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Inspection Report

<b>Provider Name:</b> Next Generation Learning Center	<b>Provider Information</b>	<b>CLR No:</b> L383575
<b>Provider Address:</b> 2299 Benton Road, Covington, KY, 41011	<b>Provider Type:</b> LICENSED TYPE I	<b>Capacity:</b> 88
<b>Owner(s):</b> Next Generation Learning Center Limited Liability Company		<b>Director(s):</b> Evans, Jameka

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 292168
<b>Date Initiated:</b> 01/15/2020 9:55 AM	<b>Date Concluded:</b> 01/15/2020 12:45 PM	
	<b>No. of Children Present:</b> 37	

Inspection Report	
Background Checks	Not In Compliance
<b>5 - Background check/left alone/dismissed/relocated</b>	<b>Not In Compliance</b>
<p><b>922 KAR 2:280. Section 3. Implementation and Enforcement.</b></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> <p><b>Findings:</b></p> <p>General: Based on review of documentation and observation, this regulatory requirement was not met. One staff person (hire date: 1/8/20) was observed working alone with children in the two-year-old classroom throughout the entire visit. A review of the Kentucky National Background check service (KARES) found this staff person has a fingerprint-based background check submitted as of 1/9/20; however, the background check has not been processed. Therefore this staff person does not have the eligible for hire status.</p>	
<b>85 - Employment Status</b>	<b>Not In Compliance</b>
<p><b>922 KAR 2:280. Section 11. Status of Employment.</b></p> <p>(1) A child care provider shall maintain the employment or residential status of each child care staff member who has submitted to a fingerprint-based criminal background check by reporting the status using the NBCP Web-based system.</p> <p><b>Findings:</b></p> <p>General: Based on review of documentation and interview, the facility failed to maintain accurate records of staff employed in the childcare center. A review of the Kentucky National Background Check Service (KARES) found 18 staff who are eligible to work at the child-care center. However, based on interviews with staff, the surveyor found that only 7 of the 18 staff listed in KARES are currently employed at the child-care center. Therefore, the information in KARES is not accurate.</p>	
<b>Supervision</b>	<b>In Compliance</b>
<b>Staffing Requirements</b>	<b>In Compliance</b>
<b>General Administration</b>	<b>In Compliance</b>

**Inspection Report**

**Director Requirements**

**Not In Compliance**

**345 - Staff Evaluation**

**Not In Compliance**

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

**(1) A director shall:**

**(j) Assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation;**

**Findings:**

General: Based on review of documentation, this regulatory requirement was not met. One staff person (hire date: 10/7/16) eligible for an annual performance review did not have documentation of a review on file in the facility.

**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 observation, this regulatory requirement was not met. The following was found:

1. The surveyor toured the two-year-old classroom and observed one uncovered electrical outlet in the children's block area. The surveyor also observed a radio sitting on a half wall in this classroom that was plugged into an outlet near the floor. The cord was not securely attached to the wall and was observed hanging loose in between dramatic play clothes hanging on the wall; therefore, it was accessible to the children.

2. The surveyor toured the preschool classroom and observed one uncovered electrical outlet in the dramatic play area and one in the block area.

**360 - Caregiver Alone**

**Not In Compliance**

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

**(1) 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 922 KAR 2:280;**

**Findings:**

General: Based on review of documentation and observation, this regulatory requirement was not met. One staff person (hire date: 1/8/20) was observed working alone with children in the two-year-old classroom throughout the entire visit. A review of the Kentucky National Background check service (KARES) found this staff person has a fingerprint-based background check submitted as of 1/9/20; however, the background check has not been processed. Therefore this staff person does not have the eligible for hire status.

**Employee Records**

**Not In Compliance**

**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 the Training Records Information System (TRIS), the following was found:

1. One staff person (hire date: 2/20/19) did not complete the six hours of cabinet-approved training within the first three months of employment.

2. Two staff (hire dates: 7/1/2008 and 10/7/16) did not complete the required 15 hours of training.

3. One staff person (hire date: 10/8/18) did not have evidence of completing the required pediatric abusive head trauma training class.

**Programming**

**In Compliance**

**Premises**

**Not In Compliance**

**540 - Premises Requirements**

**Not In Compliance**

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

**(1) The premises shall be:**

**(a) Suitable for the purpose intended;**

**(b) Kept clean and in good repair;**

**Findings:**

General: Based on observation, this regulatory requirement was not met. The following was found:

1. A gate used to secure the opening between the two-year-old room and the toddler room was observed lying on the floor by the handwashing sink during the visit and a large classroom shelf was being used to cover the opening. Staff have to slide the large shelf back and forth to enter and exit the toddler classroom. The staff person working in the classroom stated that the gate is broken.

2. During a tour of the preschool classroom, the surveyor observed a piece of wood mounted on the wall in an opening between the preschool classroom and a small storage area with an exterior door. The surveyor observed a nail protruding out of the wood that was accessible to the children in the preschool classroom. The staff person in charge stated that a half door used to be mounted on the piece of wood, but it broke and was removed.

**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, this regulatory requirement was not met. During a tour of the upper level of the building, the surveyor found that there were no paper towels at the sink in the school age classroom and at the sinks in the children's bathroom.

**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 and interview, this regulatory requirement was not met. During a tour of the children's bathroom on the upper level of the building, the surveyor found that one of the stall doors was locked and a sign was posted stating, "Out of Order. Do Not Use". The staff person in charge stated that water leaks from the bottom of the toilet when the children use it.

**Hygienic Practices**

**In Compliance**

**First Aid/Medication**

**In Compliance**

**Outdoor Play Area**

**Not In Compliance**

**745 - Playground Clean**

**Not In Compliance**

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

**(20) An outdoor play area shall be:**

**(c) Free from:**

- 1. Litter;**
- 2. Glass;**
- 3. Rubbish; and**
- 4. Flammable materials;**

**Findings:**

General: Based on observation, this regulatory requirement was not met. During a tour of the outdoor playground, the surveyor observed several pieces of trash including, but not limited to, an empty container of bleach, a plastic grocery bag, and a styrofoam drink cup.

**Equipment**

**Not In Compliance**

**820 - Indoor/Outdoor Equipment**

**Not In Compliance**

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

**(2) Indoor and outdoor equipment shall:**

- (a) Be clean, safe, and in good repair;**
- (b) Meet the physical, developmental needs, and interests of children of different age groups;**
- (c) Be free from sharp points or corners, splinters, protruding nails or bolts, loose or rusty parts, hazardous small parts, lead-based paint, poisonous material, and flaking or chalking paint; and**
- (d) Be designed to guard against entrapment or situations that may cause strangulation.**

**Findings:**

General: Based on observation, this regulatory requirement was not met. The following was found:

- 1. During an inspection of the refrigerator in the kitchen, the surveyor observed the rubber seal on the bottom of the refrigerator door hanging loose and dragging across the floor.
- 2. During a tour of the preschool classroom, the surveyor observed a plastic storage container with toys that were broken; split down the side panel.

**Transportation**

**Not Applicable**

**Food Service/Food Program**

**In Compliance**

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**Food Service**

**Not In Compliance**

**1120 - Sufficient Room/Eating Utensils Supplied**

**Not In Compliance**

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

**(13) Meals shall be:**

**(b) Served to a child:**

- 1. Seated with sufficient room to manage food and tableware; and**
- 2. Supplied with individual eating utensils designed for use by a child.**

**Findings:**

General: Based on observation, this regulatory requirement was not met. During a tour of the one-year-old classroom on the main floor, the surveyor observed a child sitting on the floor while drinking from a sippy cup.

**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, this regulatory requirement was not met. The following was found:

1. Two children (enrollment dates: 10/15/19 and 11/18/19) did not have immunization records on file.
2. One child (enrollment date: 2/12/19) had immunization certificates that were no longer current as of 10/30/19.

**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, this regulatory requirement was not met. The following was found:

1. Two of the children's files/enrollment documentation did not contain information for the family's preferred hospital. Both were enrolled on 1/14/20.
2. During the inspection, the surveyor observed a First Steps therapist enter the facility, take a one-year-old child out of the classroom and work with the child one-on-one in an empty classroom for approximately 30 minutes. The staff person in charge stated that the therapist works with the child weekly and indicated that she had not obtained permission from the parent for third party professional services in the facility.
3. One child that was present at the facility on the day of the inspection did not have enrollment paperwork on file; therefore, none of the required information had been obtained. The staff person in charge identified the child's first day as 1/15/20, and stated that the child's mother works at the facility.
4. One child that was present at the facility on the day of the inspection did not have enrollment paperwork on file; therefore, none of the required information had been obtained. The only documentation that the child had on file at the facility was the mother's name and phone number and the child's birthdate written on a post-it note.

**Written Documentation**

**Not In Compliance**

**1150 - Evacuation Plan**

**Not In Compliance**

**922 KAR 2:090. Section 5. Evacuation Plan.**

**(1) A licensed child-care center shall have a written evacuation plan in the event of a fire, natural disaster, or other threatening situation that may pose a health or safety hazard for a child in care in accordance with KRS 199.895 and 42 U.S.C. 9858c(c)(2)(U).**

**Findings:**

General: Based on review of documentation, the facility had an emergency preparedness plan; however, did not have evidence that the plan had been updated or resubmitted to the local emergency management official within the review period.

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1170 - Professional Development

Not In Compliance

922 KAR 2:090. Section 9. Records.

- (1) A child-care center shall maintain:
  - (f) A written annual plan for child-care staff professional development;

Findings:

General: Based on review of documentation, this regulatory requirement was not met. Two staff eligible for a staff professional development plan did not have documentation of a plan on file (hire dates: 10/7/16 and 10/8/18).

Posted Documentation

Not In Compliance

1200 - Posting Requirements

Not In Compliance

922 KAR 2:090. Section 8. General.

(6) In addition to the posting requirement of KRS 199.898(3), a child-care center shall post the following in a conspicuous place and make available for public inspection:

- (a) The provider's preliminary or regular license;
- (b) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year;
- (c) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year;
- (d) Information on the Kentucky Consumer Product Safety Program and the program's Website as specified in KRS 199.897;
- (e) A description of services provided by the child-care center, including:
  - 1. Current rates for child care; and
  - 2. Each service charged separately and in addition to the basic rate for child care;
- (f) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and
- (g) Daily planned program.

Findings:

General: Based on review of documentation, this regulatory requirement was not met. At the time of the survey, it was found that the current rates were not posted.

1210 - Disaster Course of Action

Not In Compliance

922 KAR 2:090. Section 9. Records.

- (1) A child-care center shall maintain:
  - (j) A written plan and diagram outlining the course of action in the event of a natural or manmade disaster, posted in a prominent place;

Findings:

General: Based on review of documentation, this regulatory requirement was not met. At the time of the survey, it was found that the facility had a diagram posted; however, it did not indicate the course of action to be taken in the event of a fire. The only written emergency procedures posted were specific to an earthquake and a tornado.

1215 - Daily Activities

Not In Compliance

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

- (1) 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, this regulatory requirement was not met. The following was found:

1. The school age classroom did not have a schedule of daily activities posted.
2. The toddler classroom on the upper level of the building had a schedule of daily activities posted that was dated January 4 - 10, 2020; therefore, it was no longer current.
3. The toddler classroom on the main floor had a schedule of daily activities posted; however, no dates were listed.

Animals

In Compliance

Signature of Provider/Representative

Title

Date