



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
Western Branch
901 B South Main Street
Hopkinsville, KY 42240
Phone: (270) 889-6052 Fax: (270) 889-6089
<https://chfs.ky.gov/agencies/os/oig>

Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Waumbaland Nursery Preschool	Provider Information	License No: L358904
Provider Address: 1055 North Main St., Madisonville, KY, 42431	Provider Type: LICENSED TYPE I	Capacity: 108
Owner(s): Covenant Community Church Inc.		Director(s): Demoss, Wendy

Inspection Type: Investigation	Inspection Information	Inspection No: 9855
Visit Start Date: 05/08/2012 10:50 AM	Visit End Date: 05/08/2012 12:58 PM	
No. of Children Present: 44		

Inspection Report

Supervision

167 - Children supervised/Protected

922 KAR 2:120 - Section 2 (3)

(a) Each center shall maintain a child care program that assures each child will be:

1. Provided adequate supervision at all times; and
2. Protected from abuse or neglect.

1) Adequately supervised at all times

In Compliance

232 - Supply Storage

In Compliance

922 KAR 2:120 - Section 4

(28) Supplies shall be stored so that the adult can reach them without leaving the child unattended.

Staffing Requirements

162 - Ratios and Group Size

In Compliance

922 KAR 2:120 - Section 2

(2) Minimum staff-to-child ratios and group size for an operating child-care center shall be maintained as follows:

Age of Children Ratio Maximum

Group

Size*

Infant 1 staff for 5 children 10

Toddler 1 staff for 6 children 12

2 to 3 years 1 staff for 10 children 20

3 to 4 years 1 staff for 12 children 24

4 to 5 years 1 staff for 14 children 28

5 to 7 years 1 staff for 15 children 30

7 and older 1 staff for 25 children

(for before and after school) 30

1 staff for 20 children

(full day of care) 30

*Maximum Group Size shall be applicable only to Type I centers.



Inspection Report

General Administration

89 - Licensee responsibility

922 KAR 2:110 - Section 2 General. (1) A licensee shall be responsible for the operation of the child-care center pursuant to this administrative regulation, 922 KAR 2:090, and 922 KAR 2:120.

1) 922 KAR 2:090

Not In Compliance

Findings:

General: Based on interview, the licensee failed to ensure a written notice of a change was submitted to the cabinet before implementation on 04/27/12, 05/07/12 and 05/08/12.

2) 922 KAR 2:110

Not In Compliance

Findings:

General: Based on interview, the licensee failed to be responsible for the operation of the child-care center by not submitting a written request for a change to the center prior to implementation, and by not ensuring children were not exposed to strong paint and cleaning fumes on 04/27/12.

3) 922 KAR 2:120

Not In Compliance

Findings:

General: Based on interviews, the licensee failed to ensure provisions were made to avoid interference with the child care program on 04/27/12, 05/07/12 and 05/08/12, as evidenced by the violations noted in this inspection report.

Director Requirements

110 - Regulatory Compliance

922 KAR 2:110 - Section 4 (1)

(d) Ensure compliance with 922 KAR 2:090, 922 KAR 2:120, and this administrative regulation;

1) 922 KAR 2:090

In Compliance

110 - Regulatory Compliance

922 KAR 2:110 - Section 4 (1)

(d) Ensure compliance with 922 KAR 2:090, 922 KAR 2:120, and this administrative regulation;

2) 922 KAR 2:110

Not In Compliance

Findings:

General: Based on interviews, the director failed to ensure children were not exposed to strong paint and cleaning chemical fumes on 04/27/12. Also, the director failed to ensure a written change notice was submitted to the cabinet before implementation on 04/27/12, 05/07/12 and 05/08/12.

3) 922 KAR 2:120

Not In Compliance

Findings:

General: Based on interviews, the director failed to ensure regulatory compliance as evidenced by the following:

1. Provisions were not made to avoid interference with the child care program on 04/27/12, 05/07/12 and 05/08/12.
2. A program of activities was not followed, and a daily plan of activities did not include a variety of activities geared to each individual child on 04/27/12, 05/07/12 and 05/08/12.
3. Children were not provided with thirty-five square feet of space on 04/27/12, 05/07/12 and 05/08/12.
4. Sleep mats were not spaced twelve (12) inches apart on 05/07/12, and suitable tables and chairs were not available on 04/27/12, 05/07/12 and 05/08/12.

118 - Health, Safety, Comfort

Not In Compliance

922 KAR 2:110 - Section 4 (1)

(I) Provide for the health, safety, and comfort of each child;

Findings:

General: Based on interviews, the director failed to provide for the health, safety and comfort of children who were exposed to strong paint and carpet cleaning fumes, on 04/27/12.

Programming

169 - Program of Activities Followed

922 KAR 2:120 - Section 2

(4) The child-care center shall provide a daily planned program of activities:

(a) Posted in writing in a conspicuous location with each age group and followed;

1) Posted

Not In Compliance

Findings:

Four year olds: Based on observation, a written daily planned program of activities was not posted in Acorn A room on 04/27/12, 05/07/12 and 05/08/12.
Three year olds: Based on observation, a written daily planned program of activities was not posted in the Acorn B room on 04/27/12, 05/07/12 and 05/08/12.

2) Followed

Not In Compliance

Findings:

Four year olds: Based on observation and interviews, a written daily planned program of activities was not followed in Acorn A room on 04/27/12, 05/07/12 and 05/08/12.
Three year olds: Based on observation and interviews, a written daily planned program of activities was not followed in Acorn B room on 04/27/12, 05/07/12 and 05/08/12.

170 - Individualized/Developmentally Appropriate

Not In Compliance

922 KAR 2:120 - Section 2 (4)

(b) Geared to the individual needs and developmental levels of each child served;

Findings:

Four year olds: Based on observation and interviews, a program of activities was not available in Acorn A room on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

Three year olds: Based on observation and interviews, a program of activities that was geared to the individual needs and developmental levels of each child was not available in the Acorn B room.

171 - Areas of Development

Not In Compliance

922 KAR 2:120 - Section 2 (4)

(c) That provides experience to promote the individual child's physical, emotional, social, and intellectual growth and well-being;

Findings:

Four year olds: Based on observation, a daily planned program of activities was not followed on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

Three year olds: Based on observation, a daily planned program of activities was not followed on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

172 - Curriculum Areas

922 KAR 2:120 - Section 2 (4)

(d) That offers a variety of creative activities including the following:

1. Art;
2. Music;
3. Dramatic play;
4. Stories and books;
5. Science;
6. Block building;
7. Tactile activity;
8. Culture;

1) Art

In Compliance

2) Music

In Compliance

172 - Curriculum Areas

922 KAR 2:120 - Section 2 (4)

(d) That offers a variety of creative activities including the following:

1. Art;
2. Music;
3. Dramatic play;
4. Stories and books;
5. Science;
6. Block building;
7. Tactile activity;
8. Culture;

3) Dramatic Play

Not In Compliance

Findings:

Four year olds: Based on observation and interview, a daily planned program of activities, that included dramatic play, was not available in the Acorn A room on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

Three year olds: Based on observation and interview, a daily planned program of activities, that included dramatic play, was not available in the Acorn B room on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

5) Science

Not In Compliance

Findings:

Four year olds: Based on observation and interview, a daily planned program of activities, that included science, was not available in the Acorn A room on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

Three year olds: Based on observation and interview, a daily planned program of activities, that included science, was not available in the Acorn B room on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

6) Blocks

Not In Compliance

Findings:

Four year olds: Based on observation and interview, a daily planned program of activities, that included blocks, was not available in the Acorn A room on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

Three year olds: Based on observation and interview, a daily planned program of activities, that included blocks, was not available in the Acorn B room on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

Inspection Report

7) Tactile Activity

Not In Compliance

Findings:

Four year olds: Based on observation and interview, a daily planned program of activities, that included tactile activities, was not available in the Acorn A room on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

Three year olds: Based on observation and interview, a daily planned program of activities, that included tactile activities, was not available in the Acorn B room on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

8) Culture

Not In Compliance

Findings:

Four year olds: Based on observation and interview, a daily planned program of activities, that included culture, was not available in the Acorn A room on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

Three year olds: Based on observation and interview, a daily planned program of activities, that included culture, was not available in the Acorn B room on 04/27/12, 05/07/12 and 05/08/12. Children were provided coloring sheets, watched movies and went outside.

178 - Regularity of Routine

Not In Compliance

922 KAR 2:120 - Section 2
(6) Regularity of routines shall be implemented to afford the child familiarity with the daily schedule of activity.

Findings:

Four year olds: Based on interview, preschool children did not have a regularity of familiar routines on 04/27/12, 05/07/12 and 05/08/12, when they were moved to an unlicensed room due to a conference.

Three year olds: Based on interview, preschool children did not have a regularity of familiar routines on 04/27/12, 05/07/12 and 05/08/12, when they were moved to an unlicensed room due to a conference.

Premises - Classroom

118 - Health, Safety, Comfort

In Compliance

922 KAR 2:110 - Section 4 (1)
(I) Provide for the health, safety, and comfort of each child;

202 - 35 Square Feet per child

Not In Compliance

922 KAR 2:120 - Section 4
(5) Exclusive of the kitchen, bathroom, hallway, and storage area, there shall be a minimum of thirty-five (35) square feet of space per child.

Findings:

Four year olds: Based on a review of documentation and interview, ten (10), four year old children were supervised in an unlicensed room on 04/27/12 and 05/08/12; and fourteen (14), four year old children were supervised in an unlicensed room on 05/07/12. The unlicensed room measured two hundred forty (240) square feet for a maximum capacity of six (6) children.

Three year olds: Based on a review of documentation observation and interview, seven (7), three year old children were supervised in an unlicensed room on 04/27/12, ten (10) three year old children were supervised in an unlicensed room on 05/07/12, and eight (8), three year old children were supervised in an unlicensed room on 05/08/12. The unlicensed room measured two hundred forty (240) square feet for a maximum capacity of six (6) children.

281 - Toilet

In Compliance

922 KAR 2:120 - Section 10
(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.

4) Ventilated

In Compliance

General Premises

211 - Child Care Program Interference

Not In Compliance

922 KAR 2:120 - Section 4
(14) If a portion of the building is used for a purpose other than child care, necessary provisions shall be made to avoid interference with the child care program.

Findings:

General: Based on observation and interview, the preschool children were moved to two (2) unlicensed rooms on 04/27/12, due to renovations. On 05/07/12 and 05/08/12, the preschool children were moved to two unlicensed rooms and instructed to utilize two (2) non-ventilated, unapproved restrooms, due to a conference held in the licensed preschool area.

281 - Toilet

922 KAR 2:120 - Section 10
(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.

4) Ventilated

In Compliance



Inspection Report

Equipment - Classroom

230 - Sufficient appropriate equipment

922 KAR 2:120 - Section 4

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

1) Quantity

Not In Compliance

Findings:

Four year olds: Based on observation and interview, adequate quantities of toys and age appropriate developmental materials were not available to the four year old children on 05/07/12 and 05/08/12, while in the Acorn A room.
Three year olds: Based on observation and interview, adequate quantities of toys and age appropriate developmental materials were not available to the three year old children on 05/07/12 and 05/08/12, while in the Acorn B room.

230 - Sufficient appropriate equipment

922 KAR 2:120 - Section 4

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

2) Age Appropriate

In Compliance

231 - Shelves/Storage

922 KAR 2:120 - Section 4

(27) Storage space shall be provided:
(a) In the form of low open shelves accessible to the children; and
(b) In sufficient quantity for each child's clothing.

1) Low, open, accessible

Not In Compliance

Findings:

Four year olds: Based on observation, low, open shelves were not available to children while in the Acorn A room on 04/27/12, 05/07/12 and 05/08/12.
Three year olds: Based on observation, low, open shelves were not available to children while in the Acorn B room on 04/27/12, 05/07/12 and 05/08/12.

240 - Twelve inch spacing

Not In Compliance

922 KAR 2:120 - Section 6

(5) Cots, other equipment, and furnishings shall be spaced twelve (12) inches apart to allow free and safe movement by a person.

Findings:

Four year olds: Based on interviews, fourteen (14) nap mats were placed approximately three inches apart on 05/07/12.
Three year olds: Based on interview, ten (10) nap mats were placed approximately six (6) inches apart on 05/07/12.

298 - Children's Tables and Chairs

Not In Compliance

922 KAR 2:120 - Section 11

(5) Tables and chairs shall be of suitable size for children.

Findings:

Four year olds: Based on observation and interviews, child size tables and chairs were not available to ten (10) children on 04/27/12 and 05/08/12, and to fourteen (14) children on 05/07/12. These children were moved to the Acorn A room.
Three year olds: Based on observation and interviews, child size tables and chairs were not available to seven (7) children on 04/27/12, ten (10) children on 05/07/12, and eight (8) children on 05/08/12, while they were in the Acorn B room.

Written Documentation

27 - Notification of changes

922 KAR 2:090 - Section 5

(12) Changes to a child-care center as listed in 922 KAR 2:110, Section 6(4), (5), and (6) shall be:
(a) In writing to the cabinet or its designee; and
(b) Signed by each owner listed on the license.

1) In Writing

Not In Compliance

Findings:

General: Based on interviews, a written request to add space was not submitted to the cabinet. The center used two (2) unlicensed rooms on 04/27/12, 05/07/12 and 05/08/12.

27 - Notification of changes

922 KAR 2:090 - Section 5

(12) Changes to a child-care center as listed in 922 KAR 2:110, Section 6(4), (5), and (6) shall be:
(a) In writing to the cabinet or its designee; and
(b) Signed by each owner listed on the license.

2) Signed by each owner

In Compliance

Inspection Report

143 - Notification of Changes

922 KAR 2:110 - Section 6

(4) Written notification of the following shall be made to the cabinet to allow for approval before implementation:

- (a) Change of ownership;**
- (b) Change of location;**
- (c) Increase in capacity;**
- (d) Change in hours of operation;**
- (e) Change of services in the following categories:**
 - 1. Infant;**
 - 2. Toddler;**
 - 3. Two (2) years to school-age;**
 - 4. School-age;**
 - 5. Nontraditional hours; or**
 - 6. Transportation; or**
- (f) Addition to the square footage a child-care center's premises.**

11) Additional Space

Not In Compliance

Findings:

General: Based on interviews, the center added and used two (2) rooms, on 04/27/12, 05/07/12 and 05/08/12, without prior approval from the cabinet.

Posted Documentation

114 - Daily Activities

922 KAR 2:110 - Section 4 (1)

(h) Post a schedule of daily activities, to include lists and dates of activities to be conducted with the children in each classroom;

1) Posted

In Compliance

Posted Documentation - Classroom

114 - Daily Activities

922 KAR 2:110 - Section 4 (1)

(h) Post a schedule of daily activities, to include lists and dates of activities to be conducted with the children in each classroom;

1) Posted

In Compliance

2) List of Activities

In Compliance

3) Dates of Activities

In Compliance

Signature of
Provider/Representative

Title

Date