



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

Andy Beshear
Governor

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 C. Friedlander
Secretary

Adam Mather
Inspector General

Inspection Report

Provider Name: Johnson's After School Activities Program at Our Lady of Mt. Carmel	Provider Information Provider Type: LICENSED TYPE I	CLR No: L354688
Provider Address: 7333 Southside Drive, Louisville, KY, 40214		Capacity: 173
Owner(s): Johnson Day Care, Inc.		Director(s): Johnson, Susan Carol

Inspection Type: Renewal Application	Inspection Information	Inspection No: 242910
Date Initiated: 12/09/2017 2:30 PM	Date Concluded: 12/19/2017 5:00 PM	
	No. of Children Present: 27	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance

170 - Notification of Changes **Not In Compliance**

922 KAR 2:110. Section 6. Reports.

(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. Preschool-age;**
 - 4. School-age;**
 - 5. Nontraditional hours; or**
 - 6. Transportation; or**
- (f) Addition to the square footage a child-care center's premises.**

Findings:

General: Based on observation, interview and review of documentation, the child care center failed to comply with regulatory requirements. Observation revealed a 2005 Ford van, VIN # 1FBSS31S15Ha58636, transported nine (9) to ten (10) children from school to the center, driven by an owner of the center. A complete interior and exterior inspection of the van was conducted. Interview with the staff in charge revealed the center provides daily afternoon transportation to the center from a near-by school. Documentation revealed logs of children for whom the transportation is provided. Further documentation revealed transportation policies and procedures, including inspections, insurance, active driver's licenses, and Kentucky state transportation records. Per review of DRCC records, the center is not approved for transportation. Therefore, they were providing transportation prior to submitting a written request to DRCC to approve transportation service and allowing time for approval before implementation of the service.

Inspection Report

Director Requirements

Not In Compliance

265 - Health, Safety, Comfort

Not In Compliance

922 KAR 2:110. Section 4. Director Requirements and Responsibilities.

- (1) Effective with the adoption of this administrative regulation, a director shall:**
 - (l) Provide for the health, safety, and comfort of each child;**

Findings:

General: Based on observation, the child care center director failed to assure compliance with the comfort of a child. Upon entering into the building, school-aged children were observed to be lying directly onto a bare, concrete floor, wrapped in blankets, watching a video.

Employee Records

Not In Compliance

300 - Background checks/left alone

Not In Compliance

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

- (5) An individual described in subsection (4) of this section shall:**
 - (a) Submit to background checks described in paragraph (b) of this subsection;**
 - (b) May be employed or work with a child on a probationary basis for up to ninety (90) calendar days, pending completion of a:**
 - 1. Child abuse or neglect check using the central registry in accordance with 922 KAR 1:470;**
 - 2. Criminal records check required by KRS 199.896(19);**
 - 3. Criminal records check for any previous state of residence if the person resided outside the state of Kentucky in the last five (5) years; and**
 - 4. An address check of the Sex Offender Registry; and**
 - (c) Not be left alone in the presence of a child until copies of the background checks in accordance with paragraph (b) of this subsection have been received by the licensee.**

Findings:

General: Based on review of documentation, interview, and observation, the child care center failed to maintain employee records in accordance with regulatory requirements. A review of documentation failed to reveal completed CAN results for a staff member with a hire date of 03/27/17. Interview with staff in charge revealed the results were maintained at another location. The results were not available at the time of the survey. The staff member was not observed working alone at the time of the survey.

Programming

In Compliance

Premises

Not In Compliance

460 - Inaccessible Items

Not In Compliance

922 KAR 2:120. Section 3. General Requirements.

- (7) Except in accordance with subsection (8) of this section, the following shall be inaccessible to a child in care:**
 - (a) Toxic cleaning supplies, poisons, and insecticides;**
 - (b) Knives and sharp objects;**
 - (c) Matches, cigarettes, lighters, and flammable liquids;**
 - (d) Plastic bags;**
 - (e) Litter and rubbish;**
 - (f) Bar soap; and**
 - (g) Personal belongings and medications of staff.**

Findings:

General: Based on observation, the child care center failed to maintain the premises in accordance with regulatory requirements. Upon entry into the center, a Michael Kors purse was sitting upon a table in the entry area, and was accessible to all of the twelve (12) children in attendance, ranging in age from 5 years to 11 years.

Hygienic Practices

Not In Compliance

595 - Child Personal Care/Handwashing

Not In Compliance

922 KAR 2:120. Section 3. General Requirements.

- (4) A child shall:**
 - (a) Be helped with personal care and cleanliness based upon their developmental skills; and**
 - (b) Wash his or her hands with liquid soap and warm running water:**
 - 1. a. Upon arrival at the center; or**
 - b. Within thirty (30) minutes of arrival for school-age children;**
 - 2. Before and after eating or handling food;**
 - 3. After toileting or diaper change;**
 - 4. After handling animals;**
 - 5. After wiping or blowing nose;**
 - 6. After touching items soiled with body fluids or wastes; and**
 - 7. After outdoor or indoor play time.**

Findings:

General: Based on observation, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. Observation revealed that after eating a snack, twelve (12) school-age children failed to wash their hands.

First Aid/Medication

In Compliance

Outdoor Play Area

In Compliance

Inspection Report

Equipment

Not In Compliance

755 - Toys/Equipment/Furniture

Not In Compliance

922 KAR 2:120. Section 11. Toys and Furnishings.

- (1) All toys, equipment, 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 maintain equipment in accordance with regulatory requirements. Observation revealed toys to be in disrepair; specifically, a doll's body was observed, which failed to include a doll's head. Additionally, several dolls which were observed failed to be dressed, or have clothing available to dress the doll in.

Transportation

Not In Compliance

785 - 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 review of documentation and interview, the child care center failed to comply with regulatory requirements regarding transportation. Based on a review of documentation, records failed to reveal monthly emergency procedure drills. Interview with staff in charge revealed she was unaware that drills needed to be performed.

Food Service

Not In Compliance

1050 - Menu

Not In Compliance

922 KAR 2:120. Section 9. Food and Meal Requirements.

- (16) A weekly menu shall be:**
 - (a) Prepared;**
 - (b) Dated;**
 - (c) Posted in advance in a conspicuous place;**
 - (d) Kept on file for thirty (30) days; and**
 - (e) Amended in writing with any substitutions on the day the meal is served.**

Findings:

General: Based on review of documentation, the child care center failed to post documentation in accordance with regulatory requirements. A review of documentation revealed a posted, dated, menu was not available upon request, at the time of the survey.

1065 - Lunch/Dinner Requirements

Not In Compliance

922 KAR 2:120. Section 9. Food and Meal Requirements.

- (19) Lunch and dinner shall include:**
 - (a) Milk;**
 - (b) Protein;**
 - (c) Bread; and**
 - (d) 1. Two (2) vegetables;**
 - 2. Two (2) fruits; or**
 - 3. One (1) fruit and one (1) vegetable.**

Findings:

General: Based on interview, the child care center failed to maintain the food service in accordance with regulatory requirements. Upon entry into the center, the staff in charge stated she had served pizza, fruit, and Sprite for lunch. Continued interview revealed the fruit served was bananas, but upon further interview, the staff in charge recanted the statement that a fruit had been served with lunch. Interview also revealed that Sprite, and not milk, had been served with the pizza for lunch.

Inspection Report

Children's Records

Not In Compliance

1075 - Enrollment Information

Not In Compliance

922 KAR 2:110. Section 3. 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 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 situation 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, the child care center failed to maintain children's records in accordance with regulatory requirements. A review of documentation revealed a file for a child enrolled on 06/03/16 failed to have contact information to enable a person in charge to contact the child's physician.

Written Documentation

Not In Compliance

1130 - Confidentiality/Maintenance/Access

Not In Compliance

922 KAR 2:110. Section 3. Records.

(2) A child-care center shall:

- (a) Maintain the confidentiality of a child's record;**
- (b) Maintain all records for five (5) years; and**
- (c) Provide the cabinet access and information in the completion of the investigation pursuant to KRS 620.030(4).**

Findings:

General: Based on interview, the child care center failed to maintain written documentation in accordance with regulatory requirements. Based on interview, a staff member refused access of transportation documentation to the surveyor when requested. The surveyor had requested the number of children transported on the run made at the time of the inspection. The staff member stated there were ten (10) children transported. When asked where the children were seated on the van, the staff member stated a child had ridden in the front seat. The staff member then recanted statements regarding whether there were nine (9) or ten (10) children transported, and where they had been seated in the van. The staff member then refused access to the transportation log, when requested multiple times by the surveyor.

Posted Documentation

Not In Compliance

1165 - Daily Activities

Not In Compliance

922 KAR 2:110. Section 4. Director Requirements and Responsibilities.

(1) Effective with the adoption of this administrative regulation, a director shall:

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

Findings:

General: Based on review of documentation, the child care center failed to post documentation in accordance with regulatory requirements. A review of documentation revealed that a posted schedule was not available for review at the time of the survey.

Animals

In Compliance

Signature of
Provider/Representative

Title

Date