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Inspection Report

Provider Name: ABC Child Care & Learning Center	Provider Information	CLR No: L356629
Provider Address: 205 Churchill Drive, Richmond, KY, 40475	Provider Type: LICENSED TYPE I	Capacity: 395
Owner(s): Et II, Inc.		Director(s): Carlin, Hannah Michal

Inspection Type: Renewal Application	Inspection Information	Inspection No: 218459
Date Initiated: 02/21/2017 9:55 AM	Date Concluded: 02/21/2017 1:30 PM	
	No. of Children Present: 110	

Inspection Report	
Supervision	Not In Compliance
5 - Children Supervised	Not In Compliance
<p>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;</p> <p>Findings: General: Based on observation during a tour of the playground, the surveyor found that a staff person was sitting on a bench and scrolling on her cell phone while assisting with the supervision of the two-year-old children.</p>	
	In Compliance
	In Compliance
	Not In Compliance
250 - Staff Management/Policy Development/Supervision	Not In Compliance
<p>922 KAR 2:110. Section 4. Director Requirements and Responsibilities. (1) Effective with the adoption of this administrative regulation, a director shall: (e) Manage the staff in their individual job descriptions; (f) Develop child-care center plans, policies, and procedures; (g) Supervise staff conduct to ensure implementation of program policies and procedures;</p> <p>Findings: General: Based on observation, the surveyor found that a staff was scrolling through her cell phone while supervising two-year-old children on the playground. Review of the Break Time/Use of Telephone policy states "personal calls are to be made only when off of the clock".</p>	

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:

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

Findings:

General: Based on observation on 02/21/17 at 9:55 a.m. the surveyor found the following:

1. A staff placed two (2) toddler-age children, back to back, in one (1) bucket swing while on the playground. The staff person stated that she believed the swing was designed for two (2) children.
2. An infant child was in a swing while on the playground. The child wore a short-sleeved onsie. He wore no pants or jacket while the other children were wearing coats. The staff person stated that the child did not have warmer clothing or a jacket. The temperature outside was sixty-three (63) degrees Fahrenheit at the time the children were on the playground.
3. During a tour of Nursery Room #1, the surveyor found that a bowl and two (2) spoons were in the sink where staff wash their hands following diaper changes. This creates the risk for cross contamination.
4. During a tour of the Red Room, the surveyor found that a toddler-age child was sleeping on a mat while sucking on a pacifier with a stuffed animal attachment. The stuffed animal can fall across the child's face and inhibit breathing.
5. The surveyor found that the cords from two (2) mini blinds were within reach of the children located in the Yellow Room.
6. During a tour of the School-age Room, the surveyor found that a toilet brush, holder and plunger had been stored beside the commode. The items were within reach of the children.
7. During a tour of Nursery Room #3, the surveyor found that a spoon and bottles were in the sink where staff wash their hands following diaper changes; thus, creating the potential for cross contamination.
8. The surveyor found that a toilet brush was stored in an unlocked cabinet under the sink in the boys' restroom located beside the dining area. The toilet brush was accessible to the children.

Employee Records

Not In Compliance

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 and interview, the surveyor found the following:

1. A staff's (DOH: 9/6/16) file contained a criminal records background check that was submitted for verification on 9/7/16. The criminal records check was not submitted prior to or on the staff's date of hire.
2. A staff's (DOH: 11/23/15) file contained a criminal records background check that was submitted for verification on 11/24/15. The criminal records check was not submitted prior to or on the date of hire.

320 - TB Verification

Not In Compliance

922 KAR 2:110. Section 5. 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 and interview, the surveyor found the following:

1. A staff's (DOH: 2/9/15) file contained the copy of a negative tuberculin result that was no longer current as of 2/6/17 skin test results that had been interpreted on 2/6/15.
2. A staff's (DOH: 12/7/15) file contained a copy of a negative tuberculin result that was no longer current as of 1/8/17.

340 - Training

Not In Compliance

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

- (14) 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 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 pediatric abusive head trauma training completed once every five (5) years.**

Findings:

General: Based on review of documentation, ECE-TRIS and interview, the surveyor found the following:

1. A staff (DOH: 12/7/15) obtained Pediatric Abusive Head Trauma Training on 1/7/10 and again on 1/10/17; therefore, Pediatric Abusive Head Trauma Training should have been completed no later than 1/7/15.
2. A staff (DOH: 2/1/16) obtained only seven and one-half (7.5) hours of cabinet-approved early care and education annual training for the review period of 2/1/16 - 1/31/17.
3. A staff (DOH: 12/1/15) obtained only fourteen and one-half (14.5) hours of cabinet-approved early care and education annual training for the review period of 12/1/15 - 11/30/16.
4. A staff (DOH: 2/11/14) obtained only twelve (12) hours of cabinet-approved early care and education annual training for the review period of 2/11/16 - 2/10/17.
5. A staff (DOH: 12/7/15) obtained only fourteen (14) hours of cabinet-approved early care and education annual training for the review period of 12/7/15 - 12/6/16.
6. A staff (DOH: 4/2/02) obtained only six (6) hours of cabinet-approved early care and education annual training for the review period of 4/2/15 - 4/1/16.
7. A staff (DOH: 9/8/08) obtained only twelve (12) of cabinet-approved early care and education annual training.
8. A staff (DOH: 2/17/16) obtained only six (6) of cabinet-approved early care and education annual training. No verification was found that the staff has completed Pediatric Abusive Head Trauma training.
9. A staff (DOH: 3/23/15) obtained only thirteen (13) hours of cabinet-approved early care and education annual training.
10. A staff (DOH: 10/29/02) obtained only nine (9) hours of cabinet-approved early care and education annual training.

Programming

In Compliance

Premises

Not In Compliance

460 - Inaccessible Items

Not In Compliance

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

- (7) Except in accordance with subsection (8) of this section, the following shall be inaccessible to a child in care:**
- (a) Toxic cleaning supplies, poisons, and insecticides;**
 - (b) Knives and sharp objects;**
 - (c) Matches, cigarettes, lighters, and flammable liquids;**
 - (d) Plastic bags;**
 - (e) Litter and rubbish;**
 - (f) Bar soap; and**
 - (g) Personal belongings and medications of staff.**

Findings:

General: Based on observation, the surveyor found that a roll of empty plastic bags were stored in a crate located on the floor in the Yellow Room. The empty plastic bags were accessible to the children.

590 - 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 during a tour of the Green Room, the surveyor found that two (2) commodes, located in the boys' restroom, had dark-colored stains.

Inspection Report

Hygienic Practices

Not In Compliance

650 - Toy Sanitation Procedure

Not In Compliance

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

- (4) Toys and other items that are considered mouth contact surfaces by a child not toilet trained shall be sanitized daily by:**
- (a) Scrubbing in warm, soapy water using a brush to reach into crevices;**
 - (b) Rinsing in clean water;**
 - (c) Submerging in a sanitizing solution for at least two (2) minutes; and**
 - (d) Air dried.**

Findings:

General: Based on interview with staff in Nursery #2, the surveyor learned that staff wipe the mouth contact toys with a paper towel rather than scrubbing them with a brush to reach into crevices.

First Aid/Medication

In Compliance

Outdoor Play Area

In Compliance

Equipment

Not In Compliance

730 - Crib/Mattress/Sheet

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:**
 - 1. An individual non-tiered crib that meets Consumer Product Safety Commission standards established in 16 C.F.R. 1219-1220;**
 - 2. A firm crib mattress in good repair with a clean tight-fitted sheet that shall be changed:**
 - a. Weekly; or**
 - b. Immediately if it is soiled or wet;**

Findings:

General: Based on observation during a tour of Nursery Room #4, the surveyor found that a crib was not available for an eleven-month-old child. Through interview, staff informed the surveyor that the infant child sleeps on a mat.

750 - Individual Bedding Storage

Not In Compliance

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.

- (9) Individual bedding shall be stored in a sanitary manner.**

Findings:

General: Based on observation, the surveyor found that nine (9) of the children's mats were propped against the wall in a corner of the Barnyard Room. Each child's mat was covered with their sheet while their blanket was draped over the top. The children's sheets, blankets and mats were touching; thus, creating the risk for cross contamination.

755 - Toys/Equipment/Furniture

Not In Compliance

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

- (1) All toys, equipment, and furniture contacted by a child shall be:**
- (a) Kept clean and in good repair; and**
 - (b) Free of peeling, flaking, or chalking paint.**

Findings:

General: Based on observation during a tour of Nursery Room #4, the surveyor found that a crib was not available for an eleven-month-old child. Through interview, staff informed the surveyor that the infant child sleeps on a mat.

Transportation

Not In Compliance

900 - Children's Transportation Records

Not In Compliance

922 KAR 2:120. Section 12. Transportation.

- (17) Transportation services provided shall:**
- (a) Be recorded in writing and include:**
 - 1. The first and last name of the child transported; and**
 - 2. The time each child gets on and the time each child gets off;**
 - (b) Be completed by a staff member other than the driver; and**
 - (c) Be kept for five (5) years.**

Findings:

General: Based on review of documentation and interview, the surveyor learned that the children were taken on numerous field trips during the summer of 2016. The time that each child got on the van and each time the child got off the van was not recorded.

935 - 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 during a tour of the childcare center, the surveyor found the following:

1. The interior temperature of the refrigerator, located in Nursery Room #2, measured to be forty-five (45) degrees Fahrenheit.
2. The interior temperature of the refrigerator, located in Nursery Room #3, measured to be fifty (50) degrees Fahrenheit.

950 - Kitchen Equipment Clean and Sanitary

Not In Compliance

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

- (7) The following shall be clean and sanitary:
- (a) Eating and drinking utensils;
 - (b) Kitchenware;
 - (c) Food contact surfaces of equipment;
 - (d) Food storage utensils;
 - (e) Food storage containers;
 - (f) Cooking surfaces of equipment; and
 - (g) Nonfood contact surfaces of equipment.

Findings:

General: Based on observation during a tour of the childcare center, the surveyor found the following:

1. The interior, top, sides and bottom of the oven contained dark stains and baked-on food.
2. Food crumbs was on the interior base of the freezer and a purple-colored substance had spilled on the interior base of the refrigerator located in the kitchen.
3. A pink-colored substance had spilled on the interior base of the refrigerator located in the Red Room.

1075 - Enrollment Information

Not In Compliance

922 KAR 2:110. Section 3. 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 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 situation 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 contained in ten (10) children's files, the surveyor found the following:

1. A child's file (DOE: 1/5/15) did not contain information to enable a person in charge to contact the family's preferred hospital.
2. A child's file (DOE: 12/19/16) did not contain information to enable a person in charge to contact the family's preferred hospital.
3. A child's file (DOE: 12/19/16) did not contain information to enable a person in charge to contact the family's physician.
4. A child's file (DOE: 12/2/14) did not contain information to enable a person in charge to contact the family's preferred hospital.
5. A child's file (DOE: 2/1/16) did not contain information to enable a person in charge to identify or contact the family's preferred hospital.
6. A child's file (DOE: 11/3/14) did not contain information to enable a person in charge to contact the family's preferred hospital.
7. A child's file (DOE: 11/3/14) did not contain information to enable a person in charge to contact the family's physician.
8. A child's file (DOE: 10/7/14) did not contain information to enable a person in charge to contact the family's preferred hospital.
9. A child's file (DOE: 1/2/17) did not contain information for a person in charge to contact the family's preferred hospital.
10. A child's file (DOE: 3/3/15) did not contain information for a person in charge to contact the family's preferred hospital.
11. A child's file (DOE: 8/10/16) did not contain information for a person in charge to contact the family's preferred hospital.
12. A child's file (DOE: 12/5/16) presented for review did not contain information for a person in charge to contact the family's preferred hospital.

Written Documentation

In Compliance

Posted Documentation

In Compliance

Animals

In Compliance

Signature of Provider/Representative

Title

Date