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Inspection Report

Provider Name: Lilly Pad Child Care	Provider Information	CLR No: L358252
Provider Address: 159 John's Lane, Shepherdsville, KY, 40165	Provider Type: LICENSED TYPE I	Capacity: 125
Owner(s): LILLY PAD CHILD CARE, LLC		Director(s): Harlan, Sherry Elaine; Hovious, Paula

Inspection Type: Renewal Application	Inspection Information	Inspection No: 220004
Date Initiated: 05/25/2017 9:00 AM	Date Concluded: 05/25/2017 1:43 PM	
	No. of Children Present: 51	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
255 - Staff Meeting	Not In Compliance
922 KAR 2:110. Section 4. Director Requirements and Responsibilities. (1) Effective with the adoption of this administrative regulation, a director shall: (i) Conduct, manage, and document in writing staff meetings;	
Findings:	
General: Based on Review of Documentation, the child care center director failed to assure compliance with regulatory requirements. A review of documentation failed to reveal documentation showing that a staff meeting had been conducted and managed. The documentation could not be submitted upon request by the staff in charge.	
260 - Staff Evaluation	Not In Compliance
922 KAR 2:110. Section 4. Director Requirements and Responsibilities. (1) Effective with the adoption of this administrative regulation, a director shall: (j) Assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation;	
Findings:	
General: Based on Review of Documentation, the child care center director failed to assure compliance regarding regulatory requirements. A review of all staff files failed to reveal a staff evaluation had been completed on staff members with hire dates of: 02/04/14, 10/05/14, 01/14/16 and 08/16/06. Upon request, the documentation was not provided.	
265 - Health, Safety, Comfort	Not In Compliance
922 KAR 2:110. Section 4. Director Requirements and Responsibilities. (1) Effective with the adoption of this administrative regulation, a director shall: (l) Provide for the health, safety, and comfort of each child;	
Findings:	
General: Based on Observation, the child care center director failed to assure compliance with regulatory requirements. During observation in the Infant room, the surveyor found that an infant cried in excess of fifteen (15) minutes (9:25-9:40 A.M.) without a staff member's attention. When the infant was picked up, the crying stopped; however, after approximately three (3) minutes, he was placed back into the same area from which he had been taken, and was not directed to toys or an activity and immediately began crying again, and again was left to cry.	

Inspection Report

Employee Records

Not In Compliance

300 - Background checks/left alone

Not In Compliance

922 KAR 2:090. Section 6. License Issuance.

(5) An individual described in subsection (4) of this section shall:

(a) Submit to background checks described in paragraph (b) of this subsection;

(b) May be employed or work with a child on a probationary basis for up to ninety (90) calendar days, pending completion of a:

- 1. Child abuse or neglect check using the central registry in accordance with 922 KAR 1:470;**
- 2. Criminal records check required by KRS 199.896(19);**
- 3. Criminal records check for any previous state of residence if the person resided outside the state of Kentucky in the last five (5) years; and**
- 4. An address check of the Sex Offender Registry; and**

(c) Not be left alone in the presence of a child until copies of the background checks in accordance with paragraph (b) of this subsection have been received by the licensee.

Findings:

General: Based on Review of Documentation, the child care center failed to maintain employee records in accordance with regulatory requirements. The file for a staff member with a hire date of 03/15/17 failed to contain a Criminal Record Check or evidence that the request had been submitted. The information was unavailable upon request.

315 - Educational Requirements

Not In Compliance

922 KAR 2:110. Section 5. 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, the child care center failed to maintain employee files in accordance with regulatory requirements. Staff members with hire dates of 03/15/17, 05/02/17, and 01/14/16 failed to have a high school diploma, GED or qualifying documentation from a comparable educational entity or a Commonwealth Child Care Credential available for review, when requested.

320 - TB Verification

Not In Compliance

922 KAR 2:110. Section 5. 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, the child care center failed to maintain employee records in accordance with regulatory requirements. Staff members with hire dates of: 05/02/17, 02/04/14, and 05/01/17, failed to have documentation revealing negative tuberculin test results, or a statement from a health professional stating the individual is free of tuberculosis.

340 - Training

Not In Compliance

922 KAR 2:110. Section 5. Staff Requirements.

(14) 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 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 pediatric abusive head trauma training completed once every five (5) years.

Findings:

General: Based on Review of Documentation, the child care center failed to maintain employee records in accordance with regulatory requirements. A review of staff records revealed staff members with hire dates of 09/26/16, 01/31/17, 09/27/16, 01/06/17 and 08/15/16 failed to have documentation showing six (6) hours of cabinet approved orientation training within the first three (3) months of employment. A staff member with the hire date of 10/05/14 failed to have documentation showing 15 hours of cabinet approved training with each subsequent year of employment.

Programming

Not In Compliance

385 - Discipline

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

(10) A child shall not be subjected to:

(a) Corporal physical discipline pursuant to KRS 199.896(18);

(b) Loud, profane, threatening, frightening, or abusive language; or

(c) Discipline that is associated with:

- 1. Rest;**
- 2. Toileting; or**
- 3. Food.**

Findings:

General: Based on Observation, the child care center failed to comply with regulatory programming requirements. Overheard while standing out of view of the Three Year Old classroom, the staff member stated to a child through clenched teeth, and a threatening voice, "Get off the table!"

Inspection Report

Premises

Not In Compliance

520 - 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 child care center failed to maintain the premises in accordance with regulatory requirements. Observation in the Infant room revealed a large ceiling tile marked with brown water stains in the area near the changing table. The tile floor in the Four Year Old Preschool room was observed to be very unclean and scattered with debris.

590 - 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. Observation in Three Year old toilet area, revealed two (2) child-sized toilets, which displayed yellow, discoloration around the base of the toilet, and dirty residue around the bottom of the toilets. The toilet area in the Four Year old room revealed pieces and strips of toilet paper to be strewn around the bottoms of the toilet. The two (2) toilets in this area were also observed to be unclean around the top of the inner bowl and also at the base of the bottom of the toilet.

Hygienic Practices

Not In Compliance

625 - 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. Observation in the Infant room revealed a plastic, blue changing mat, in disrepair with a tear, exposing the inner material resulting in a pad that was not non-absorbent.

First Aid/Medication

Not In Compliance

670 - 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;**
- (b) Kept in the original bottle; and**
- (c) Properly labeled.**

(7) Medication shall not be given to a child if the expiration date on the bottle has passed.

Findings:

General: Based on Observation, the child care center failed to comply with the regulatory requirements regarding medication. Observation of the changing table in the Two Year Old room revealed a container holding: a 13 ounce jar of Vaseline, a 3 ounce tube of Aquaphor, a 6 ounce bottle of Aussie Styling Mousse, a 2 ounce tube of Desitin, a 4 ounce container of Zinc Oxide Creamy Diaper Rash Ointment, and a 1 ounce tube of Kroger Triple Antibiotic Ointment. Each of the aforementioned items contained the warning label: Keep Out of the Reach of Children. Each of the aforementioned items failed to have been properly labeled with a child's name. Additionally, the medicine box identified by the staff in charge, located in the office, contained numerous expired medications, and two (2) boxes of Epi Pens located on the top of the unlocked medicine box. The box was observed to be unlocked and upon request of the staff in charge, a key to the box was not identified after an extensive search.

Outdoor Play Area

In Compliance

Equipment

Not In Compliance

715 - Sufficient Appropriate Equipment

Not In Compliance

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

(28) A child-care center shall have enough toys, play apparatus, and developmentally appropriate materials to provide each child with a variety of activities during the day, as specified in Section 2 of this administrative regulation.

Findings:

General: Based on Observation, the child care center failed to maintain the equipment in accordance with regulatory requirements. Observation in the Two Year Old room revealed less than an adequate supply of toys and equipment to provide each child with a variety of activities during the day. Interview with staff revealed there were no additional toys available for the children.

Inspection Report

755 - Toys/Equipment/Furniture

Not In Compliance

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

- (1) All toys, equipment, 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 the equipment in accordance with regulatory requirements. Observation in the Infant room revealed a brown and blue area rug which had a curled corner creating a tripping hazard. Also in the Infant room were six (6) high chairs containing slits for safety belts; however, no belts were attached to the chairs. Further observation revealed all chairs were used by the infants at the lunch meal. A soiled and dirty black area rug under the sink was observed in the Four Year old sink area. Additionally, observed in the Two Year Old room was a brown and blue area rug, a turquoise area rug, a brown area rug with flowers and leaves, and a beige area rug with multi-colored owls, were all in need of cleaning. Plastic puzzle tiles observed in the Two Year Old room also revealed stains and dirt. The beige owl rug revealed torn edging which was frayed and had raveled away from the base of the carpet. In the Two Year Old room on steps leading up to a landing to outdoor, the carpeting was torn away from both sides of the step. Also in the Two Year Old room was a blue and white shelving unit in disrepair as the plastic trim on the end of the shelf was partially detached and lying on the floor, creating a tripping hazard. The shelving unit had no contents.

Transportation

Not Applicable

Food Service

Not In Compliance

925 - Food Service Permit

Not In Compliance

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

- (2) A child-care center required to have a food service permit shall be in compliance with 902 KAR 45:005 and this administrative regulation.

Findings:

General: Based on Review of Documentation, the child care center failed to maintain the food service in accordance with regulatory requirements. Upon request to the staff in charge, a food service permit was not presented for review.

950 - Kitchen Equipment Clean and Sanitary

Not In Compliance

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

- (7) The following shall be clean and sanitary:
 - (a) Eating and drinking utensils;
 - (b) Kitchenware;
 - (c) Food contact surfaces of equipment;
 - (d) Food storage utensils;
 - (e) Food storage containers;
 - (f) Cooking surfaces of equipment; and
 - (g) Nonfood contact surfaces of equipment.

Findings:

General: Based on Interview, the child care center failed to maintain the food service in accordance with regulatory requirements. Interview with staff in the Infant room revealed sippee cups were washed with warm soapy water and air dried in the classroom, failing to be sanitized before the next use.

Children's Records

Not In Compliance

1075 - Enrollment Information

Not In Compliance

922 KAR 2:110. Section 3. 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 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 situation 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 Observation, the child care center failed to maintain children's records in accordance with regulatory requirements. A review of ten (10) children's files revealed six (6) of the children's files failed to contain an identified preferred hospital. Additionally, a child's enrollment information failed to contain a physician's name and number to enable a person in charge to contact the child's physician.

Inspection Report

Written Documentation

Not In Compliance

1085 - Evacuation Plan

Not In Compliance

922 KAR 2:090. Section 5. Evacuation Plan.

(1) A licensed child-care center shall have a written evacuation plan in the event of a fire, natural disaster, or other threatening situation that may pose a health or safety hazard for a child in care in accordance with KRS 199.895.

Findings:

General: Based on Review of Documentation, the child care center failed to maintain written documentation in accordance with regulatory requirements. Upon request, the staff in charge failed to submit a written evacuation plan, in the event of a fire, natural disaster or other threatening situation that may pose a health or safety hazard for a child in care.

1105 - Professional Development

Not In Compliance

922 KAR 2:110. Section 3. 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 child care center failed to maintain written documentation in accordance with regulatory requirements. A review of sixteen (16) staff files failed to reveal a written, annual plan for professional development on all identified staff members.

Posted Documentation

Not In Compliance

1155 - Posting Requirements

Not In Compliance

922 KAR 2:110. Section 2. General.

(7) In addition to the posting requirement of KRS 199.898(3), a child-care center shall post the following in a conspicuous place and make available for public inspection:

- (a) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year;**
- (b) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year;**
- (c) Information on the Kentucky Consumer Product Safety Program and the program's website as specified in KRS 199.897;**
- (d) A description of services provided by the child-care center, including:**
 - 1. Current rates for child care; and**
 - 2. Each service charged separately and in addition to the basic rate for child care;**
- (e) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and**
- (f) Daily schedule.**

Findings:

General: Based on Review of Documentation, the child care center failed to post documentation in accordance with regulatory requirements. A review of postings failed to reveal a copy of the most recent Statement of Deficiencies and Plan of Corrections. Upon request, the staff in charge was unable to locate the document at the time of the survey.

Animals

In Compliance

Signature of Provider/Representative

Title

Date