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Inspection Report

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| Provider Name: Southern Hills Early Childhood Program | Provider Information Provider Type: LICENSED TYPE I | CLR No: L354537 |
| Provider Address: 2356 Harrodsburg Road, Lexington, KY, 40503 | | Capacity: 304 |
| Owner(s): Southern Hills Early Childhood Program | | Director(s): Fuqua, Ann Griffiths |

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| Inspection Type: Renewal Application | Inspection Information | Inspection No: 307327 |
| Date Initiated: 06/14/2021 9:35 AM | Date Concluded: 06/14/2021 1:15 PM | |
| | No. of Children Present: 192 | |

| Inspection Report | |
|--|--------------------------|
| Background Checks | Not In Compliance |
| 10 - Submit background check | Not In Compliance |
| <p>922 KAR 2:280 - Section 4. Procedures and Payments.</p> <p>(1) To initiate the process for obtaining background checks on a prospective child care staff member, the child care provider shall:</p> <p>(a) Request that the prospective child care staff member provide a copy of his or her driver's license or other government-issued photo identification and verify that the photograph clearly matches the prospective child care staff member;</p> <p>(b) Request that the prospective child care staff member complete and sign the:</p> <ol style="list-style-type: none"> DCC-500, Applicant Child Care Staff Member Waiver Agreement and Statement; and DCC-501, Disclosures to Be Provided to and Signed by the Applicant Child Care Staff Member; and <p>(c) Log on to the NBCP portal and enter the prospective child care staff member's demographic information for a check of the:</p> <ol style="list-style-type: none"> Child abuse and neglect central registry pursuant to 922 KAR 1:470; National Crime Information Center's National Sex Offender Registry in accordance with 34 U.S.C. 20921; and Sex Offender Registry established in accordance with KRS 17.500 through 17.580. | |
| Findings: | |
| General: Based on review of documentation, it was discovered that there were employees that did not have criminal records check (CRC) results or evidence that CRC's had been submitted. Provided is a list of dates of hire (DOH) for the individuals that need a CRC completed and documented in the files: 1. DOH 11/2/2020 2. DOH 5/24/2021 3. DOH 5/24/2021 4. DOH 6/4/2021 | |

20 - Out of state background checks

Not In Compliance

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.

Findings:

General: Based on observation and review of documentation, an employee with the hire date of 8/18/2020, resided in Georgia within the past five years. There was no documentation of an out of state background check being performed on this employee.

Supervision

In Compliance

Staffing Requirements

In Compliance

General Administration

Not In Compliance

140 - Zoning

Not In Compliance

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

(8) To qualify for a preliminary license, or maintain a regular license, a child-care center shall:

(a) Provide written documentation from the local authority showing compliance with local zoning requirements;

Findings:

General: Based on review of documentation, it was found there was no documentation available for review at the time of the inspection to verify the facility is in compliance with local zoning requirements.

210 - Licensee Responsibility

Not In Compliance

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.

Findings:

General: Based on observation, this regulatory requirement was not met. The following was found:

1. During a tour of the Hedgehogs Classroom (preschool), the surveyor observed two wire racks/shelves propped up against the wall in the children's reading area. The wire racks/shelves were approximately six feet tall posed a safety issue.

2. There were several employees who did not have any CAN results as well as no documentation that a CAN check had been sent to the appropriate entity. Provided is a list of dates of hire (DOH) of employees who require a complete CAN check: 1. DOH 9/4/2020 2. DOH 3/17/2020 3. DOH 11/2/2020 4. DOH 5/17/2021 5. DOH 5/10/2021 6. DOH 5/24/2021 7. DOH 10/16/20 8. DOH 5/24/2021 9. DOH 9/23/2020 10. DOH 5/24/2021

Director Requirements

In Compliance

Employee Records

Not In Compliance

390 - 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, it was discovered that there were several employees that did not have the required proof of education documentation in their files. Provided is a list of hire dates (DOH) for individuals that need proof of education: 1. DOH 11/23/2019 2. DOH 6/1/2021 3. DOH 6/29/20 4. DOH 5/24/21 5. DOH 6/1/2021 6. DOH 4/26/21 7. DOH 5/24/21 8. DOH 5/24/2021 9. DOH 10/16/2020 10. DOH 2/15/2021 11. DOH 5/24/2021

395 - 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 observation and review of documentation, it was discovered that there were several employees that were missing the required documentation for TB test results. Provided is a list of hire dates (DOH) of those that need updated TB test results in their files: 1. DOH 9/1/2020 2. DOH 11/2/2020 3. DOH 5/10/2021 4. DOH 6/1/2021 5. DOH 08/19/2002 6. DOH 6/1/2021 7. DOH 5/14/2021 8. DOH 5/1/2019 9. DOH 2/30/2020 10. DOH 4/8/2019 11. DOH 5/24/2021 12. DOH 6/4/2021

The staff person in charge stated during interview that a couple of employees are not up to date on their TB test due to receiving the Covid-19 vaccine. However, there was no documentation for the surveyor to review indicating the date that the employee received the vaccine to verify that the employee is unable to receive the TB test.

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 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, it was discovered that an employee with the hire date of 7/11/2019 is due to complete PAHT training. This employee last completed this training on 9/7/2013.

Programming

Not In Compliance

495 - Bedding/Toys in Crib

Not In Compliance

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

- (3) Rest time shall include adequate space specified by the child's age as follows:**
 - (a) For an infant:**
 - 3. No loose bedding, such as a bumper or a blanket; and**
 - 4. No toys or other items except the infant's pacifier;**

Findings:

General: Based on observation, this regulatory requirement was not met. During a tour of the Piglet Classroom, the surveyor observed an infant asleep in a crib with a pacifier in their mouth. The pacifier had a stuffed animal attached to the end of it and the stuffed animal was observed lying on the child's face.

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, this regulatory requirement was not met. During a tour of the Hedgehogs Classroom (preschool), the surveyor observed a can of Febreze Air Freshener spray positioned on top of the children's cubbies. The can was labeled "Keep Out of Reach of children".

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

1. The sink in the children's bathroom in the Donkey Classroom (two-years-old) had a sign attached that stated "Out of Order - Wait for the part".
2. Two adult-size drink cups from Chick-fil-A, a food bag and an un-wrapped, partially consumed biscuit was observed positioned on top of the classroom countertop in the Donkey Classroom where no adults or children were present.
3. Ceiling vents in two classrooms (Donkey and Chicks) contained an excessive accumulation of dust.
4. A ceiling exhaust fan in the children's bathroom shared by two classrooms (Squirrels and Bunnies) contained an excessive accumulation of dust.
5. A floor vent in the Chick Classroom bathroom area, contained numerous areas of rust and chipped paint.

Inspection Report

Hygienic Practices

Not In Compliance

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

1. The diaper changing mat in the Piglet Classroom (infants) contained excessive worn areas on the top surface and small divets/holes in the mat.
2. The diaper changing tables in two classrooms (Chicks and Cats) did not contain a padded surface.

First Aid/Medication

In Compliance

Outdoor Play Area

In Compliance

Equipment

Not In Compliance

795 - Individual Bed/Mat/Cot and Bedding

Not In Compliance

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

(3) Rest time shall include adequate space specified by the child's age as follows:

(b) For a toddler or preschool-age child:

- 1. An individual bed, a two (2) inch thick waterproof mat, or cot in good repair; and**
- 2. Bedding that is in good repair and is changed:**
 - a. Weekly; or**
 - b. Immediately if it is soiled or wet.**

Findings:

General: Based on observation, eight nap mats in the Chicks Classroom (two-years-old) contained torn vinyl and/or tears in the seams.

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

1. The Emus Classroom (Pre-K) had eight yellow child-size chairs that contained embedded dirt and grime.
2. The Chicks Classroom (two-years-old) had nine yellow and red child-size chairs that contained embedded dirt and grime.
3. The Stallions Classroom (four-years-old) had a wooden dramatic play kitchen set that was broken. The bottom trim piece with hinges had separated from the base of the cabinet and was hanging loose.

820 - Indoor/Outdoor Equipment

Not In Compliance

922 KAR 2:120. Section 11. 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:

General: Based on observation, this regulatory requirement was not met. The following was found:

1. The Pups Classroom (one-years-old) had a low vinyl climbing structure that was in disrepair. The structure contained a few areas of torn vinyl on the corners and edges.
2. A toy shelf in the Kittens Classroom (one-years-old) contained numerous areas of chipped paint.

Inspection Report

Transportation

Not In Compliance

845 - Requirements for Transportation Services

Not In Compliance

922 KAR 2:120. Section 12. Transportation.

(2) A center providing or arranging transportation service shall:

- (a) Be licensed and approved by the cabinet or its designee prior to transporting a child;**
- (b) Have a written plan that details the type of transportation, staff schedule, transportation schedule, and transportation route; and**
- (c) Have written policies and procedures, including emergency procedures practiced monthly by staff who transports children.**

Findings:

General: Based on interview and review of documentation, the transportation routes for one of the vehicles used to pick up children from school was not on the vehicle. An interview with staff found that this vehicle had been used to pick up children from two schools prior to school being out for the summer.

Food Service/Food Program

In Compliance

Food Service

In Compliance

Children's Records

Not In Compliance

1135 - 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, one child had a date of 3/15/2021 listed as the date the child's immunization certificate was considered current. There was no other documentation to verify the child is current on their immunizations.

1140 - 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, one child's enrollment information had N/A listed under a preferred hospital. This regulation requires that a preferred hospital be listed as part of each child's enrollment information.

Written Documentation

Not In Compliance

1170 - Professional Development

Not In Compliance

922 KAR 2:090. Section 9. 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, it was discovered that there were three employees that did not have up to date Professional Development Plans.

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 review of documentation, the time of day each drill was conducted from July 2020 to May 2021 had not been documented.

Posted Documentation

In Compliance

Signature of Provider/Representative

Title

Date