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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Little Lexington Academy, LLC	Provider Information	CLR No: L383626
Provider Address: 4383 Old Harrodsburg Rd., Ste 145, Lexington, KY, 40513	Provider Type: LICENSED TYPE I	Capacity: 60
Owner(s): Little Lexington Academy LLC		Director(s): Robinson, Sarah A

Inspection Type: Renewal Application	Inspection Information	Inspection No: 293703
Date Initiated: 07/20/2020 10:10 AM	Date Concluded: 07/20/2020 12:40 PM	
	No. of Children Present: 36	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
320 - Operation instruction/Regulation copy	Not In Compliance
922 KAR 2:090. Section 8. General. (2) Child-care center staff shall be: (a) Instructed by the child-care center's director regarding requirements for operation; and (b) Provided with a copy of this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280.	
Findings: General: Based on observation and review of documentation, this regulatory requirement was not met. The staff in charge was unable to locate a current copy of the state regulations.	
Employee Records	Not In Compliance
385 - 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 observation and review of documentation, this regulatory requirement was not met. Eight staff members did not have written evidence of completing the background check. These staff were hired on 2/17/2020, 3/04/2020, 3/16/2020, 3/20/17, 3/24/17, 7/23/18, 11/05/18, and 5/08/19.	

390 - 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 observation and review of documentation, this regulatory requirement was not met. Three staff files did not contain proof of education. These staff were hired on 7/10/2020, 7/16/2020, and 3/16/2020.

Programming

In Compliance

Premises

Not In Compliance

520 - Inaccessible Items

Not In Compliance

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

(7) The following shall be inaccessible to a child in care:

- (a) Toxic cleaning supplies, poisons, and insecticides;**
- (b) Matches, cigarettes, lighters, and flammable liquids; and**
- (c) Personal belongings and medications of staff.**

Findings:

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

1. A bottle of Goof off Cleaner and Degreaser was located in a cabinet, under a hand washing sink (for the children) in the hall adjacent to the Indoor Gross Motor Room. The cleaner label indicated to keep out of reach of a child. This cabinet was accessible to the children.
2. Two spray cans of Lysol Disinfectant Cleaner were located in a cabinet, in the hall adjacent to the Indoor Gross Motor Room. This cabinet was in front of the bathrooms. The cleaner label indicated to keep out of reach of a child. The cabinet was accessible to the children.

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. The boys' bathroom, located in the hall next to the Indoor Gross Motor Room, contained an exhaust vent in the ceiling that was hanging down and not properly covering the hole in the ceiling.
2. The bathroom in the back of the building near the office contained an exhaust vent in the ceiling with a large accumulation of dust on the surface. This bathroom is used by the staff.

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, this regulatory requirement was not met. A toilet, located in the back of the building near the office, contained a black and orange ring inside the toilet bowl. The toilet appeared to be unclean. This bathroom is a staff bathroom.

Hygienic Practices

In Compliance

Inspection Report**First Aid/Medication****Not In Compliance****730 - Medication****Not In Compliance****922 KAR 2:120. Section 7. First Aid and Medicine.****(6) Medication, including refrigerated medication, shall be:**

- (a) Stored in a separate and locked place, out of the reach of a child unless the medication is:**
- 1. A first aid supply and is maintained in accordance with subsection (1) of this section;**
 - 2. Diaper cream, sunscreen, or toothpaste. Diaper cream, sunscreen, or toothpaste shall be inaccessible to a child;**
 - 3. An epinephrine auto-injector. A licensed child-care center shall comply with KRS 199.8951 and 311.646, including:**
 - a. An epinephrine auto-injector shall be inaccessible to a child;**
 - b. A child-care center shall have at least one (1) person onsite who has received training on the administration of an epinephrine auto-injector if the child-care center maintains an epinephrine auto-injector;**
 - c. A child-care center shall seek emergency medical care for a child if an auto-injector is administered to the child; and**
 - d. A child-care center shall report to the child's parent and the cabinet in accordance with 922 KAR 2:090, Section 12(1)(b) if an epinephrine auto-injector is administered to a child; or**
 - 4. An emergency or rescue medication for a child in care, such as medication to respond to diabetic or asthmatic condition, as prescribed by the child's physician. Emergency or rescue medication shall be inaccessible to a child in care;**
- (b) Kept in the original bottle; and**
- (c) Properly labeled.**
- (7) Medication shall not be given to a child if the medication's expiration date has passed.**

Findings:

General: Based on observation, this regulatory requirement was not met. A box of Pepto-Bismol Chewable Tablets was observed in the medication box in the kitchen. The medication was not labeled with a name. The staff in charge indicated that the medication belonged to a staff member.

Outdoor Play Area**Not Applicable****Equipment****In Compliance****Transportation****Not Applicable****Food Service/Food Program****In Compliance****Food Service****Not In Compliance****1025 - Refrigerator****Not In Compliance****922 KAR 2:120. Section 8. Kitchen Requirements.****(4) A cold-storage facility used for storage of perishable food in a nonfrozen state shall:**

- (a) Have an indicating thermometer or other appropriate temperature measuring device;**
- (b) Be in a safe environment for preservation; and**
- (c) Be forty (40) degrees Fahrenheit or below.**

Findings:

General: Based on observation, this regulatory requirement was not met. The refrigerator in the Infant Room did not contain a thermometer; therefore, the temperature could not be determined. Bottles were stored in this refrigerator.

1030 - Frozen Food**Not In Compliance****922 KAR 2:120. Section 8. Kitchen Requirements.****(5) Frozen food shall be:**

- (a) Kept at a temperature of zero degrees Fahrenheit or below; and**
- (b) Thawed:**
- 1. At refrigerator temperatures;**
 - 2. Under cool, potable running water;**
 - 3. As part of the cooking process; or**
 - 4. By another method in accordance with the Department of Public Health's food safety standards and permits, established in KRS Chapter 217.**

Findings:

General: Based on observation and review of documentation, this regulatory requirement was not met. A freezer located in the kitchen did not contain a thermometer; therefore, the temperature of the freezer could not be verified. This freezer contained food and ice cream for the children.

Inspection Report

Children's Records

Not In Compliance

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 observation and review of documentation, this regulatory requirement was not met. One child's file did not contain a preferred hospital. This area was left blank on the enrollment form.

Written Documentation

Not In Compliance

1155 - Policies and Procedures

Not In Compliance

922 KAR 2:090. Section 8. General.

(4) Program policies and procedures shall:

(a) Be in writing; and

(b) Include:

1. Staff policies;
2. Job descriptions;
3. An organization chart;
4. Chain of command; and
5. Other procedures necessary to ensure implementation of:
 - a. KRS 199.898, Rights for children in child-care programs and their parents, custodians, or guardians - posting and distribution requirements;
 - b. 922 KAR 2:120, Child-care center health and safety standards;
 - c. 922 KAR 2:280, Background checks for child care staff members, reporting requirements, and appeals; and
 - d. This administrative regulation.

Findings:

General: Based on observation and review of documentation, this regulatory requirement was not met. The facility did not have a written chain of command.

Posted Documentation

In Compliance

Animals

In Compliance

Emergency Regulation

Not In Compliance

1250 - Emergency Regulation

Not In Compliance

922 KAR 2:400E. Emergency Regulation.

Due to the current declared public health emergency caused by the Novel Coronavirus Disease (COVID-19), licensed child care centers must operate under Centers for Disease Control and Prevention and public health guidelines, as mandated by 922 KAR 2:400E, to prevent the spread of COVID-19.

Findings:

General: Based on observation and review of documentation, this regulatory requirement was not met in regards to background checks for new staff members. No written evidence was found to ensure two new staff had undergone the name-based background checks in accordance with 922 KAR 2:280. No written evidence was found to ensure the CAN check and the criminal records check had been conducted for both staff members. These staff members were not working alone during the renewal survey. These staff were hired on 7/10/2020 and 7/16/2020.

Signature of Provider/Representative

Title

Date