



Andy Beshear
GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL

Eric Friedlander
SECRETARY

Melissa A. Moore, Director
Division of Regulated Child Care
Northern Branch
908 W. Broadway, 10-W
Louisville, KY 40203

Adam Mather
INSPECTOR GENERAL

Phone: (502) 595-5781 Fax: (502) 595-5773
<https://chfs.ky.gov/agencies/os/oig>

Inspection Report

Provider Name: Little Stars Preschool and Development Center	Provider Information Provider Type: LICENSED TYPE I	CLR No: L359420
Provider Address: 100 Loop Road, Fishersville, KY, 40023		Capacity: 102
Owner(s): Little Stars Preschool And Development Center Llc		Director(s): Salandan, Anne

Inspection Type: Investigation	Inspection Information	Inspection No: 319380
Date Initiated: 10/26/2021 12:42 PM	Date Concluded: 10/26/2021 3:54 PM	
	No. of Children Present: 34	

Inspection Report	
Background Checks	Not In Compliance
5 - Background check/left alone/dismissed/relocated	Not In Compliance
<p>922 KAR 2:280. Section 3. Implementation and Enforcement.</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>	
Findings:	
<p>General: Interview with multiple sources revealed that they have worked alone with children. The staff members stated there were times when they worked with a qualified staff member and there were times they were left alone. However, the staff members were not aware that they did not have a completed background check on file. Staff files for a staff member with the hire date of 10/18/2021 and two (2) staff members with an unknown hire date did not contain a completed background check with an eligible status date from the National Background Check Program (NBCP). Review of the Kentucky Applicant Registry and employment Screening (KARES) report did not verify that the aforementioned employees were listed as employed at the child care center.</p> <p>Continued review of staff files revealed there were three (3) staff members who were under the age of eighteen (18) years-old whose files did not contain a completed child abuse and neglect (CAN)check and a completed criminal records check (CRC). Their hire dates are: 04/08/2021, 09/07/2021 and 06/16/2021. Interview with the staff in-charge revealed that she could not present verification that the background checks had been completed on the aforementioned staff members.</p>	
Supervision	In Compliance

Inspection Report

Staffing Requirements

Not In Compliance

120 - Adequate Adults/Qualified Staff

Not In Compliance

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

(10) The minimum number of adult workers in a child-care center shall be sufficient to ensure that:

- (a) Minimum staff-to-child ratios in accordance with 922 KAR 2:120 are followed;**
- (b) Each staff person under eighteen (18) years of age and each student trainee are under the direct supervision of a qualified staff person who meets the requirements of this section; and**
- (c) Unless providing care with a qualified staff person, a person under the age of eighteen (18) shall not be counted as staff for the staff-to-child ratio.**

Findings:

General: Based on interview and review of documentation, there were multiple sources that revealed the staff members under the age of eighteen (18) years-old were sole caregivers of the children on many occasions. Therefore, the staff members under the age of eighteen (18) years-old were not under direct supervision of a qualified staff member.

General Administration

Not In Compliance

175 - Have Director

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:

- (g) Have a director who meets the requirements listed in Section 10 of this administrative regulation.**

Findings:

General: Based on interview and review of documentation, the child care center failed to have a director on the day of the inspection. Review of Division of Regulated Child Care (DRCC) documentation revealed that there is no documentation on file for a new director for the child care center.

275 - Change of Director

Not In Compliance

922 KAR 2:090. Section 13. Reports.

(3) A licensee shall report to the cabinet within one (1) week:

- (a) Any resignation, termination, or change of director; and**
- (b) The name of the acting director who satisfies the requirements of Section 10 of this administrative regulation.**

Findings:

General: Based on interview and review of documentation, the child care center failed to name a new director for the child care center within one (1) week of the former director's last day of employment. Review of DRCC records revealed a change of director request has not been received.

Director Requirements

Not In Compliance

370 - Caregiver Alone

Not In Compliance

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

(1) A director shall:

- (m) Assure that a person acting as a caregiver of a child in care shall not be left alone with a child, if the licensee has not received the results of the background checks as described in 922 KAR 2:280;**

Findings:

General: Based on interview and review of documentation, there were multiple sources that revealed that staff members who were under the age of eighteen (18) years-old have been sole caregivers for children. The aforementioned staff members revealed there are times when they worked with a qualified staff member, but they have worked alone with children.

Employee Records

Not In Compliance

395 - Personnel File

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(e) A current personnel file for each child-care center staff person to include:

- 1. Name, address, date of birth, and date of employment;**
- 2. Proof of educational qualifications;**
- 3. Record of annual performance evaluation;**
- 4. Documentation of compliance with tuberculosis screening in accordance with Section 11(1)(b) of this administrative regulation; and**
- 5. The results of background checks conducted in accordance with 922 KAR 2:280;**

Findings:

General: Based on interview and review of documentation, a personnel file was not presented for review for two (2) staff members with an unknown hire date.

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 interview and review of documentation, the staff in-charge did not present verification that the staff files for the staff members with the hire dates of 05/02/2018, 09/05/2021, 10/18/2021, 06/15/2021 and two (2) staff members with an unknown hire date contained a copy of a High School diploma, GED, or qualifying documentation from a comparable education entity or Commonwealth Child Care Credential.

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 interview and review of documentation, the staff in-charge did not present verification that the staff files for staff members with the hire dates of 10/18/2021, 10/04/2019, 06/23/2021, and two (2) staff members with an unknown hire date contained a current copy of a written statement from a health care professional stating that the aforementioned staff members were free of active tuberculosis; or a copy of a negative tuberculosis result.

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 1/2) 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 1/2) 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 interview and review of documentation, the staff in-charge did not present documentation that a staff member with the hire date 05/02/2018 had completed six (6) hours of cabinet-approved orientation training. Continued review of the aforementioned staff member's file revealed the file did not contain verification that the staff member had completed one and one-half (1 1/2) hours of cabinet-approved pediatric abusive head trauma training once every five (5) years. Review of the Early Care and Education Training Records Information System did not verify that the aforementioned trainings had been completed.

Programming

In Compliance

Signature of Provider/Representative

Title

Date