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Inspection Report

Provider Name: Happyland Daycare	Provider Information	CLR No: L350720
Provider Address: 303 East Cedar Street, Franklin, KY, 42134	Provider Type: LICENSED TYPE I	Capacity: 72
Owner(s): First Baptist Church Of Franklin, Kentucky, Inc.		Director(s): Brandon, Missy Ann

Inspection Type: Investigation	Inspection Information	Inspection No: 290553
Date Initiated: 08/14/2019 1:30 PM	Date Concluded: 08/14/2019 4:15 PM	
	No. of Children Present: 63	

Inspection Report	
Supervision	Not In Compliance
90 - Children Supervised	Not In Compliance
<p>922 KAR 2:120. Section 2. Child Care Services.</p> <p>(3)(a) Each center shall maintain a child-care program that assures each child will be:</p> <p>1. Provided with adequate supervision at all times by a qualified staff person who ensures the child is:</p> <p>a. Within scope of vision and range of voice; or</p> <p>b. For a school-age child, within scope of vision or range of voice;</p> <p>Findings:</p> <p>General: Based on interview, a five-year-old child was left alone and unsupervised on 07/23/19, in the upstairs preschool room. The responsible caregiver took a short break at approximately 1:30pm. Another caregiver came into the room while the responsible caregiver was on break. When the responsible caregiver returned at approximately 1:40pm, she noticed the five-year-old child was not present and asked the other children about the five-year-old child and was informed the child had been picked up. The responsible caregiver took the children for snack in the downstairs fellowship hall at approximately 2:00pm, and after snack the children went to wash hands and then to the outdoor playground. During the outdoor play time, the responsible caregiver called another staff member at approximately 2:45pm, to go to the preschool room to verify the five-year-old female child had been picked up. When the staff member went to go to the upstairs preschool room, the five-year-old female child was standing at the top of the stairs rubbing her eyes, but was not crying. The child was unsupervised for approximately forty-five (45) minutes.</p> <p>In addition, a five-year-old male child was left alone and unsupervised in the gym on 12/17/18. Interviews determined a caregiver supervised four (4) children in the gym at between 4:00pm and 4:30pm on 12/17/18. The caregiver conducted a roll call of the children but did not receive a response from the five-year-old male child. The caregiver then took the four (4) children to another caregiver and then left the center at 4:43pm on 12/17/18. The mother of the five-year-old male child arrived at 4:55pm and was told the child had left for the day. The parent denied the child had been picked-up, asked where he was last seen, went to the gym with two (2) caregivers and found the child in the dark gym. The five-year-old male child was crying, upset and distraught. During interview, the child's parent stated he told her he had been asleep and woke-up alone in the dark gym. The child was unsupervised and alone for approximately thirty (30) minutes.</p>	
Staffing Requirements	In Compliance

Inspection Report**General Administration****Not In Compliance****205 - Reports to Cabinet****Not In Compliance****922 KAR 2:090. Section 12. Reports.**

- (1) The following shall be reported to the cabinet or designee and other agencies specified in this section within twenty-four (24) hours from the time of discovery:
- (a) Communicable disease, which shall also be reported to the local health department pursuant to KRS 214.010;
 - (b) An accident or injury to a child that requires medical care initiated by the child-care center or the child's parent;
 - (c) An incident that results in legal action by or against the child-care center that:
 - 1. Affects a child or staff person; or
 - 2. Includes the center's discontinuation or disqualification from a governmental assistance program due to fraud, abuse, or criminal conviction related to that program;
 - (d) An incident involving fire or other emergency, including a vehicular accident when the center is transporting a child receiving child care services;
 - (e) A report of child abuse or neglect that:
 - 1. Has been accepted by the cabinet in accordance with 922 KAR 1:330; and
 - 2. Names a director, employee, volunteer, or person with supervisory or disciplinary control over, or having unsupervised contact with a child in care as the alleged perpetrator; or
 - (f) An individual specified in Section 6(4) of this administrative regulation meeting a disqualifying criterion or background check result pursuant to 922 KAR 2:280.

Findings:

General: Based on interview, the center failed to report to the cabinet the following incidents:

- 1. A child's finger was smashed in the gym door in 2015, parents were notified and the child's parents took the child for medical treatment.
- 2. A child fell and hit his head on the bleachers in the gym in 2016 (exact date unknown). The child's parent took the child to the emergency room for treatment but no injury was found.
- 3. Between April or May of 2019, a two-year-old child fell and hit her head on a chair in the two-year-olds' room. The child's mother was notified, picked up the child and took the child for medical treatment.

255 - Notification of Changes**Not In Compliance****922 KAR 2:090. Section 12. Reports.**

- (4)(a) Written notification of the following shall be:
- 1. Made to the cabinet, in writing, 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:
 - (i) Infant;
 - (ii) Toddler;
 - (iii) Preschool-age;
 - (iv) School-age;
 - (v) Nontraditional hours; or
 - (vi) Transportation; or
 - f. Addition to or reduction of the square footage of a child-care center's premises;

Findings:

General: Based on interview and review of documentation, the center used the gym as space for children from 2015 until the present but had not received approval from the cabinet to add the gym as space.

Director Requirements**Not In Compliance****335 - Staff Management/Policy Development/Supervision****Not In Compliance****922 KAR 2:090. Section 10. Director Requirements and Responsibilities.**

- (1) A director shall:
- (e) Manage the staff in their individual job descriptions;
 - (f) Assure the development, implementation, and monitoring of child-care center plans, policies, and procedures;
 - (g) Supervise staff conduct to ensure implementation of program policies and procedures;

Findings:

General: Based on interview, a five-year-old female child was left alone in the preschool room for approximately forty-five (45) minutes on 7/23/19. Also, a five-year-old male child was left unsupervised and alone in the gym for approximately thirty (30) minutes on 12/17/18. A review of the center's code of conduct policy stated, "Never leave children unattended." Therefore, three (3) caregivers did not follow the center's code of conduct when two (2) children were left unsupervised, one (1) on 07/23/19 and one (1) on 12/17/18.

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

- (1) A director shall:
- (l) Assure the health, safety, and comfort of each child;

Findings:

General: Based on interview, a five-year-old child who was left unsupervised in the gym for approximately thirty (30) minutes on 12/17/18. When the five-year-old male child was found, the child was crying, upset and distraught. During interview, the child's parent stated her son said he had been asleep and woke up alone in the dark gym. The child was unsupervised and alone for approximately thirty (30) minutes. In addition, a child's finger was smashed in the gym door during 2015 and the child received medical treatment. Another child fell and hit his head on the bleachers in the gym during 2016 and received medical treatment. The gym was not approved space for children.

Signature of Provider/Representative

Title

Date