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**Adam Mather**  
INSPECTOR GENERAL

**Inspection Report**

<b>Provider Name:</b> Sandersville After School Program Sharktime  <b>Provider Address:</b> 3025 Sandersville Rd, Lexington, KY, 40511 <b>Owner(s):</b> Fayette County Public Schools	<b>Provider Information</b> <b>Provider Type:</b> LICENSED TYPE I  <b>Inspection Information</b> <b>Inspection Type:</b> Renewal Application <b>Date Initiated:</b> 08/25/2021 2:30 PM <b>Date Concluded:</b> 08/25/2021 4:21 PM <b>No. of Children Present:</b> 74	<b>CLR No:</b> L359030  <b>Capacity:</b> 150 <b>Director(s):</b> Richardson, Kathleen E  <b>Inspection No:</b> 307655
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Inspection Report	
Background Checks	Not In Compliance
<b>5 - Background check/left alone/dismissed/relocated</b>	
<p><b>922 KAR 2:280. Section 3. Implementation and Enforcement.</b></p> <p>(1) A person who is a child care staff member prior to January 1, 2018, shall submit to and complete background checks in accordance with this administrative regulation no later than September 30, 2018.</p> <p>(2) A child care staff member hired on or after April 1, 2018, shall:</p> <p>(a) Have completed the background checks required in accordance with this administrative regulation and been found to have no disqualifying offense prior to becoming a child care staff member; or</p> <p>(b) 1. Have submitted to the background checks required in accordance with this administrative regulation;</p> <p>2. Not be left unsupervised with a child in care pending the completion of the background checks in accordance with this administrative regulation; and</p> <p>3. Be dismissed or relocated from the residence if the person is found to have a disqualifying background check result.</p> <p><b>Findings:</b></p> <p>General: Based on review of documentation, six of the 11 staff files presented for review did not have the results of proof of fingerprint submission or evidence of the application for a criminal background check through the NBCP on file at the facility. A review of KARES records supports the information found during the survey. One of the staff persons was observed alone with a group of 16 school-age children.</p>	
<b>20 - Out of state background checks</b>	
<p><b>922 KAR 2:280. Section 5. Checks of Other States.</b></p> <p>(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:</p> <p>(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:</p> <p>1. An in-state criminal records check by:</p> <p>a. Means of fingerprints for the state of residence; or</p> <p>b. Any means accepted by a state of prior residency;</p> <p>2. A check of the state's sex offender registry or repository; and</p> <p>3. A check of the state-based child abuse and neglect registry and database; and</p> <p>(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> <p><b>Findings:</b></p> <p>General: Based on review of documentation, a staff person hired 8/11/2021, had listed an address in Virginia as a previous residence in the past five years. There was no evidence of a background check, CA/N check or a check of the state's sex offender registry from Virginia for the staff person on file in the facility.</p>	

**Inspection Report****Supervision****In Compliance****Staffing Requirements****Not In Compliance****125 - Ratios and Group Size****Not In Compliance****922 KAR 2:120. Section 2. Child Care Services.**

(2) For an operating child-care center, minimum staff-to-child ratios and group size shall be maintained as established in the table established in this subsection.

**Age of Children Ratio Maximum Group Size\*****Infant**

1 staff for 5 children 10

**Toddler 12 to 24 months**

1 staff for 6 children 12

**Toddler 24 to 36 months**

1 staff for 10 children 20

**Preschool-age 3 to 4 years**

1 staff for 12 children 24

**Preschool-age 4 to 5 years**

1 staff for 14 children 28

**School-age 5 to 7 years**

1 staff for 15 children 30

**School-age 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 child-care centers.

(b) The age of the youngest child in the group shall determine the:

1. Staff-to-child ratio; and
2. Maximum group size.

**Findings:**

General: Based on observation, there was one staff person supervising a group of 42 children from 2:50 p.m. to 2:59 p.m. in the cafeteria. The children ranged in age from 8 years to 12 years old. The required child/staff ratio for this age group is on staff person for 25 children and a maximum group size of 30 children.

**General Administration****In Compliance****Director Requirements****In Compliance****Employee Records****Not In Compliance****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, six of the 11 staff files presented for review did not have evidence of a high school diploma, GED or Commonwealth Child Care Credential on file in the facility.

**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, eight of the 11 staff files presented for review did not have documentation of negative T.B. results on file in the facility that had been obtained within the past two years.

# Inspection Report

## 410 - CPR/First Aid Coverage

Not In Compliance

### 922 KAR 2:090. Section 11. Staff Requirements.

(3) For a child-care center licensed for infant, toddler, or preschool-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:

- (a) Infant and child cardiopulmonary resuscitation; and
- (b) Infant and child first aid.

(4) For a child-care center licensed for school-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:

- (a) Adult cardiopulmonary resuscitation; and
- (b) First aid.

(5) Cardiopulmonary resuscitation (CPR) and first aid training shall be in addition to the fifteen (15) clock hours requirement in subsection (16) of this section.

#### Findings:

General: Based on review of documentation, there was no one on duty and present with children that was currently certified in first aid and CPR from 2:35 p.m. to 3:30 p.m.

## 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, four out of four staff employed for more than one year did not have evidence of completing 15 hours of annual early care and education training on file in the facility. A review of ECE-TRIS records supports the information found during the survey.

Programming	In Compliance
Premises	In Compliance
Hygienic Practices	In Compliance
First Aid/Medication	In Compliance
Outdoor Play Area	In Compliance
Equipment	In Compliance
Transportation	Not Applicable
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	In Compliance
Written Documentation	In Compliance
Posted Documentation	In Compliance
Animals	Not Applicable

Signature of Provider/Representative

Title

Date