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Inspection Report

Provider Name: Tiny Tots Learning Spot	Provider Information	CLR No: L383898
Provider Address: 17 Care A Lot Lane, Bonnyman, KY, 41719	Provider Type: LICENSED TYPE I	Capacity: 54
Owner(s): Tiny Tots Learning Spot Limited Liability Company		Director(s): Pugh, Karen

Inspection Type: Investigation	Inspection Information	Inspection No: 320783
Date Initiated: 03/30/2022 10:25 AM	Date Concluded: 03/31/2022 1:53 PM	
	No. of Children Present: 36	

Inspection Report

Background Checks

Not In Compliance

5 - Background check/left alone/dismissed/relocated

Not In Compliance

922 KAR 2:280. Section 3. Implementation and Enforcement.

- (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.**
- (2) A child care staff member hired on or after April 1, 2018, shall:**
 - (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**
 - (b) 1. Have submitted to the background checks required in accordance with this administrative regulation;**
 - 2. Not be left unsupervised with a child in care pending the completion of the background checks in accordance with this administrative regulation; and**
 - 3. Be dismissed or relocated from the residence if the person is found to have a disqualifying background check result.**

Findings:

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

1. A staff's (DOH: 01/06/22) file did not contain documentation of background checks submitted through the Kentucky Applicant Registry and Employment Screening (KARES) Database. Based on review of KARES, the determination status for the staff person was listed as 'in process' and had a background check submit date of 01/11/22; however, the staff person had not submitted to fingerprints. The surveyor did not observe the staff person working alone with children. During interview, staff-in-charge stated that the staff person has not worked alone with children. Staff-in-charge stated that she would send the staff person to submit to fingerprints. The staff's file did not contain a completed Child Abuse/Neglect Background Check or Criminal Records Background Check.

2. A staff's (DOH: 03/12/21) file did not contain documentation of background checks submitted through the KARES Database. Based on review of KARES, the staff person did not have a completed background check. The surveyor did not observe the staff person working alone with children. During interview, staff-in-charge stated that the staff person has not worked alone with children and identified the staff person as the cook. Staff-in-charge stated that she would send the staff person to submit to fingerprints. The staff's file did not contain a completed Child Abuse/Neglect Background Check or Criminal Records Background Check.

In addition, based on review of documentation in KARES and staff files, the surveyor found the following:

3. A staff (DOH: 01/04/22) had a completed background check within KARES with an eligibility date of 01/10/22 and a fingerprint submit date of 01/10/22; therefore, the staff person was hired prior to clearance for employment. During interview, staff-in-charge stated that the staff person did not work alone with children until the background checks were completed. The staff's file did not contain a completed Child Abuse/Neglect Background Check or completed Criminal Records Background Check.

4. A staff (DOH: 10/29/21) had a completed background check within KARES with an eligibility date of 11/24/21 and a fingerprint submit date of 11/04/21; therefore, the staff person was hired prior to clearance for employment. During interview, staff-in-charge stated that the staff person did not work alone with children until the background checks were completed. The staff's file did not contain a completed Child Abuse/Neglect Background Check or completed Criminal Records Background Check.

5. A staff (DOH: 09/14/21) had a completed background check within KARES with an eligibility date of 11/23/21 and a fingerprint submit date of 09/21/21; therefore, the staff person was hired prior to clearance for employment. During interview, staff-in-charge stated that the staff person did not work alone with children until the background checks were completed. The staff's file did not contain a completed Child Abuse/Neglect Background Check or completed Criminal Records Background Check.

Staffing Requirements

In Compliance

General Administration

Not In Compliance

270 - Notification of Changes

Not In Compliance

922 KAR 2:090. Section 13. Reports.

(4)(a) Written notification of the following shall be:

- 1. Made to the cabinet, in writing, to allow for approval before implementation:**
 - a. Change of ownership;**
 - b. Change of location;**
 - c. Increase in capacity;**
 - d. Change in hours of operation;**
 - e. Change of services in the following categories:**
 - (i) Infant;**
 - (ii) Toddler;**
 - (iii) Preschool-age;**
 - (iv) School-age;**
 - (v) Nontraditional hours; or**
 - (vi) Transportation; or**
 - f. Addition to or reduction of the square footage of a child-care center's premises; and**
- 2. Signed by each owner listed on the preliminary or regular license.**

Findings:

General: Based on interviews with staff, the surveyor learned that a seven-year-old, school-age child was brought to the center, by a staff person, during the hours of operation. The staff stated that the child was not enrolled at the center. Through interviews with staff, the surveyor learned that the seven-year-old child was brought to the child-care center on approximately three (3) different occasions when the child did not have school and there was no one to supervise the child at home. Based on staff interviews, the surveyor learned that the seven-year-old child stayed in the kitchen from approximately 7:15 a.m. to 12:00 p.m. or the child stayed inside the Four- and Five-Year-Old Classroom from approximately 7:30 a.m. to 4:15 p.m. The childcare center failed to request a change of service to add school-age children to the license.

Inspection Report

Employee Records

Not In Compliance

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 review of documentation, the surveyor found the following:

- 1. The following staff (DOH: 01/04/22, 06/04/21, and 03/12/21) files did not contain documentation of a current TB skin test or a statement from a health professional stating that the staff were free from active tuberculosis. During interview, staff-in-charge stated that the staff mentioned had up-to-date TB skin tests; however, she was unable to locate the documentation.
- 2. The following staff (DOH: 01/06/22 and 12/17/18) files did not contain documentation of a current TB skin test or a statement from a health professional stating that the staff were free from active tuberculosis. During interview, staff-in-charge stated that the staff mentioned did not have an up-to-date TB skin test.

Programming

Not In Compliance

525 - Infant/Toddler Combined with Older Children

Not In Compliance

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

(3) Except in accordance with subsection (4) of this section or Section 2(2)(c) of this administrative regulation, an infant or toddler under twenty-four (24) months of age shall not participate in an activity with an older child for no more than one (1) hour per day.

(4) If a toddler is developmentally appropriate for a transition to a preschool age group, a toddler may participate in an activity with an older child for more than one (1) hour per day if:

- (a) Space for the toddler is available in the preschool-age group;**
- (b) The staff-to-child ratios and group sizes are maintained based on the age of the youngest child;**
- (c) 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**
- (d) 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, the surveyor found four (4) children inside the Older Two Year Old Classroom. Through interview with staff, the surveyor learned that one (1) child was two-years-old and three (3) of the children were three-years-old. Staff stated that the children were grouped together for longer than one (1) hour; however, staff also stated that the two-year-old child did not have a transition plan on file.

Premises

Discussed

Kitchen Requirements

Not In Compliance

1025 - Kitchen Clean/Ventilated

Not In Compliance

922 KAR 2:120. Section 8. Kitchen Requirements.

(1) The kitchen shall:

- (a) Be clean;**
- (b) Be equipped for proper food:**
 - 1. Preservation;**
 - 2. Storage;**
 - 3. Preparation; and**
 - 4. Service;**
- (c) Be adequately ventilated to the outside air; and**
- (d) Except in a Type II child-care center when a meal is not being prepared, not be used for the activity of a child.**

Findings:

General: Based on multiple interviews, the surveyor learned that a seven-year-old, school-age child, who is not enrolled at the child-care center, was brought to the center by a staff person during the hours of operation on approximately three (3) separate occasions. Through interview, the surveyor learned that the seven-year-old child stayed in the kitchen while at the center from approximately 7:15 a.m. to 12:00 p.m. or the child stayed inside the Four- and Five-Year-Old Classroom from approximately 7:30 a.m. to 4:15 p.m. Through interview, the staff stated that the seven-year-old child did not assist staff while in the kitchen; however, the child watched an iPad while inside the kitchen. Therefore, the child care center failed to assure compliance with kitchen requirements when the kitchen area was used for an activity of a child.

Children's Records

Discussed

Signature of Provider/Representative

Title

Date