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Inspection Report

Provider Name: Bright Minds Early Learning Center	Provider Information	CLR No: L384177
Provider Address: 491 Erlanger Road, Erlanger, KY, 41018	Provider Type: LICENSED TYPE I	Capacity: 49
Owner(s): Bright Minds Early Learning Center Limited Liability Company		Director(s): McClendon, Charquita Alexandria

Inspection Type: Renewal Application	Inspection Information	Inspection No: 321276
Date Initiated: 06/16/2022 9:30 AM	Date Concluded: 06/16/2022 11:45 AM	
	No. of Children Present: 25	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
355 - Staff Meeting	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (i) Conduct, manage, and document in writing recurring staff meetings;	
Findings:	
General: Based on review of documentation, this regulatory requirement was not met. The facility did not have written evidence of staff meetings.	
360 - 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. Four substitute staff members did not have evaluations on file. All four substitute staff members were hired on 4/19/2021.	

395 - 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 review of documentation, this regulatory requirement was not met. Eight staff files did not have documented hire dates. The staff in charge verbally gave the surveyor the hire dates for these employees.

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

1. Two substitute staff both hired on 4/19/2021, had TB skin tests on file that were no longer current. The TB skin tests were dated 6/22/2019.
2. A staff hired on 5/16/2022, did not have negative TB documentation on file.
3. A staff hired on 4/01/2022, did not have negative TB documentation on file.

410 - CPR/First Aid Coverage

Not In Compliance

922 KAR 2:090. Section 11. Staff Requirements.

(3) For a child-care center licensed for infant, toddler, or preschool-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:

- (a) Infant and child cardiopulmonary resuscitation; and**
- (b) Infant and child first aid.**

(4) For a child-care center licensed for school-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:

- (a) Adult cardiopulmonary resuscitation; and**
- (b) First aid.**

(5) Cardiopulmonary resuscitation (CPR) and first aid training shall be in addition to the fifteen (15) clock hours requirement in subsection (16) of this section.

Findings:

General: Based on review of documentation, this regulatory requirement was not met. None of the staff had written evidence of current CPR/First Aid certification. The facility operates from 6:00 AM to 5:00 PM, Monday through Friday.

Programming

Not In Compliance

465 - Electronic Viewing/Listening Devices

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

(4) The child-care center shall provide a daily planned program:

(d) Unless the child-care center is a before- or after-school program that operates part day or less, that offers a variety of creative activities including the following:

- 12. The use of screen time, electronic viewing and listening devices if the:**
 - a. Material is developmentally appropriate to the child using the equipment;**
 - b. Material is not a replacement for active play or a substitute for engagement and interaction with other children and adults;**
 - c. Material does not include any violence, adult content viewing, or inappropriate language;**
 - d. Child is over twenty-four (24) months of age;**
 - e. Viewing or listening is discussed with parents beforehand; and**
 - f. Viewing or listening is designed as an educational tool used to help children explore, create, problem solve, interact, and learn with and from one another.**

(5) Screen time shall be:

- (a) Utilized for:**
 - 1. A maximum of thirty (30) minutes per day in a half-day program;**
 - 3. The time needed for school-age children to complete assigned non-traditional instruction; and**
- (b) Prohibited for a child under twenty-four (24) months of age.**
- (6) A child who does not wish to use an electronic device during the planned program shall be offered other appropriate activities.**

Findings:

General: Based on observation, this regulatory requirement was not met. The Infant Room contained a television on the wall and some of the infants were watching an animated baby shark video with a song. Based on interview, the children in this room were three-to-12-months-old. Screen time is prohibited for children under 24-months-old.

Inspection Report

540 - Bedding/Toys in Crib

Not In Compliance

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

(3) Rest time shall occur in an adequate space according to the child's age as follows:

(a) For an infant:

- 3. No bedding other than a clean tight-fitted sheet; and
- 4. No toys or other items except the infant's pacifier;

Findings:

General: Based on observation, this regulatory requirement was not met. The Infant Room contained three cribs with loose fitting sheets on the mattresses.

Premises

Not In Compliance

585 - 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 Infant Room contained a box with exposed wiring high on the wall next to the vent.
- 2. The infant food prep kitchen area contained a box with exposed wiring on the wall above the hand washing sink.
- 3. The girl's bathroom contained a box with exposed wiring high on the wall above the sink area.
- 4. The boy's bathroom contained a box with exposed wiring high on the wall above the sink area.

625 - Floors, Walls, Ceilings

Not In Compliance

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

(9) Floors, walls, and ceilings shall be smooth, in good repair, and constructed to be easily cleaned.

Findings:

Based on observation, the Infant Room contained a stained ceiling tile above a cabinet in the diapering area.

Hygienic Practices

In Compliance

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

795 - Playground Conditions

Not In Compliance

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

(20) An outdoor play area shall be:

- (d) Safe from foreseeable hazard;
- (e) Well drained;
- (f) Well maintained;
- (g) In good repair; and
- (h) Visible to staff at all times.

Findings:

Based on observation this regulatory requirement was not met. The outdoor play area contained a section of weeds in the back corner of the playground and weeds were observed growing inside the fence line of the outdoor play area.

800 - Protective Surface

Not In Compliance

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

(21) A protective surface shall:

- (a) Be provided for outdoor play equipment used to:
 - 1. Climb;
 - 2. Swing; and
 - 3. Slide; and
- (b) Have a fall zone equal to the height of the equipment.

Findings:

Based on observation, this regulatory requirement was not met. The outdoor play area contained a blue slide that was located on the concrete. The slide was approximately two and a half to three feet tall. There was no protective surfacing underneath the slide.

Inspection Report

Equipment

Not In Compliance

860 - Toys/Furniture

Not In Compliance

922 KAR 2:120. Section 13. Toys and Furnishings.

(1) All toys 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, this regulatory requirement was not met. A wooden shelf (white) in the two-year-old room contained some areas of chipped paint on the top and on one of the shelves.

865 - Indoor/Outdoor Equipment

Not In Compliance

922 KAR 2:120. Section 13. 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. A beeping smoke detector was heard in the office area and in the infant food prep kitchen area. This usually indicates a low battery or a malfunction in the device.

Transportation

Not Applicable

Kitchen Requirements

Not In Compliance

1065 - Bottles

Not In Compliance

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

(9) Bottles shall be:

- (a) Individually labeled;**
- (b) Promptly refrigerated;**
- (c) Covered while not in use; and**
- (d) Consumed within one (1) hour of being heated or removed from the refrigerator.**

Findings:

General: Based on observation, this regulatory requirement was not met. Four uncovered bottles were observed in the infant food prep kitchen refrigerator.

Food Service

In Compliance

Meal Planning/Center Provides Meals

In Compliance

Meal Planning/Center Does Not Provide Meals

In Compliance

Children's Records

In Compliance

Written Documentation

Not In Compliance

1260 - 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, this regulatory requirement was not met. The facility did not have written evidence of the submission of the emergency preparedness plan for 2022, as specified in KRS 199.895 and 42 U.S.C. 9858c.

1275 - Staff Schedule

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

- (d) A written schedule of staff working hours;**

Findings:

General: Based on review of documentation, this regulatory requirement was not met. The facility did not have a written staff schedule.

1280 - 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. Four substitute staff members did not have professional development plans on file. These four staff were hired on 4/19/2021. Another staff, also hired on 4/19/2021, did not have a professional development plan on file.

Inspection Report

1305 - Fire Drills

Not In Compliance

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

- (12) A fire drill shall be:
 - (a) Conducted during hours of operation at least monthly; and
 - (b) Documented.
- (13) An earthquake drill, shelter-in-place or lockdown drill, and tornado drill shall be:
 - (a) Conducted during hours of operation at least quarterly; and
 - (b) Documented.

Findings:

General: Based on review of documentation, this regulatory requirement was not met. The facility did not have written evidence of lockdown/shelter-in-place drills. Lockdown/shelter-in-place drills shall be conducted quarterly.

Posted Documentation

Not In Compliance

1310 - 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 Web site 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 observation, this regulatory requirement was not met. The facility did not have the statement of deficiency and plan of correction posted from the post-preliminary inspection conducted on 7/02/2021.

1330 - Diapering/Handwashing

Not In Compliance

922 KAR 2:120. Section 12. Toilet, Diapering, and Toiletry Requirements.

- (9) The proper methods of diapering and hand-washing shall be posted at each diaper changing area.

Findings:

General: Based on observation, this regulatory requirement was not met. The proper methods of diapering were not posted above the diaper changing table in the school-age area, outside of the two-year-old room. Based on interview, this diaper changing table is used to diaper the children in the two-year-old room.

Animals

In Compliance

Signature of Provider/Representative

Title

Date