



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

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Inspection Report

Provider Name: New Life Child Care Center & Preschool	Provider Information Provider Type: LICENSED TYPE I	CLR No: L383668
Provider Address: 8121 New Lagrange Road, Louisville, KY, 40222		Capacity: 37(Bldg 1: 62)
Owner(s): New Life Child Care Center & Preschool, Inc.		Director(s): Johnson, Rhonda LaFaye

Inspection Type: Investigation	Inspection Information	Inspection No: 289581
Date Initiated: 04/23/2019 2:30 PM	Date Concluded: 04/25/2019 2:15 PM	
	No. of Children Present: 27	

Inspection Report		
Supervision		Not In Compliance
90 - 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 ensures the child is: a. 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, the child care center failed to maintain adequate supervision in accordance with regulatory requirements. Observation of the center on 4/25/19 revealed twelve (12) children in the Threes and Fours Room were left unsupervised for less than one minute while a staff member stepped out of the classroom to put a dog in a kennel.		
Staffing Requirements		In Compliance
General Administration		Not In Compliance
250 - Child Abuse/Neglect Report		Not In Compliance
922 KAR 2:090. Section 12. Reports. (2) An incident of child abuse or neglect shall be reported to the cabinet pursuant to KRS 620.030.		
Findings: General: Based on observation and interview, the child care center failed to comply with regulatory requirements. Interview with staff members revealed that a staff member reported to the owner/director on 4/16/19 that she witnessed another staff member administer Benadryl before naptime to all eight (8) infants present in her classroom, without the written consent or knowledge of their parents. The owner/director acknowledged that she was made aware of the incident on 4/16/19. The owner/director did not report the incident to the cabinet; therefore, the center failed to report an incident of child abuse or neglect to the cabinet pursuant to KRS 620.030.		

Inspection Report	
Director Requirements	Not In Compliance
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 interview and review of documentation, the child care center director failed to assure compliance with regulatory requirements. Interviews with staff members revealed a staff member administered an unknown amount of Benadryl before naptime to all eight (8) infants in her classroom on 4/15/19 and 4/16/19 without the written consent or knowledge of the infants' parents. The infants ranged in age from four (4) months to one (1) year. Review of a video taken on 4/16/19 revealed the aforementioned staff member forcefully administered the Benadryl with a syringe to a ten (10) month old infant as he sat at a feeding table. Interview with staff members revealed a staff member notified the owner/director on 4/16/19 that she witnessed the aforementioned staff member administer Benadryl to all eight (8) infants in her classroom. Interviews with staff members revealed the owner/director failed to thoroughly investigate the allegation. Interviews with staff members and review of employee time cards revealed that the aforementioned staff member was not allowed to work on 4/17/19 and 4/18/19, but returned to work in the Infant Room on 4/19/19. The director also failed to notify the infants' parents or the cabinet that the staff member allegedly administered Benadryl to the infants. Review of Benadryl dosage instructions revealed: "Children under 4 years: DO NOT USE. Children 4-5 years DO NOT USE unless directed by doctor. Children 6 years-11 years: 5 mL" During an investigation by the Division of Regulated Child Care and Child Protective Services on 4/23/19, the owner/director presented three (3) medication forms to the surveyor. On all three (3) forms, the name of the each child, the prescribed medication, the dates and the dosages appeared to be written in the same handwriting. Only one of the forms was signed by a parent. "5 mL" of Benadryl was recorded to have been given to the three (3) infants on several different dates, and each date was signed by a staff member. Interview with the children's parents revealed that none of the parents gave verbal or written consent for their children to receive Benadryl while attending the center. Interview with a staff member revealed that the owner/director of the center directed her to fill out the forms while the investigation was being conducted on 4/23/19; therefore, the forms were falsified at the direction of the owner. Additionally, review of photographs and interviews revealed infants were covered with loose blankets as they slept in their cribs, one of which covered an infant's face. Interview with a staff member revealed the infants were covered with loose blankets after receiving an unknown amount of Benadryl.	
365 - Altered/Falsified Records	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (o) Assure each mandatory record specified in Section 9 of this administrative regulation has not been altered or falsified;	
Findings: General: Based on observation, interview and review of documentation, the child care center director failed to assure compliance with regulatory requirements. On 4/23/19, the owner/director provided three (3) medication forms to the surveyor. On all three (3) forms, the name of the each child, the prescribed medication, the dates and the dosages appeared to be written in the same handwriting. Only one of the forms was signed by a parent. "5 mL" of Benadryl was recorded to have been given to the three (3) infants on several different dates, and each date was signed by a staff member. Interview with the children's parents revealed that none of the parents gave verbal or written consent for their children to receive Benadryl while attending the center. Interview with a staff member revealed that the owner/director of the center directed her to fill out the forms while the investigation was being conducted on 4/23/19; therefore, the forms were falsified at the direction of the owner. The owner denies having falsified the forms.	
Programming	Not In Compliance
495 - Bedding/Toys in Crib	Not In Compliance
922 KAR 2:120. Section 6. Sleeping and Napping Requirements. (3) Rest time shall include adequate space specified by the child's age as follows: (a) For an infant: 3. No loose bedding, such as a bumper or a blanket; and 4. No toys or other items except the infant's pacifier;	
Findings: General: Based on observation, interview and review of documentation, the child care center failed to comply with regulatory programming requirements. Interviews with staff members revealed that infants slept in cribs with loose blankets, which sometimes covered their faces. Review of photographs taken by a staff member on 4/16/19 revealed that five (5) infants slept in cribs with loose blankets, one of which covered an infant's face.	
First Aid/Medication	Not In Compliance
720 - Medication Administration	Not In Compliance
922 KAR 2:120. Section 7. First Aid and Medicine. (4) Prescription and nonprescription medication shall be administered to a child in care: (a) 1. With a written request of the child's parent or the child's prescribing health professional; and 2. According to the directions or instructions on the medication's label; or (b) For epinephrine, in accordance with KRS 199.8951 and 311.646.	
Findings: General: Based on interview and review of documentation, the child care center failed to comply with regulatory requirements regarding medication. Interview with staff members revealed a staff member administered an unknown amount of Benadryl before naptime to all eight (8) infants present in her classroom on 4/15/19 and 4/16/19. The infants ranged in age from four (4) months to one (1) year old. The Benadryl was administered without a written request of the children's parents or the children's prescribing health professional, or according to the directions or instructions on the medication's label; therefore, the center did not comply with medication administration regulations.	

Inspection Report

725 - Administration Record

Not In Compliance

922 KAR 2:120. Section 7. First Aid and Medicine.

(5) The child-care center shall keep a written record of the administration of medication, including:

- (a) Time of each dosage;
- (b) Date;
- (c) Amount;
- (d) Name of staff person giving the medication;
- (e) Name of the child; and
- (f) Name of the medication.

Findings:

General: Based on observation, the child care center failed to comply with regulatory requirements regarding medication. Interview with staff members revealed a staff member administered an unknown amount of Benadryl before naptime to all eight (8) infants present in her classroom on 4/15/19 and 4/16/19. The infants ranged in age from four (4) months to one (1) year old. A written record of the administration of the Benadryl, including the time of each dosage, date, amount, name of staff member giving the medication, name of the child, and name of the medication was not recorded.

Signature of
Provider/Representative

Title

Date