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Inspection Report

Provider Name: Shelbyville Community Day Care	Provider Information	CLR No: L353688
Provider Address: 520 Mt. Eden Road, Shelbyville, KY, 40065	Provider Type: LICENSED TYPE I	Capacity: 99
Owner(s): Shelbyville Community Church And Day Care, Inc.		Director(s): Robertson, Donna Gail

Inspection Type: Renewal Application	Inspection Information	Inspection No: 291204
Date Initiated: 10/17/2019 9:45 AM	Date Concluded: 10/17/2019 12:52 PM	
	No. of Children Present: 50	

Inspection Report	
Background Checks	Not In Compliance
85 - Employment Status	Not In Compliance
<p>922 KAR 2:280. Section 11. Status of Employment. (1) A child care provider shall maintain the employment or residential status of each child care staff member who has submitted to a fingerprint-based criminal background check by reporting the status using the NBCP Web-based system.</p> <p>Findings: General: Based on review of documentation and interview, the child care center failed to comply with background checks in accordance with regulatory requirements. Review of the KARES report revealed an individual listed as a current employee who was determined to be eligible for employment on 5/7/18. Interview with the staff member in charge revealed that the aforementioned individual was no longer employed with the child care center.</p>	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	In Compliance
Employee Records	Not In Compliance
390 - Educational Requirements	Not In Compliance
<p>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;</p> <p>Findings: General: Based on review of documentation and interview, the child care center failed to maintain employee records in accordance with the regulatory requirements. Review of the presented employee records revealed a staff member with hire date 9/4/19 whose file did not contain a statement from her school that she was actively enrolled with her anticipated graduation date or a recent schedule of the classes she is currently enrolled in at school. Upon request, the staff member in charge did not present educational documentation for the aforementioned staff member at the time of the survey.</p>	

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 the regulatory requirements. Review of the presented employee records revealed a staff member with hire date 4/3/14 whose file did not contain documentation to verify completion of the fifteen (15) hours of cabinet approved training. Review of ECE-TRIS verified that the staff member did not complete the fifteen (15) hours of cabinet approved training. Upon request, the staff member in charge did not present training documentation for the aforementioned staff member at the time of the survey.

415 - Driver Requirements

Not In Compliance

922 KAR 2:120. Section 12. Transportation.

- (18) A driver of a vehicle transporting a child for a center shall:**
- (a) Be at least twenty-one (21) years old;**
 - (b) Complete:**
 - 1. The background checks as described in 922 KAR 2:280; and**
 - 2. An annual check of the:**
 - a. Kentucky driver history records in accordance with KRS 186.018; or**
 - b. Driver history records through the state transportation agency that issued the driver's license;**
 - (c) Hold a current driver's license which has not been suspended or revoked during the last five (5) years; and**
 - (d) Not caused an accident which resulted in the death of a person.**

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 documentation revealed a staff member with hire date 3/7/88 who is listed as one (1) of the drivers for the child care center did not have a current driver's license. The driver's license presented for review expired 8/17/19. Upon request, the staff member in charge did not present a current driver's license for the aforementioned staff member at the time of the survey.

Programming

In Compliance

Premises

Not In Compliance

520 - 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 child care center failed to maintain the premises in accordance with regulatory requirements.

- 1) There was a clear spray bottle labeled bleach water located on the wall above the sinks within reach of children in care in the Girls' bathroom.
- 2) There was a clear spray bottle labeled bleach water on the wall above the sink and on the wall above the changing table within reach of children in care in the Boys' bathroom.

560 - Building Requirements

Not In Compliance

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

- (5) The building shall be constructed to ensure the:**
- (a) Building is:**
 - 1. Dry;**
 - 2. Ventilated; and**
 - 3. Well lit, including clean light fixtures that are:**
 - a. In good repair in all areas; and**
 - b. Shielded or have shatter-proof bulbs installed; and**
 - (b) Following are protected:**
 - 1. Windows;**
 - 2. Doors;**
 - 3. Stoves;**
 - 4. Heaters;**
 - 5. Furnaces;**
 - 6. Pipes; and**
 - 7. Stairs.**

Findings:

General: Based on observation, the child care center failed to maintain the premises in accordance with regulatory requirements. The clear plastic fluorescent light cover was cracked and the ends were missing exposing the fluorescent light bulbs in the Three and Four-Year-Old Room at the time of the survey.

Inspection Report

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, the child care center failed to maintain the premises in accordance with regulatory requirements.

- 1) The second toilet located in the Girls' bathroom was not secured to the floor at the time of the survey.
- 2) The toilet located in the Boys' bathroom was not secured to the floor 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, the child care center failed to comply with hygienic practices in accordance with regulatory requirements.

- 1) The white changing pad located in the Girls' bathroom was torn exposing the absorbent material at the time of the survey.
- 2) The white changing pad located in the Boys' bathroom was torn exposing the absorbent material at the time of the survey.

First Aid/Medication

Not In Compliance

730 - Medication

Not In Compliance

922 KAR 2:120. Section 7. First Aid and Medicine.

- (6) Medication, including refrigerated medication, shall be:**
 - (a) Stored in a separate and locked place, out of the reach of a child unless the medication is:**
 - 1. A first aid supply and is maintained in accordance with subsection (1) of this section;**
 - 2. Diaper cream, sunscreen, or toothpaste. Diaper cream, sunscreen, or toothpaste shall be inaccessible to a child;**
 - 3. An epinephrine auto-injector. A licensed child-care center shall comply with KRS 199.8951 and 311.646, including:**
 - a. An epinephrine auto-injector shall be inaccessible to a child;**
 - b. A child-care center shall have at least one (1) person onsite who has received training on the administration of an epinephrine auto-injector if the child-care center maintains an epinephrine auto-injector;**
 - c. A child-care center shall seek emergency medical care for a child if an auto-injector is administered to the child; and**
 - d. A child-care center shall report to the child's parent and the cabinet in accordance with 922 KAR 2:090, Section 12(1)(b) if an epinephrine auto-injector is administered to a child; or**
 - 4. An emergency or rescue medication for a child in care, such as medication to respond to diabetic or asthmatic condition, as prescribed by the child's physician. Emergency or rescue medication shall be inaccessible to a child in care;**
 - (b) Kept in the original bottle; and**
 - (c) Properly labeled.**
- (7) Medication shall not be given to a child if the medication's expiration date has passed.**

Findings:

General: Based on observation, the child care center failed to comply with the regulatory requirements regarding first aid and/or medication. There was a tube of Parent's Choice butt paste located on the changing table in the One's Room at the time of the survey.

Outdoor Play Area

In Compliance

Inspection Report

Equipment

Not In Compliance

770 - Play Equipment

Not In Compliance

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

- (24) Supports for climbing apparatus and large equipment shall be securely fastened to the ground.
- (25) Crawl spaces, such as tunnels, shall be short and wide enough to permit access by adults.
- (26) A sandbox shall be:
 - (a) Constructed to allow for drainage;
 - (b) Covered when not in use;
 - (c) Kept clean; and
 - (d) Checked for vermin prior to use.

Findings:

General: Based on observation, the child care center failed to maintain equipment in accordance with regulatory requirements. The blue climber located in the Outdoor Play Area was not anchored to the ground at the time of the survey.

790 - Crib/Mattress/Sheet

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:
 - (a) For an infant:
 - 1. An individual non-tiered crib that meets Consumer Product Safety Commission standards established in 16 C.F.R. 1219-1220;
 - 2. A firm crib mattress in good repair with a clean tight-fitted sheet that shall be changed:
 - a. Weekly; or
 - b. Immediately if it is soiled or wet;

Findings:

General: Based on observation, the child care center failed to maintain equipment in accordance with regulatory requirements. The white Care Bear crib sheet located inside a crib in the Infant Room was not tight fitting.

815 - Toys/Furniture

Not In Compliance

922 KAR 2:120. Section 11. Toys and Furnishings.

- (1) All toys and furniture contacted by a child shall be:
 - (a) Kept clean and in good repair; and
 - (b) Free of peeling, flaking, or chalking paint.

Findings:

General: Based on observation, the child care center failed to maintain equipment in accordance with regulatory requirements.

- 1) The yellow pillow located in the Young Two's Room was stained at the time of the survey.
- 2) The pink interactive plastic chair located in the Young Two's Room seat was cracked down the middle exposing sharp plastic pieces at the time of the survey.
- 3) The pink and white bouncer seat cover located in the Infant Room was stained at the time of the survey.
- 4) A portion of the black cabinet was separating from the metal sink located in the Infant Room at the time of the survey.
- 5) The red pillow and the blue pillow located in the reading area in the School-Age Room were stained at the time of the survey.
- 6) Several of the wooden shelves were broken off the gray cubbies located in the Two-Three-Year-Old Room exposing protruding nails at the time of the survey.
- 7) The black baseboard located under the numbers calendar in the Two and Three-Year-Old Room was no longer attached to the wall at the time of the survey.

825 - Toys

Not In Compliance

922 KAR 2:120. Section 11. Toys and Furnishings.

- (3) Toys shall be:
 - (a) Used according to the manufacturer's safety specifications;
 - (b) Durable; and
 - (c) Without sharp points or edges.

Findings:

General: Based on observation, the child care center failed to maintain equipment in accordance with regulatory requirements.

- 1) Both of the handles were broken off the white cabinets on the toy kitchen set located in the Four and Five-Year-Old Room at the time of the survey.
- 2) The oven door was broken off the toy beige kitchen set located in the Three and Four-Year-Old Room at the time of the survey.

Transportation

In Compliance

Food Service/Food Program

In Compliance

Inspection Report

Food Service

Not In Compliance

1025 - Refrigerator

Not In Compliance

922 KAR 2:120. Section 8. Kitchen Requirements.

- (4) A cold-storage facility used for storage of perishable food in a nonfrozen state shall:**
 - (a) Have an indicating thermometer or other appropriate temperature measuring device;**
 - (b) Be in a safe environment for preservation; and**
 - (c) Be forty (40) degrees Fahrenheit or below.**

Findings:

General: Based on observation, the child care center failed to maintain food service in accordance with regulatory requirements.

- 1) The white mini-fridge located in the Infant Room had two (2) indicating thermometers; one (1) read forty-six (46) degrees Fahrenheit and the other read fifty (50) degrees Fahrenheit at the time of the survey.
- 2) The black refrigerator located in the kitchen had an indicating thermometer reading of forty-four (44) degrees Fahrenheit at the time of the survey.

1030 - Frozen Food

Not In Compliance

922 KAR 2:120. Section 8. Kitchen Requirements.

- (5) Frozen food shall be:**
 - (a) Kept at a temperature of zero degrees Fahrenheit or below; and**
 - (b) Thawed:**
 - 1. At refrigerator temperatures;**
 - 2. Under cool, potable running water;**
 - 3. As part of the cooking process; or**
 - 4. By another method in accordance with the Department of Public Health's food safety standards and permits, established in KRS Chapter 217.**

Findings:

General: Based on observation, the child care center failed to maintain food service in accordance with regulatory requirements. The freezer portion of the black refrigerator located in the kitchen had an indicating thermometer reading of six (6) degrees Fahrenheit at the time of the survey.

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 and interview, the child care center failed to maintain children's records in accordance with regulatory requirements.

- 1) Review of the presented children's records revealed a child with enrollment date 7/20/18 whose file did not contain the name of the family's preferred hospital.
 - 2) Continued review of the presented children's records revealed a child with enrollment date 8/25/18 whose file did not contain authorization by the parent for the child care center to seek emergency medical care for the child in the parent's absence.
- Upon request, the staff member in charge did not present the documentation for the aforementioned children at the time of the survey.

Written Documentation

In Compliance

Posted Documentation

In Compliance

Animals

Not Applicable

Signature of Provider/Representative

Title

Date