



**CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL**

Andy Beshear
Governor

Melissa A. Moore, Director
Division of Regulated Child Care
Eastern Branch
1055 Wellington Way
Lexington, KY 40513
Phone: (859) 246-2301 Fax: (859) 246-2307
<https://chfs.ky.gov/agencies/os/oig>

Eric C. Friedlander
Secretary

Adam Mather
Inspector General

Inspection Report

Provider Name: Phillips, Pamela Aleene	Provider Information	CLR No: C3863
Provider Address: 28 Hearthstone Court, Florence, KY, 41042	Provider Type: CERTIFIED	Capacity: 6

Inspection Type: Annual Inspection	Inspection Information	Inspection No: 289282
Date Initiated: 05/17/2019 10:28 AM	Date Concluded: 05/17/2019 12:07 PM	
No. of Children Enrolled: 15	No. of Children Present: 5	

Inspection Report	
Background Checks	In Compliance
Supervision	Not In Compliance
95 - General Supervision	Not In Compliance
922 KAR 2:100 - Section 12. Care Requirements for a Provider. (11) A child who does not sleep shall be permitted to play quietly and be visually supervised.	
Findings:	
General: Based on observation, this regulatory requirement was not met. During the annual inspection a five (5) year-old child exited the playroom, went upstairs, and then outdoors unsupervised. The certified provider's husband was located outside. The child was not visually supervised by an adult on the way up the stairs to the outdoor play area. In addition, later during the survey, the same five (5) year-old child went to the bathroom unsupervised. The bathroom was located in the hallway next to the playroom. The certified provider was not visually supervising the child as she exited the room and went into the bathroom.	
145 - Alcohol/Controlled Substance/Smoking	Not In Compliance
922 KAR 2:100 - Section 10. Standards for the Provider. (10) During hours of operation, a provider and another person in the home shall: (a) Be free of the influence of alcohol or a controlled substance except for use of a controlled substance as prescribed by a physician; and (b) Prohibit smoking or vaping in the presence of children in care.	
Findings:	
General: Based on observation, this regulatory requirement was not met. During the annual inspection a five (5) year-old child exited the main play room in the basement, went upstairs, and then outside. The certified provider's husband was observed outside (through the window in the basement) supervising the five (5) year-old child while he was smoking a cigarette.	
160 - Health, safety and comfort	Not In Compliance
922 KAR 2:100 - Section 12. Care Requirements for a Provider. (1) A provider shall ensure the health, safety, and comfort of each child.	
Findings:	
General: Based on observation, this regulatory requirement was not met. A one (1) year-old child was wearing an amber teething necklace. During the annual inspection another child grabbed the necklace and pulled it tight around the child's neck. The child cried. There was no written permission on file for the one (1) year-old child to wear the amber teething necklace.	
Provider Requirements	In Compliance

Inspection Report

Provider Records

Not In Compliance

240 - Provider CPR/First Aid

Not In Compliance

922 KAR 2:100 - Section 2. Certification Process.

- (4) An applicant shall be currently certified by an agency approved in accordance with 922 KAR 2:240 in infant and child:**
 - (a) Cardiopulmonary resuscitation (CPR); and**
 - (b) First aid.**

Findings:

General: Based on observation, interview and review of documentation, this regulatory requirement was not met. The certified provider provided two (2) pediatric CPR and first aid cards without any names on the cards. The cards both expired in May of 2019. The certified provider indicated that these cards were for her and her husband. The cards were from the American Safety and Health Institute.

265 - Provider Training Requirements

Not In Compliance

922 KAR 2:100 - Section 10. Standards for the Provider.

- (1)(a) A provider shall complete annually at least nine (9) hours of cabinet-approved early care and education training beginning with the second year of operation, including one and one-half (1½) hours of cabinet-approved pediatric abusive head trauma training in accordance with KRS 199.8982(2):**
 - 1. Within the second year of employment or operation in child care; and**
 - 2. Every subsequent five (5) years of employment or operation in child care.**

Findings:

General: Based on review of documentation, this regulatory requirement was not met. The certified provider had three (3) hours of cabinet-approved early care and education training. ECE-TRIS and the staff file were both reviewed.

Programming

In Compliance

Premises

Not In Compliance

345 - Harmful Items Inaccessible

Not In Compliance

922 KAR 2:100 - Section 11. The General Requirements of the Family Child-Care Home Environment.

- (3) The areas of the home that are accessible to children in care shall be free from items harmful to children including the following items:**
 - (a) Cleaning supplies, poisons, paints, and insecticides;**
 - (b) Knives, scissors, and sharp objects;**
 - (c) Power tools, lawn mowers, hand tools, nails, and other equipment;**
 - (d) Matches, cigarettes, lighters, combustibles, and flammable liquids;**
 - (e) Plastic bags; and**
 - (f) Litter and rubbish.**

Findings:

General: Based on observation, this regulatory requirement was not met. A package of cigarettes was located on the bottom shelf of the small end table between the two (2) adult rocking chairs in the main playroom. A Bic Lighter was located next to the cigarettes in the same location. These items were accessible to the children in care. In addition, the wooden picnic table in the outdoor play area contained a package of cigarettes and lighter.

355 - Covered Outlets

Not In Compliance

922 KAR 2:100 - Section 11. The General Requirements of the Family Child-Care Home Environment.

- (6) Electrical outlets not in use shall be covered.**

Findings:

General: Based on observation, this regulatory requirement was not met. An uncovered electrical outlet was observed next to a crib in the main playroom.

390 - Condition of Home

Not In Compliance

922 KAR 2:100 - Section 11. The General Requirements of the Family Child-Care Home Environment.

- (21) A family child-care home shall:**
 - (a) Be clean;**
 - (b) Be uncluttered;**
 - (c) Be free of insects and rodents;**

Findings:

General: Based on observation, this regulatory requirement was not met. There were areas of chipped paint on the wall behind the children's table, on the wall where the large TV was located, and on the wall by the gate to the main playroom. The bathroom contained a tear in the drywall next to the sink and small holes in the drywall next to the sink. The bathroom door contained a hole.

405 - Openings Screened

Not In Compliance

922 KAR 2:100 - Section 11. The General Requirements of the Family Child-Care Home Environment.

- (22) Windows, doors, and outer openings shall be screened to prevent the entrance of vermin.**

Findings:

General: Based on observation, this regulatory requirement was not met. A screen was torn (a very large area torn) on one (1) of the basement windows in the main playroom.

Hygienic Practices

In Compliance

Inspection Report

First Aid/Medication

Not In Compliance

485 - Medication Locked/First Aid/Diaper cream/Sunscreen/Toothpaste

Not In Compliance

922 KAR 2:100 - Section 15. Medication and First Aid.

- (1) Medication, including medicine that requires refrigeration, shall be stored in a locked container or area with a lock unless the medication is:**
 - (a) A first aid supply. A first aid supply shall be maintained in accordance with subsection (4) of this section;**
 - (b) Diaper cream, sunscreen, or toothpaste. Diaper cream, sunscreen, or toothpaste shall be inaccessible to a child in care;**

Findings:

General: Based on observation, this regulatory requirement was not met. A container of Destine Rapid Relief diaper cream was located on the floor in front of the small end table between the two (2) adult rocking chairs in the main playroom. The diaper cream was accessible to the children in care.

Outdoor Play Area

Not In Compliance

525 - Outdoor Play Area Safe

Not In Compliance

922 KAR 2:100 - Section 11. The General Requirements of the Family Child-Care Home Environment.

- (13) An outdoor play area shall be free of unavoidable danger or risk.**

Findings:

General: Based on observation, this regulatory requirement was not met. The outdoor play area contained numerous hazards. There were pool chemicals located on the ground next to the above ground pool inside the outdoor play area. A tree had been cut down in the outdoor play area and a pile of limbs and wood was stacked in the outdoor play area. Extension cords and a lawn mower were located in the outdoor play area. Discarded plastic piping and metal poles were located on a deck in the outdoor play area.

Equipment

Not In Compliance

545 - Swimming Pool

Not In Compliance

922 KAR 2:100 - Section 11. The General Requirements of the Family Child-Care Home Environment.

- (17) A swimming pool on the premises shall:**
 - (a) Be maintained and free of debris and body waste;**
 - (b) Have a water filtering system or be emptied daily;**
 - (c) Be supervised when in use; and**
 - (d) Be inaccessible to a child when not in use.**
- (18) An above-ground pool shall have:**
 - (a) A stationary wall no less than four (4) feet tall; and**
 - (b) Hand holds or foot holds that are inaccessible when the pool is not in use.**

Findings:

General: Based on observation, this regulatory requirement was not met. The above ground swimming pool in the outdoor play area contained a set of plastic steps that were sitting next to the pool. The pool did not have a covering over the water.

Transportation

Not Applicable

Food Service/Food Program

In Compliance

Food Service

In Compliance

Children's Records

In Compliance

Written Documentation

Not In Compliance

795 - Evacuation Plan Records

Not In Compliance

922 KAR 2:100 - Section 18. Records.

- (7)(a) A certified family child-care home provider shall have a written evacuation plan in the event of fire, natural disaster, or other threatening situation that may pose a health or safety hazard to a child in care in accordance with KRS 199.895.**

Findings:

General: Based on observation, interview and review of documentation, this regulatory requirement was not met. The certified provider could not locate a current emergency preparedness plan and evidence that the plan was submitted in accordance with KRS 199.895. The last emergency preparedness plan located was dated 3/17/17.

Posted/Available Documentation

Not In Compliance

825 - Posted Documentation

Not In Compliance

922 KAR 2:100 - Section 19. Certified Family Child-Care Home Program.

The certified family child-care home provider shall:

- (7) Make available to a parent upon request:**
 - (a) The staff to child ratios described in Section 10 of this administrative regulation;**
 - (b) The planned program of activities;**
 - (c) Each statement of deficiency issued by the cabinet during the current certification period;**
 - (d) Each plan of correction submitted by the certified family child-care home to the cabinet during the current certification period; and**
 - (e) Daily schedule including any trips outside the family child-care home;**

Findings:

General: Based on observation and interview, this regulatory requirement was not met. The provider could not locate the statement of deficiency and plan of correction from the renewal conducted on 4/24/18 and the statement of deficiency and plan of correction from the investigation conducted on 5/10/18.

Animals

In Compliance

Posted Requirements

In Compliance

Signature of
Provider/Representative

Title

Date