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Inspection Report

Provider Name: Kids' Discovery Center	Provider Information	CLR No: L358297
Provider Address: 9 South Bloomfield Road, Winchester, KY, 40391	Provider Type: LICENSED TYPE I	Capacity: 241
Owner(s): Kids' Discovery Center Inc.		Director(s): Fuller, Allison Jo

Inspection Type: Renewal Application	Inspection Information	Inspection No: 320554
Date Initiated: 04/25/2022 9:57 AM	Date Concluded: 04/25/2022 11:38 AM	
	No. of Children Present: 41	

Inspection Report	
Background Checks	Not In Compliance
20 - Out of state background checks	Not In Compliance
<p>922 KAR 2:280. Section 5. Checks of Other States. (1) In accordance with 45 C.F.R. 98.43(b)(3), a prospective child care staff member who resides in or has resided in another state within the last five (5) years shall: (a) Request from each state of current or prior residency, in accordance with the state's laws, policies, and procedures, with a courtesy notice to the cabinet: 1. An in-state criminal records check by: a. Means of fingerprints for the state of residence; or b. Any means accepted by a state of prior residency; 2. A check of the state's sex offender registry or repository; and 3. A check of the state-based child abuse and neglect registry and database; and (b) Direct results of the checks required in paragraph (a) of this subsection to the Department for Community Based Services, Division of Child Care, 275 East Main Street, 3C-F, Frankfort, Kentucky 40601.</p>	
Findings:	
General: Based on review of documentation, this regulatory requirement was not met. One staff person (hire date: 3/30/22) had a completed fingerprint-based background check in KARES with an eligible for hire status; however, did not have evidence or results of an out of state background check from Louisiana. The staff person had listed in her file that she previously lived in Louisiana within the past five years; therefore, she would need a criminal records check, child abuse and neglect check, and a sexual abuse registry check from this state.	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance
225 - Licensee Responsibility	Not In Compliance
<p>922 KAR 2:090. Section 8. General. (1) A licensee shall: (a) Be responsible for the operation of the child-care center pursuant to this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280; and (b) Protect and assure the health, safety, and comfort of each child.</p>	
Findings:	
General: Based on observation, there was an uncovered electrical outlet in Room 204.	
Director Requirements	In Compliance

395 - 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 facility failed to maintain staff files. One staff person had a hire date of 3/1/21, documented in her file; however, the staff person in charge stated during interview that this information was not listed correctly because the staff person left for a period of time and then was re-hired. The re-hire date was not documented in the staff person's file. The staff person in charge reviewed information on her computer and then identified 2/8/22, as the staff person's re-hire date.

400 - 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, three staff (hire dates: 10/4/21, 10/18/21, and 3/30/22) did not have educational documentation on file.

405 - TB Verification

Not In Compliance

922 KAR 2:090. Section 11. 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, this regulatory requirement was not met. The following was found:

1. Seven staff (hire dates: 10/28/10, 11/30/20, 8/16/18, 3/16/22, 10/4/21, 10/20/21, and 3/30/22) did not have T.B. documentation on file.
2. One staff person did not have evidence of a negative TB skin test or physician's statement documenting they were from tuberculosis prior to employment. The staff person was hired on 7/8/21; however, did not have a TB skin test until 4/6/22.
3. One staff person did not have evidence of a negative TB skin test or physician's statement documenting they were free from tuberculosis prior to employment. The staff person was hired on 2/28/22; however, did not have a TB skin test until 3/6/22.

435 - 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 completed within the first three (3) months of employment in a child-care program;**
- (b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment in a child care program, 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 completed between July 1 and the following June 30 of each subsequent year of employment in a child care program, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.**

(17) A staff person's compliance with training requirements of this section shall be verified through the cabinet-designated database maintained pursuant to 922 KAR 2:240.**Findings:**

General: Based on review of documentation, and the Training Records Information System (TRIS), the following was found:

1. One staff person (hire date: 7/8/21) had a paper certificate in her file stating that she completed Orientation training on 2/19/05; however, there was no record of the Orientation training for the staff person in the ECE-TRIS system.
2. Three staff (hire dates: 10/4/21, 10/20/21, and 10/18/21) did not complete the required Orientation training. These staff have been employed for more than three months.
3. Nine staff (hire dates: 8/30/13, 12/16/19, 10/20/18, 1/2/20, 4/25/14, 11/30/20, 8/16/18, 11/6/17, and 3/25/19) did not complete the required 15 hours of cabinet-approved training hours between 7/1/2020 and 6/30/21.
4. One staff person hired on 11/30/20, did not complete the required PAHT training. This staff person has been employed for more than one year.
5. One staff person hired on 8/16/18, completed PAHT training on 8/26/14; however, did not renew the training due 8/26/19.

Inspection Report

Programming

Not In Compliance

540 - Bedding/Toys in Crib

Not In Compliance

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.

(3) Rest time shall occur in an adequate space according to the child's age as follows:

(a) For an infant:

- 3. No bedding other than a clean tight-fitted sheet; and**
- 4. No toys or other items except the infant's pacifier;**

Findings:

General: Based on observation, several cribs used by children in Room 204 had large mobiles attached to them.

Premises

Not In Compliance

565 - 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, in the Room 304 the closet door was unlocked and there was a staff members purse on the floor. This was accessible to the children in care.

625 - 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 following was found:

- 1.) Dirty walls with holes and chipped paint in the bathroom of Room 201, Room 204 and bathroom, Bathroom of Room 206, Room 207 and bathroom, and Room 204.
- 2.) Stained rug in the Room 201, and floors were dirty in bathrooms of the Rooms 201, 206, and 207.
- 3.) Two ceiling tiles were dented and out of place in the Room 304.

Hygienic Practices

Not In Compliance

730 - Diaper Changing Area/Surface

Not In Compliance

922 KAR 2:120. Section 12. 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 diaper changing pad on the changing table in the Room 204 contained several tears. Therefore, this pad is unable to be properly cleaned and sanitized.

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

790 - Playground Clean

Not In Compliance

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

(20) An outdoor play area shall be:

(c) Free from:

- 1. Litter;**
- 2. Glass;**
- 3. Rubbish; and**
- 4. Flammable materials;**

Findings:

General: Based on observation, there was a large cardboard box on the ground that contained a canopy. The box was open, exposing all pieces in the box; this was accessible to the children in care.

Inspection Report

Equipment

Not In Compliance

860 - Toys/Furniture

Not In Compliance

922 KAR 2:120. Section 13. 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 following was found:

- 1.) There was peeled paint on the changing table in Room 201.
- 2.) There was a hole in the bathroom door in Room 207.

865 - Indoor/Outdoor Equipment

Not In Compliance

922 KAR 2:120. Section 13. Toys and Furnishings.

(2) Indoor and outdoor equipment shall:

- (a) Be clean, safe, and in good repair;**
- (b) Meet the physical, developmental needs, and interests of children of different age groups;**
- (c) Be free from sharp points or corners, splinters, protruding nails or bolts, loose or rusty parts, hazardous small parts, lead-based paint, poisonous material, and flaking or chalking paint; and**
- (d) Be designed to guard against entrapment or situations that may cause strangulation.**

Findings:

Based on observation, a door handle was broken on the side door of the van where children enter and exit the vehicle.

Transportation

In Compliance

Kitchen Requirements

In Compliance

Food Service

In Compliance

Meal Planning/Center Provides Meals

In Compliance

Meal Planning/Center Does Not Provide Meals

In Compliance

Children's Records

Not In Compliance

1245 - Immunization

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

- (a) A current immunization certificate for each child in care within thirty (30) days of the child's enrollment, unless an attending physician or the child's parent objects to the immunization of the child pursuant to KRS 214.036;**

Findings:

General: Based on review of documentation, two children did not have immunization records on file at the facility. Two additional children had immunization certificates that were no longer current as of 3/1/22, and 3/31/22.

1250 - 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, this regulatory requirement was not met. The following was found:

- 1. One child's file/enrollment documentation did not contain information for the family's preferred hospital.
- 2. Two children's files did not contain the name and phone number of the child's physician or the family's preferred hospital.
- 3. One child that was present at the facility on the day of the inspection did not have enrollment paperwork on file; therefore, none of the required information had been obtained. The staff person in charge identified the child as a staff person's grandchild and stated that the child enrolled on 4/13/21.

Written Documentation

In Compliance

Posted Documentation

Not In Compliance

1310 - 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 Web site 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 observation and review of documentation, the daily planned program of activities (lesson plan) in the Rooms 201 and 302 was dated for the previous week.

Animals

In Compliance

Signature of Provider/Representative

Title

Date