



Andy Beshear  
GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES  
OFFICE OF INSPECTOR GENERAL

Eric Friedlander  
SECRETARY

Melissa A. Moore, Director  
Division of Regulated Child Care  
Southern Branch  
116 Commerce Ave  
London, KY 40744

Adam Mather  
INSPECTOR GENERAL

Phone: (606) 330-2030 Fax: (606) 330-2056  
<https://chfs.ky.gov/agencies/os/oig>

Inspection Report

<b>Provider Name:</b> Robin's Nest Daycare	<b>Provider Information</b>	<b>CLR No:</b> L357982
<b>Provider Address:</b> 55 East Wilson Drive, Columbia, KY, 42728	<b>Provider Type:</b> LICENSED TYPE I	<b>Capacity:</b> 98
<b>Owner(s):</b> Robin's Nest Daycare Inc.		<b>Director(s):</b> Franklin, Robin Ann

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 244512
<b>Date Initiated:</b> 05/24/2018 10:30 AM	<b>Date Concluded:</b> 05/24/2018 1:00 PM	
	<b>No. of Children Present:</b> 45	

Inspection Report	
<b>Background Checks</b>	<b>In Compliance</b>
<b>Supervision</b>	<b>In Compliance</b>
<b>Staffing Requirements</b>	<b>In Compliance</b>
<b>General Administration</b>	<b>Not In Compliance</b>
<b>180 - Plan of Correction/15 days</b>	<b>Not In Compliance</b>
<p><b>922 KAR 2:090. Section 14. Statement of Deficiency and Corrective Action Plans.</b>  <b>(2) Except for a violation posing an immediate threat as handled in accordance with KRS 199.896(5)(c), a child-care center shall submit a written corrective action plan to the cabinet or its designee within fifteen (15) calendar days of the date of the statement of deficiency to eliminate or correct the regulatory violation.</b></p> <p><b>Findings:</b>  A PLAN OF CORRECTION WAS DUE ON 06/26/2018 AND AS OF 07/06/2018, THE PLAN OF CORRECTION HAS NOT BEEN RECEIVED.</p>	
<b>Director Requirements</b>	<b>Not In Compliance</b>
<b>345 - Staff Evaluation</b>	<b>Not In Compliance</b>
<p><b>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</b>  <b>(1) A director shall:</b>  <b>(j) Assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation;</b></p> <p><b>Findings:</b>  General: Based on review of documentation and interview, the surveyor found that a staff file (DOH: 5/6/15) did not contain an updated annual performance evaluation. The Director stated that the staff member had went on maternity leave prior to the completion of the updated performance evaluation.</p>	
<b>350 - Health, Safety, Comfort</b>	<b>Not In Compliance</b>
<p><b>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</b>  <b>(1) A director shall:</b>  <b>(l) Assure the health, safety, and comfort of each child;</b></p> <p><b>Findings:</b>  General: Based on observation and interview, the surveyor found that a tall air purifier was located on top of the cubby shelves in the Nursery. The air purifier was not secured to the top of the shelf and easily moved around; therefore, it presented a safety risk to the children.</p>	

**Inspection Report**

**Employee Records**

**Not In Compliance**

**385 - Personnel File**

**Not In Compliance**

**922 KAR 2:090. Section 9. Records.**

**(1) A child-care center shall maintain:**

**(e) A current personnel file for each child-care center staff person to include:**

- 1. Name, address, date of birth, and date of employment;**
- 2. Proof of educational qualifications;**
- 3. Record of annual performance evaluation;**
- 4. Documentation of compliance with tuberculosis screening in accordance with Section 11(1)(b) of this administrative regulation; and**
- 5. The results of background checks conducted in accordance with 922 KAR 2:280;**

**Findings:**

General: Based on review of documentation and interview, the surveyor found the following:

1. A staff file (DOH: 10/31/03) did not contain proof of education. The center had previously been given credit for having the staff member's proof of education; therefore, the file has not been maintained. The Director stated that she was unsure as to why the proof of education was missing from the file.
2. There was no file for a volunteer (DOH: 5/24/18). The Director stated that the volunteer had only come to help out for one (1) day and would not be returning. The Director explained that the volunteer just needed to obtain some volunteer hours for school.

**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 surveyor found that a staff file (DOH: 5/21/18) did not contain documentation of a education in the form of a High School Diploma, GED, or Commonwealth Child Care Credential. The Director reported that the staff member had just started and proof of education had not yet been obtained.

**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 and interview, the following was found:

1. There were two (2) cans of paint located on the floor in the corner of the walk way from the main entrance. The Director stated that the walk way is utilized by children to access their classrooms; therefore, the paint was accessible to the children.
2. The cabinet under the sink in the girls' restroom was not locked and contained five (5) cans of disinfectant spray, Clorox Cleaning Gel, and a toilet brush. The items were accessible to the children. Staff stated that the safety lock on the cabinet recently broke.
3. There was a bottle of Clorox Cleaning Gel and a toilet brush stored in the unlocked cabinet un the sink in the boys restroom. Staff stated that they were aware the safety lock needed to be replaced.
4. A bottle of Goo Gone Spray Gel was stored in an unlocked cabinet in the School Age Classroom. Staff were not aware the the Goo Gone was in the cabinet.

**525 - Items Accessible Only During Activity**

**Not In Compliance**

**922 KAR 2:120. Section 3. General Requirements.**

**(8) The following shall be inaccessible to a child in care unless under direct supervision and part of planned program of instruction:**

- (a) Knives and sharp objects;**
- (b) Litter and rubbish;**
- (c) Bar soap; and**
- (d) Plastic bags not used for personal belongings.**

**Findings:**

General: Based on observation and interview, the surveyor found a loose white trash bag on the shelf under the toy trucks in the Two's Classroom. The bag was accessible to the children. Staff stated that the trash bag should be on the shelf with the children's individual bedding as it is used to store bedding.

**Inspection Report**

**640 - Toilet Room**

**Not In Compliance**

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

**(2) A toilet room shall:**

- (a) 1. Be provided for each gender; or**
- 2. A plan shall be implemented to use the same toilet room at separate times;**
- (b) Have a supply of toilet paper; and**
- (c) Be cleaned and disinfected daily.**

**Findings:**

General: Based on observation and interview, the surveyor found that the sink cabinet located in the Preschool restroom was soiled on all three (3) sides with soap residue and contained chipping paint. The Director stated that the restroom is cleaned daily but the children play in the restroom, getting soap and water everywhere.

**Hygienic Practices**

**In Compliance**

**First Aid/Medication**

**In Compliance**

**Outdoor Play Area**

**In Compliance**

**Equipment**

**Not In Compliance**

**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 and interview, the surveyor found that the cubby shelves in the Preschool Classroom were soiled with debris and spills. The shelves also contained chipping paint. The Director stated that she was aware of the condition of the cubby shelves.

**Transportation**

**Not Applicable**

**Food Service/Food Program**

**In Compliance**

**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 and interview, the surveyor found that the refrigerator located in the kitchen had a thermometer that was reading at forty-five (45) degrees Fahrenheit. Staff stated that the temperature dial sometimes gets moved while placing food in the refrigerator.

**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 and interview, the following was found:

- 1. The small chest freezer located in the kitchen had a thermometer that was reading at twenty-five (25) degrees Fahrenheit rather than the required zero (0) degrees Fahrenheit or less. Staff stated they were not aware that the freezer was not maintained at the appropriate temperature.
- 2. The freezer located in the School Age Classroom did not contain a thermometer. Staff were not aware that a thermometer was not in the freezer.

**Children's Records**

**In Compliance**

**Inspection Report**

**Written Documentation**

**Not In Compliance**

**1155 - Policies and Procedures**

**Not In Compliance**

**922 KAR 2:090. Section 8. General.**

**(4) Program policies and procedures shall:**

**(a) Be in writing; and**

**(b) Include:**

**1. Staff policies;**

**2. Job descriptions;**

**3. An organization chart;**

**4. Chain of command; and**

**5. Other procedures necessary to ensure implementation of:**

**a. KRS 199.898, Rights for children in child-care programs and their parents, custodians, or guardians - posting and distribution requirements;**

**b. 922 KAR 2:120, Child-care center health and safety standards;**

**c. 922 KAR 2:280, Background checks for child care staff members, reporting requirements, and appeals; and**

**d. This administrative regulation.**

**Findings:**

General: Based on review of documentation, and interview, the surveyor was not presented with written job descriptions. Upon interview, the Director stated that the center does not have job descriptions.

**1170 - 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 and interview, the surveyor found that a staff file (DOH: 5/6/15) did not contain an updated annual professional development plan. The Director stated that the staff member had went on maternity leave prior to the professional development plan being updated.

**Posted Documentation**

**In Compliance**

**Animals**

**In Compliance**

Signature of Provider/Representative

Title

Date