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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Little Learners	Provider Information	License No: L378179
Provider Address: 850 Hwy 15, Campton, KY, 41301	Provider Type: LICENSED TYPE I	Capacity: 49
Owner(s): Little Learners Inc.		Director(s): Banks, Kayla Jo

Inspection Type: Investigation	Inspection Information	Inspection No: 191979
Visit Start Date: 08/14/2015 1:35 PM	Visit End Date: 08/14/2015 6:30 PM	
	No. of Children Present: 22	

Inspection Report

Supervision

5 - 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:

- a. Ensures the child is within scope of vision and range of voice; or**
- b. For a school-age child, within scope of vision or range of voice;**

Findings:

General: Based on observation of video footage from 8/11/15 in the Preschool class, children were not adequately supervised as the following was found:

- 1) A male child was seriously injured when he climbed into a toy stroller and fell forward. Upon falling, the child struck his mouth forcefully on the tile floor sustaining an injury that resulted in teeth extraction via oral surgery.
- 2) A female child was observed standing and walking on the top of a table for more than one (1) minute before getting down of her own will. The staff supervising the children did not intervene.
- 3) Another child is seen climbing on top of another toy play structure and remained on top of the equipment for more than two (2) minutes. The supervising staff did not intervene.
- 4) A female child cleaning the floor with a cloth in areas where the injured child who was bleeding had been walking. The child wipes a few areas on the tile, wipes toys, her legs, and then touches the cloth to her face. The supervising staff person did not intervene.

Inspection Report

Staffing Requirements

40 - Ratios and Group Size

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

(2) Minimum staff-to-child ratios and group size for an operating child-care center shall be maintained as follows:

Age of Children Ratio Maximum Group Size*

Infant

1 staff for 5 children 10

Toddler

1 staff for 6 children 12

Preschool-age 2 to 3 years

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.

Findings:

General: Based on interview, the following was found:

- 1) In the Infants/Toddlers class on 08/11/15, one (1) staff was supervising eight (8) children with the youngest child being two (2) months-old exceeding regulatory staff-to-child ratios by two.
- 2) In the Preschool class on 08/11/15, one (1) staff was supervising nine (9) children with the youngest child being one (1) year-old exceeding regulatory staff-to-child ratios by three.
- 3) In the Head Start class on 08/11/15, one (1) staff was supervising fourteen (14) or more children with the youngest child being three (3) years-old exceeding regulatory staff-to-child ratios by two.

During an interview with staff in charge, she stated that she realized that the Infant/Toddler class was over staff-to-child ratio that afternoon.

General Administration

130 - Volunteer/Board Member Compliance

Not In Compliance

922 KAR 2:110. Section 2. General.

(4) A volunteer or board member shall comply with the policies and procedures of the child-care center.

Findings:

General: Based on observation, a parent was in the school age area of the building sweeping the floor. Four (4) children were also playing in this area in the supervision of a staff person. During an interview, the staff person explained that the person was a parent and friend who had seen how upset everyone was from the accident/complaint. She stated that the parent was volunteering to help them. The staff person confirmed that the parent did not have a volunteer file to include background checks.

Director Requirements

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:

(I) Provide for the health, safety, and comfort of each child;

Findings:

General: Based on observation of video footage from 8/11/15, the health, safety, and comfort of a twenty (20) month-old child was compromised when he fell from a toy stroller face forward onto a commercial tile floor in the classroom. Prior to the child's injury, the supervising staff person was observed on video walking toward the child and about the room as he played in the toy stroller; however, she did not intervene or remove him from the toy as needed. After the child fell, he was observed to be distressed as he was jumped up and down and flailed his arms. He then was observed to reach for the staff person and followed her around the room. The staff person finally acknowledged the child approximately thirty (30) seconds after the injury occurred. During an interview with the child's mother and review of documentation, it was confirmed that the child sustained a serious injury to his mouth which resulted in oral surgery to extract his upper teeth from his gums.

275 - Caregiver Alone

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:

(n) 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 Section 3(1)(e)6 of this administrative regulation;

Findings:

General: Based on review of documentation, the following was found:

- 1) An employee (DOH 08/01/15) record presented for review did not contain a completed central abuse and neglect registry (CA/N) check as described in 922 KAR 1:470.
- 2) An employee's (DOH 11/19/14) criminal records check was not submitted timely according to KRS 199.896 (20).

During interviews and video observation, it was confirmed that this staff person was left alone in supervision of the Preschool class during the time a child sustained a serious mouth injury. The criminal record check was not submitted until 08/13/15 which was two (2) days after the child's injury. The director stated that she was aware that the staff person's CA/N check was not complete and also confirmed that the staff person was working alone with children.

Employee Records

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, the following was found:

- 1) An employee (DOH 08/01/15) record presented for review did not contain a completed central abuse and neglect registry (CA/N) check as described in 922 KAR 1:470.
- 2) An employee's (DOH 11/19/14) criminal records check was not submitted timely according to KRS 199.896 (20).

During interviews and video observation, it was confirmed that this staff person was left alone in supervision of the Preschool class during the time a child sustained a serious mouth injury. The criminal record check was not submitted until 08/13/15 which was two (2) days after the child's injury. The director stated that she was aware that the staff person's CA/N check was not complete and also confirmed that the staff person was working alone with children.

315 - Educational Requirements

Not In Compliance

922 KAR 2:110. Section 5. 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, an employee (DOH 08/01/15) record presented for review did not contain verification of educational qualification as required by regulations. During an interview with the director, she confirmed that the staff person's proof of education had not been obtained for the personnel file.

325 - CPR/First Aid Coverage

Not In Compliance

922 KAR 2:110. Section 5. Staff Requirements.

(3) For a child-care center licensed for infant, toddler, or preschool-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:

- (a) Infant and child cardiopulmonary resuscitation; and**
- (b) Infant and child first aid.**

(4) For a child-care center licensed for school-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:

- (a) Adult cardiopulmonary resuscitation; and**
- (b) First aid.**

Findings:

General: Based on observation of the video footage, a staff (DOH 08/01/15) person administered first aid by wiping a child's mouth after he was injured from a fall. During a review of documentation, the staff record presented did not contain First Aid/CPR certification. Interview with the director verified that the staff person was not certified in first aid or CPR.

Inspection Report

Programming

415 - Toddler Combined with Preschool

Not In Compliance

922 KAR 2:120. Section 5. Infant and Toddler Play Requirements.

(3) A toddler may participate in an activity with an older child for more than one (1) hour per day if:

- (a) The toddler is in transition to the pre-school age group;
- (b) The toddler is twenty-one (21) months or older;
- (c) Space for the toddler is available in the preschool-age group;
- (d) The staff-to-child ratios and group sizes are maintained based the age of the youngest child;
- (e) The center has a procedure for listing a transitioning toddler on attendance records, including a specific day and time the toddler is with either age group; and
- (f) The child care center has obtained the signature and approval of the toddler's parent on the toddler's transition plan.

Findings:

General: Based on observation of the video footage, a twenty (20) month-old child was placed in the Preschool group the afternoon of 08/11/15. During interviews with the staff in charge, she stated that the child was in the process of transitioning to the Preschool class. According to the Infant/Toddler teacher, the child was moved into the Preschool room at approximately 2:00 PM-3:00 PM and remained with the older group until he was picked up at approximately 5:30 PM; therefore, the child was combined with older children for more than one (1) hour. Furthermore, interviews revealed that neither the staff in charge, nor the director were familiar with programming regulations that state that a child must be twenty-one (21) months or older to transition into a Preschool class.

Children's Records

1070 - Immunization

Not In Compliance

922 KAR 2:110. Section 3. 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, a child's (DOH 03/18/14) record presented for review did not contain an immunization certificate as required by regulations. During an interview with the director, she stated that she did not have a current immunization certificate for the child.

Signature of
Provider/Representative

Title

Date