



Andy Beshear
GOVERNOR

**CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL**

Melissa A. Moore, Director
Division of Regulated Child Care
Northern Branch
908 W. Broadway, 10-W
Louisville, KY 40203
Phone: (502) 595-5781 Fax: (502) 595-5773
<https://chfs.ky.gov/agencies/os/oig>

Eric Friedlander
SECRETARY

Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Valley Child Care	Provider Information	CLR No: L359123
Provider Address: 10105 Dixie Highway, Louisville, KY, 40272	Provider Type: LICENSED TYPE I	Capacity: 136
Owner(s): Valley Child Care, Inc.		Director(s): Peyton, Tammy Lynn

Inspection Type: Renewal Application	Inspection Information	Inspection No: 246149
Date Initiated: 08/14/2018 7:51 AM	Date Concluded: 08/14/2018 11:46 AM	
	No. of Children Present: 47	

Inspection Report	
Background Checks	In Compliance
Supervision	Not In Compliance
90 - Children Supervised	Not In Compliance
922 KAR 2:120. Section 2. Child Care Services. (3)(a) Each center shall maintain a child-care program that assures each child will be: 1. Provided with adequate supervision at all times by a qualified staff person who ensures the child is: a. Within scope of vision and range of voice; or b. For a school-age child, within scope of vision or range of voice;	
Findings: Based on observation, the child care center failed to comply with regulations for supervision. Upon survey it was observed that a nine year old child was walking alone, unsupervised, down the hallway and then entered into the school age classroom.	

Inspection Report**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:

Based on observation and interview, the child care center failed to comply with regulations for staffing. Observation in the three year old room revealed a staff member was the sole caregiver for fifteen (15) children ranging in age from two years old to twelve years old.

General Administration**Not In Compliance****275 - Abuse/Neglect Report Procedure****Not In Compliance****922 KAR 2:120. Section 2. Child Care Services.**

(3)(b) The program shall include:

1. A procedure to ensure compliance with and inform child care staff of the laws of the Commonwealth pertaining to child abuse or neglect set forth in KRS 620.030;

Findings:

General: Based on review of documentation and interview, the child care center failed to comply with regulations regarding general administration. The child care center failed to provide a child/abuse neglect report policy, whereas staff should report such incidents to the appropriate authority if child abuse or neglect is suspected.

Director Requirements**Not In Compliance****340 - Staff Meeting****Not In Compliance****922 KAR 2:090. Section 10. Director Requirements and Responsibilities.**

(1) A director shall:

(i) Conduct, manage, and document in writing recurring staff meetings;

Findings:

General: Based on review of documentation and interview, the child care center failed to comply with regulations regarding written documentation. The director failed to present a most recent staff meeting which had been conducted with staff members.

Interview with the director revealed the requested documentation was unavailable at the time of survey.

350 - Health, Safety, Comfort**Not In Compliance****922 KAR 2:090. Section 10. Director Requirements and Responsibilities.**

(1) A director shall:

(i) Assure the health, safety, and comfort of each child;

Findings:

General: Based on interview and observation, the child care center failed to comply with regulations regarding director requirements. Observation in the one-year-old A room bathroom and the portable #1 mens' bathroom revealed there was a toilet bowl brush next to the toilet.

Observation in the following rooms revealed there were electrical wall outlets with no protective covering: one-year-old A, one year old B, and three year old room.

Observation in the school age room revealed a four-year-old child asleep laying across a reading bench. Interview with the qualified staff member revealed the child was sleepy and had fallen asleep upon the parents drop off into the child care center that morning.

370 - Parental/Family Involvement Activity

Not In Compliance

922 KAR 2:090. Section 10. Director Requirements and Responsibilities.

(1) A director shall:

- (p) Coordinate at least one (1) annual activity involving parental or family participation;**

Findings:

General: Based on review of documentation and interview, the child care provider failed to comply with regulations regarding director requirements. There was no record of a recent family involvement.

Interview with the director revealed the requested documentation was unavailable at the time of survey.

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 and interview, the child care center failed to maintain employee records in accordance with regulations. Review of staff files revealed two (2) staff members with the hire dates of 04/19/2018 and 07/17/2018 did not have proof of education documentation (high school diploma, GED, or Commonwealth Child Care Credential).

Interview with the director revealed the requested documentation was unavailable at the time of survey.

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 review of documentation and interview, the child care center failed to maintain employee records in accordance with regulations. Review of staff files revealed the staff member with the hire date of 04/19/2018 failed to have records of tuberculin results or a statement from a health professional that the individual is free of active tuberculosis.

Interview with the director revealed the requested documentation was unavailable at the time of survey.

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 review of documentation and interview, the child care center failed to maintain employee records in accordance with regulations. Review of staff files revealed two (2) staff members with a the hire dates of 05/01/2017 and 04/19/2018 had not completed state approved orientation training.

Interview with the director revealed the requested documentation was unavailable at the time of survey.

Programming

In Compliance

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 and interview, the child care center failed to comply with regulations regarding premises. Observation in the infant room revealed a one-year-old child sitting in a high chair reached onto the sink counter to get inside of a staff members purse to access a bag of "Goldfish" crackers. The surveyor then directed the qualified staff member to remove the purse from the child's reach.

570 - Pest Control

Not In Compliance

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

(7) Measures shall be utilized to control the presence of:

- (a) Rodents;**
- (b) Flies;**
- (c) Roaches; and**
- (d) Other vermin.**

Findings:

General: Based on observation, the child care center failed to comply with regulations regarding premises. Observation in the one year old 'A' room revealed several small black ants crawling on and in the sink faucet.

Interview with the director revealed she was not aware of the ant infestation in the room.

580 - 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 child care center failed to comply with regulations regarding premises. Observation in the following rooms revealed dust and debris in the ceiling air vent: one-year-old B, one-year-old B bathroom, three-year-old, room 105, portable room 1 men's bathroom, and portable room 2 women's bathroom.

Observation in the three-year-old room and the school age room revealed several areas of paint chipping and peeling from the walls.

Observation in the following rooms revealed missing floorboards: three year old and school age room.

Observation in the three-year-old room and school age room revealed a circular piece of missing tile in the floor for the sewer drain in the floor causing a trip hazard.

Observation in the portable 2 room revealed the doors on the sink counter were not properly screwed on and were falling off of the hinges.

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, the child care center failed to comply with regulations regarding premises. Observation in the portable 2 women's bathroom revealed there was a brown substance on the toilet seat, indicative of feces.

Observation in the two-year-old room bathroom revealed there was no supply of toilet paper.

645 - Sink

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(3) A sink shall be:

- (a) Located in or immediately adjacent to toilet rooms;**
- (b) Equipped with hot and cold running water that allows for hand washing;**
- (c) Equipped with hot water at a minimum temperature of ninety (90) degrees Fahrenheit and a maximum of 120 degrees Fahrenheit;**
- (d) Equipped with liquid soap;**
- (e) Equipped with hand-drying blower or single use disposable hand drying material;**
- (f) Equipped with an easily cleanable waste receptacle; and**
- (g) Immediately adjacent to a changing area used for infants and toddlers.**

Findings:

General: Based on observation, the child care center failed to comply with regulations regarding premises. Observation in the portable 1 men's bathroom revealed the hot water knob on the sink faucet was not working and operational for hot water to flow through it.

650 - Toilet

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(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.**

Findings:

General: Based on observation, the child care center failed to comply with regulations regarding premises. The portable room 1 men's bathroom and portable room 2 women's bathroom had no ventilation to outside air.

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, the child care center failed to comply with regulations regarding hygienic practices. In the infant room and one year old B room there was debris on and underneath the changing pad that was on top of the diaper changing table.	
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 comply with regulations regarding the outdoor play area. Observation of the playground revealed there was some overgrown weeds throughout.	
755 - Protective Surface	Not In Compliance
922 KAR 2:120. Section 4. Premises Requirements. (21) A protective surface shall: (a) Be provided for outdoor play equipment used to: 1. Climb; 2. Swing; and 3. Slide; and (b) Have a fall zone equal to the height of the equipment.	
Findings: General: Based on observation, the child care center failed to comply with regulations regarding outdoor play area. There was not enough protective surface under the swing, slide, or climbing apparatus, evidenced by exposed ground.	
760 - Fences	Not In Compliance
922 KAR 2:120. Section 4. Premises Requirements. (23) Fences shall be: (a) Constructed of safe material; (b) Stable; and (c) In good condition.	
Findings: General: Based on observation, the child care center failed to comply with regulations regarding outdoor play area. Observation of the playground revealed the gate to the fence was broken with protruding jagged edges causing a safety hazard.	
Equipment	Not In Compliance
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 comply with regulations regarding equipment. Observation in the one-year-old B room revealed a fold out, "Diego" couch that was brown and stained. In the two-year-old room, there was a red reading bench with the upholstery torn and frayed exposing fabric at the edges. Further observation revealed the doors on the sink counter had several areas of paint chipping away from it.	
Transportation	Not Applicable
Food Service/Food Program	In Compliance

Inspection Report**Food Service****Not In Compliance****1025 - Refrigerator****Not In Compliance****922 KAR 2:120. Section 8. Kitchen Requirements.**

- (4) A cold-storage facility used for storage of perishable food in a nonfrozen state shall:**
- (a) Have an indicating thermometer or other appropriate temperature measuring device;**
 - (b) Be in a safe environment for preservation; and**
 - (c) Be forty (40) degrees Fahrenheit or below.**

Findings:

General: Based on observation, the child care center failed to maintain food service in accordance with regulatory requirements. Observation of the refrigerator #3 unit, located in the kitchen, revealed no thermometer or other appropriate temperature measuring device.

1050 - Bottles**Not In Compliance****922 KAR 2:120. Section 8. Kitchen Requirements.**

- (9) Bottles shall be:**
- (a) Individually labeled;**
 - (b) Promptly refrigerated;**
 - (c) Covered while not in use; and**
 - (d) Consumed within one (1) hour of being heated or removed from the refrigerator.**

Findings:

General: Based on observation, the child care center failed to comply with regulations regarding food service. Observation in the infant room revealed three (3) pink bottles in the refrigerator that were not individually labeled.

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, the child care center failed to maintain children's records in accordance with regulatory requirements. Review of children's records revealed the records for three (3) children with the enrollment dates of 09/12/2017, 04/28/2017, and 02/22/2018 did not contain a written record of a current copy of an immunization certificate.

Interview with the director revealed the requested documentation was unavailable at the time of survey.

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 and interview, the child care center failed to maintain children's records in accordance with regulatory requirements. The records for a child with the enrollment date of 10/03/2016 did not contain a preferred hospital.

The record for a child with the enrollment date of 09/12/2017 did not contain an identified preferred physician.

Interview with the director revealed the requested documentation was unavailable at the time of survey.

Inspection Report		
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 review of documentation and interview, the child care center failed to comply with regulations regarding written documentation. Review of the attendance records and interview with the director revealed not all forty-nine (49) children present during the time of the survey were signed into the daily attendance records; only forty-seven (47) were signed into the daily attendance record for that day. Continued review of attendance records revealed four (4) children were signed out from 4:00pm or later for the date of the survey, 08/14/2018, and that time had not yet arrived.		
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 and interview, the child care center failed to maintain written documentation in accordance with regulations. The center failed to present the names of the children in attendance when the earthquake and tornado drills were conducted within the year for review. The center failed to present the names of the children in attendance when the fire drills were conducted for the months of June and July. Interview with the director revealed the drills were conducted; however, she could not locate the names of people present during the drills at the time of survey.		
1190 - Orientation Procedure		Not In Compliance
922 KAR 2:120. Section 2. Child Care Services. (3)(b) The program shall include: 2. Written policy that specifies that the procedures that were taught at the orientation training shall be implemented by each child-care center staff member.		
Findings: General: Based on review of documentation, the child care center failed to comply with regulations regarding written documentation. There was no written orientation policy that indicated staff will implement procedures that were taught during orientation training into the classroom.		
Posted Documentation		In Compliance
Animals		Not Applicable