on the floor and turned on in the Living Room. The heater was observed to be hot to the touch and was accessible to the children. During interview, staff-in-charge stated that she would make the heater inaccessible to the children. 	
Director Requirements	In Compliance

Inspection Report

Employee Records

Not In Compliance

435 - 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 1/2) 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 1/2) 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 and ECE-TRIS, the surveyor found the following:

- 1. A staff (DOH: 09/30/1990) obtained three (3) hours of the required fifteen (15) hours of cabinet-approved early care and education training for the review period 07/01/20 – 06/30/21.
2. A staff (DOH: 09/30/1997) obtained three (3) hours of the required fifteen (15) hours of cabinet-approved early care and education training for the review period 07/01/20 – 06/30/21.

During interview, staff-in-charge stated that the staff persons mentioned have completed the trainings; however, the trainings were not showing on ECE-TRIS.

Programming

Not In Compliance

525 - Infant/Toddler Combined with Older Children

Not In Compliance

922 KAR 2:120. Section 5. Infant and Toddler Play Requirements.

(3) Except in accordance with subsection (4) of this section or Section 2(2)(c) of this administrative regulation, an infant or toddler under twenty-four (24) months of age shall not participate in an activity with an older child for no more than one (1) hour per day.
(4) If a toddler is developmentally appropriate for a transition to a preschool age group, a toddler may participate in an activity with an older child for more than one (1) hour per day if:
(a) Space for the toddler is available in the preschool-age group;
(b) The staff-to-child ratios and group sizes are maintained based on the age of the youngest child;
(c) The center has a procedure for listing a transitioning toddler on attendance records, including a specific day and time the toddler is with either age group; and
(d) The child care center has obtained the signature and approval of the toddler's parent on the toddler's transition plan.

Findings:

General: Based on observation, the surveyor observed one (1) two-year-old child to be in the Group Room with three-year old, four-year-old, and one (1) five-year old children from approximately 1:00 p.m. - 3:00 p.m. During interview, staff-in-charge stated that the two-year-old child did not have a transition plan on file. The surveyor did not observe a transition plan to be in the two-year-old child's file.

Premises

Not In Compliance

565 - 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 Clorox Spray placed on the counter in the kitchen. The Clorox Spray was observed to be within reach and accessible to the children.

585 - Premises Requirements

Not In Compliance

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

(1) The premises shall be:
(a) Suitable for the purpose intended;
(b) Kept clean and in good repair;

Findings:

General: Based on observation, the surveyor found the following:

- 1. Two (2) black rugs located in front of the exit door that leads to the playground that contained debris; therefore, the rugs were not kept clean.
2. The floor in the foyer area and around the exit door that leads to the playground contained debris; therefore, the floor was not kept clean.

695 - Toilet

Not In Compliance

922 KAR 2:120. Section 12. 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, the surveyor found the following:

1. Yellow stains around the toilet seat hinges in the restroom; therefore, the toilet was not kept in clean condition.
2. What appeared to be brown rust stains around the base of the toilet in the restroom; therefore, the toilet was not kept in clean condition.

Hygienic Practices

In Compliance

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

795 - 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 of the playground, the surveyor found the following:

1. A broken swing seat with an attached metal chain placed beside a bush on the playground.
2. A plastic rake that was broken and exposing a sharp edge placed beside the exit door on the playground.
3. A loose green garden hose placed near the exit door on the playground.
4. A broken refrigerator drawer filled with water and an empty Clorox bottle and plastic placed inside the drawer located near the exit door.
5. What appeared to be a square mesh dog bed turned up and leaned against the banister with the legs of the bed going through the rails placed near a set of Little Tikes Coupe Cars.
6. Two (2) exposed nails and one (1) loose nail located under a set of steps on the patio.
7. A piece of wood attached to a wooden fence beside a gate entrance with two (2) exposed nails sticking through the wood.
8. A shovel and garden tiller placed between the chain link and wooden fence with the handles sticking up and within reach located near a play structure.
9. What appeared to be a 4-prong garden cultivator stuck in the fence roll along the left side of the playground near a play structure.
10. A small rusty metal pole going through a gate and into the ground located near a play structure. The pole was observed to not be secured to the gate and easily pulled out of the ground.
11. A small rusty metal pole going through a gate and into the ground located near a play structure. The pole was observed to not be secured to the gate and easily pulled out of the ground.
12. A broken bird house with exposed nails and splintered edges placed on the ground beside the fence located on the right side of the playground.
13. A piece of wood with a sharp pointed end placed on the ground beside the fence located on the right side of the playground.
14. Five (5) green/silver metal poles placed beside a bush by a gate entrance.
15. An owl placed on top of a long wooden pole stuck in the fence beside a gate entrance.
16. What appeared to be red stones and chain link placed on the ground near a gate entrance.
17. A broken wood board with exposed nails placed by the fence roll located along the right side of the playground.

The items mentioned were observed to be accessible to the children; therefore, the playground was not safe from foreseeable hazards.

Inspection Report

805 - Fence Construction

Not In Compliance

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

(24) Fences shall be:

- (a) Constructed of safe material;
- (b) Stable; and
- (c) In good condition.

Findings:

General: Based on observation, the surveyor found the following:

1. The chain link was detached from the wood in several areas along the fence roll located on the left side of the playground near a play structure; therefore, the fence was not kept in good condition.
2. Brush in the fence roll along the right side of the playground; therefore, the fence was not kept in good condition.
3. Two (2) broken wood boards in the fence roll located on the right side of the playground; therefore, the fence was not kept in good condition.

Equipment

In Compliance

Transportation

In Compliance

Kitchen Requirements

In Compliance

Food Service

In Compliance

Meal Planning/Center Provides Meals

In Compliance

Meal Planning/Center Does Not Provide Meals

In Compliance

Children's Records

Not In Compliance

1245 - 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, the surveyor found the following:

1. A child's (DOE: 10/20/18) file contained an immunization certificate that was no longer current as of 11/13/19.
2. A child's (DOE: 07/20/20) file contained an immunization certificate that was no longer current as of 05/20/21.

During interview, staff-in-charge stated that she had the up-to-date immunization certificates for the children mentioned; however, she was unable to locate the documentation.

Written Documentation

Not In Compliance

1280 - 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 on review of documentation, the surveyor found the following:

1. A staff's (DOH: 09/30/90) file contained a professional development plan dated for 10/20/20; therefore, the plan was not completed annually.
2. A staff's (DOH: 09/30/97) file contained a professional development plan dated for 10/20/20; therefore, the plan was not completed annually.

Through interview with staff-in-charge, the surveyor learned that up-to-date annual professional development plans were not available for review for the staff mentioned.

Posted Documentation

In Compliance

Animals

In Compliance

Signature of Provider/Representative

Title

Date