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**Adam Mather**  
INSPECTOR GENERAL

**Inspection Report**

<b>Provider Name:</b> Lilly Pad Child Care	<b>Provider Information</b>	<b>CLR No:</b> L358252
<b>Provider Address:</b> 159 John's Lane, Shepherdsville, KY, 40165	<b>Provider Type:</b> LICENSED TYPE I	<b>Capacity:</b> 125
<b>Owner(s):</b> Lilly Pad Child Care, Llc		<b>Director(s):</b> Harlan, Sherry Elaine; Hovious, Paula

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 278679
<b>Date Initiated:</b> 04/04/2019 11:10 AM	<b>Date Concluded:</b> 04/04/2019 3:30 PM	
	<b>No. of Children Present:</b> 38	

Inspection Report	
<b>Background Checks</b>	<b>Not In Compliance</b>
<b>85 - Employment Status</b>	<b>Not In Compliance</b>
<p><b>922 KAR 2:280. Section 11. Status of Employment.</b>  <b>(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.</b></p> <p><b>Findings:</b>                      General: Based on interview and review of documentation, the child care center failed to assure compliance with regulatory background check requirements. Upon request, the director provided a staff schedule of the child care center's current staff, in addition to active employee records. Review of KARES Surveyor Report dated 04/04/19 revealed a staff with a hire date of 10/22/18 was indicated as "Separated Employee." The staff is a rehire. The child care center director failed to change the status of the staff to reflect "current employee."</p>	
<b>Supervision</b>	<b>In Compliance</b>
<b>Staffing Requirements</b>	<b>In Compliance</b>
<b>General Administration</b>	<b>In Compliance</b>
<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 interview and review of documentation, the child care center director failed to assure compliance with regulatory requirements with regard to staff evaluations. Upon request, the director provided employee records for review. Review of employee records for staff with hire dates 09/26/16, 02/27/17, 09/05/17 and 05/22/17 revealed the director failed to assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation. The evaluation reviewed for the staff was completed by staff with no evidence that the director conducted the assessment.</p>	

**Inspection Report**

**Employee Records**

**Not In Compliance**

**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 interview and review of documentation, the child care center failed to maintain employee records in accordance with regulatory requirements. Upon request, the director failed to provide documented evidence that staff with a hire date 09/25/16 completed fifteen (15) hours of cabinet-approved early care and education training for each subsequent year of employment. In addition, staff with a hire date of 10/22/18 failed to complete six (6) hours of cabinet-approved orientation within the first three (3) months of employment. Review of ECE-TRIS also confirmed the training was incomplete.

**Programming**

**Not In Compliance**

**480 - Infant/Toddler Combined with Older Children**

**Not In Compliance**

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

- (2) Except in accordance with subsection (3) 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.**
- (3) 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, interview and review of documentation, the child care center failed to comply with regulatory programming requirements. Observation of the Two (2) Year Old classroom revealed six (6) children. Interview with staff revealed the children ranged in age from one (1) to three (3) years old. Upon request, the staff failed to provide documented evidence of transition plans for the younger children in the classroom with the three (3) year old. The children were observed together for more than one (1) hour.

**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 premises in accordance with regulatory requirements. Observation of the One (1)-Year-Old classroom revealed bottles of glass cleaner and disinfectant on a shelf next to the diaper changing table.

**540 - 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 and review of documentation, the child care center failed to maintain premises in accordance with regulatory requirements. Review of DRCC records dated 03/08/18 revealed the child care center was previously cited for discolored ceiling tiles in several classrooms. The discolorations were indicative of water stains. Observation of the child care center on 04/04/19 revealed areas of discoloration in the ceiling tiles in the classrooms and hallway leading to the classrooms. The discoloration was also indicative of water stains.

**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 child care center failed to maintain premises in accordance with regulatory requirements. Observation of the boy's side bathroom in the Four (4) to Five (5)-year-old classroom revealed no toilet paper. In addition, one of the toilets was left unflushed. Interview with the director revealed the area of the unflushed toilet was the side used by the boys in each classroom.

**Hygienic Practices**

**In Compliance**

**Inspection Report**

**First Aid/Medication**

**In Compliance**

**Outdoor Play Area**

**Not In Compliance**

**750 - 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, the child care center failed to maintain the outdoor play area in accordance with regulatory requirements. Observation of the outdoor play area revealed the two (2) tall climbing apparatuses contained loose and rusted bolts, rusted nails and splintered - rotted wood. The climbing apparatus with the "straight" yellow slide, contained a birds nest with a bird.

**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. Observation of the outdoor play area revealed a bird's nest, containing a bird, located on the tall climbing apparatus with the straight yellow slide.

**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. Observation of the outdoor play area revealed the two (2) tall climbing apparatuses contained loose and rusted bolts, rusted nails and splintered - rotted wood. In addition, colored pillows in the Two (2) Year Old classroom were soiled and contained stains.

**Transportation**

**Not Applicable**

**Food Service/Food Program**

**In Compliance**

**Food Service**

**In Compliance**

**Children's Records**

**In Compliance**

**Written Documentation**

**Not In Compliance**

**1160 - Daily Attendance Records**

**Not In Compliance**

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

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

**(c) Daily attendance records documenting the arrival and departure time of each child, including records that are required in accordance with 922 KAR 2:160, Section 13, if a child receives services from the child-care center through the Child Care Assistance Program;**

**Findings:**

General: Based on observation, interview and review of documentation, the child care center failed to maintain written documentation in accordance with regulatory requirements. Observation of the child care center at 11:13 AM on 04/04/19, revealed thirty-eight (38) children total in the child care center. Review of the child care center's Daily Attendance Record revealed thirty-seven (37) children were signed in to care. Interview with the child care center director revealed one (1) of the children was not signed in by the parent.

**1175 - Earthquake/Tornado/Fire Drills**

**Not In Compliance**

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

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

**(h) A written record of quarterly practiced earthquake drills and tornado drills detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;**

**(i) A written record of practiced fire drills conducted monthly detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;**

**Findings:**

General: Based on interview and review of documentation, the child care center failed to maintain written documentation in accordance with regulatory requirements. Review of the child care center's monthly fire, quarterly tornado and quarterly earthquake drills revealed the drills were documented to have occurred at the exact same time each drill. The documentation did not indicate if the drills were conducted separately. In addition, the monthly and quarterly drills did not identify the children who participated in each drill.

**Inspection Report**

**Posted Documentation**

**Not In Compliance**

**1200 - Posting Requirements**

**Not In Compliance**

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

**(6) 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) The provider's preliminary or regular license;**
- (b) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year;**
- (c) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year;**
- (d) Information on the Kentucky Consumer Product Safety Program and the program's Website as specified in KRS 199.897;**
- (e) 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;**
- (f) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and**
- (g) Daily planned program.**

**Findings:**

General: Based on interview and review of documentation, the child care center failed to post documentation in accordance with regulatory requirements. Review of posted documentation revealed the posted Statement of Deficiencies (SOD) and Plan of Corrections (POC) were conducted during the 07/11/17 review period. The child care center failed to post the most recent SOD/POC in a conspicuous location. Review of DRCC records revealed the last review was conducted on 03/08/18 and deficiencies were identified.

**Animals**

**In Compliance**

Signature of Provider/Representative

Title

Date