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Inspection Report

Provider Name: North Star Academy	Provider Information	License No: L356798
Provider Address: 1816 Bryan Station Road, Lexington, KY, 40505	Provider Type: LICENSED TYPE I	Capacity: 84
Owner(s): North Star Academy, LLC		Director(s): Jackson, Bonnie

Inspection Type: Investigation	Inspection Information	Inspection No: 191099
Visit Start Date: 06/12/2015 9:30 AM	Visit End Date: 06/19/2015 11:30 AM	
	No. of Children Present: 54	

Inspection Report	
Supervision	
5 - Children Supervised	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: 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;	

Inspection Report

Staffing Requirements

40 - Ratios and Group Size

Not In Compliance

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

(2) Minimum staff-to-child ratios and group size for an operating child-care center shall be maintained as follows:

Age of Children Ratio Maximum Group Size*

Infant

1 staff for 5 children 10

Toddler

1 staff for 6 children 12

Preschool-age 2 to 3 years

1 staff for 10 children 20

Preschool-age 3 to 4 years

1 staff for 12 children 24

Preschool-age 4 to 5 years

1 staff for 14 children 28

School-age 5 to 7 years

1 staff for 15 children 30

School-age 7 and older

1 staff for 25 children

(for before and after school) 30

1 staff for 20 children

(full day of care) 30

*Maximum Group Size shall be applicable only to Type I child-care centers.

Findings:

General: Based on Observation, when the surveyors first arrived at the center there were seven (7) children in the one (1) year old class with one (1) staff person. The other staff person designated to this classroom stated that she had briefly stepped out of the room to get gloves. While the second staff person was found out of the room the group was over ratio by one (1) child. Also, the one (1) year old class and the two (2) year old class combined on the playground for a total of fourteen (14) children and two (2) staff. The youngest child in the group was one (1) year old. Therefore, the group exceeded maximum group size by two (2) children.

Director Requirements

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:

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

Findings:

General: Based on Observation, 1. At 9:37 a.m. four (4) infants were observed in cribs in the Infant classroom. None of the infants were sleeping at that time. The surveyor returned to the Infant classroom at 9:43 a.m. and 9:45 a.m. to find the same children in the cribs and still awake. At 9:45 a.m. a staff person removed one of the children from a crib but the other three (3) children remained in the cribs awake until 9:57 a.m. when the surveyor returned to the classroom. At 10:10 a.m. two (2) of the remaining children in the cribs had fallen asleep and the other child had been removed from the crib. 2. A six (6) month old child arrived in the Infant classroom at 9:57 a.m. The child was asleep in a car seat when he arrived. The child remained in the car seat asleep until 10:12 a.m. when a staff person moved the child to a crib.

General: Based on Interview, a one (1) year old child was restrained in a high chair during nap time because he was difficult to get to sleep. The staff stated that when this happened it may have been for ten (10) minutes. Also based on interview, a child was placed on a changing table that was still wet with bleach water. The bleach water discolored the pants he was wearing.

Employee Records

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, a staff person who was rehired with the center on 5/8/15 had a child abuse and neglect check on file dated 6/27/07. A new child abuse and neglect check had not been submitted when this staff was rehired.

Programming

410 - Infant/Toddler Combined with Older Children

Not In Compliance

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

(2) Except in accordance with subsection (3) of this section, an infant or toddler shall participate in an activity with an older child for no more than one (1) hour per day.

Findings:

General: Based on Interview, one (1) year olds are routinely combined with the two (2) year old class.

415 - Toddler Combined with Preschool

Not In Compliance

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

(3) A toddler may participate in an activity with an older child for more than one (1) hour per day if:

- (a) The toddler is in transition to the pre-school age group;**
- (b) The toddler is twenty-one (21) months or older;**
- (c) Space for the toddler is available in the preschool-age group;**
- (d) The staff-to-child ratios and group sizes are maintained based the age of the youngest child;**
- (e) 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**
- (f) 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 Interview and review of documentation, one (1) year olds are combined with the two (2) year old class. The transition plan the center had on file did not meet the requirement. The plan did not outline a process for moving the child from one (1) group to another but stated that the staff would do it whenever they felt appropriate and the parent may or may not be informed.

420 - Infant Sleep Position

Not In Compliance

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

(1) An infant shall sleep or nap on the infant's back unless the infant's health professional signs a waiver that states the infant requires an alternate sleeping position.

Findings:

General: Based on Observation, a nine (9) month old child was placed on his stomach in a crib for nap.

435 - 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; and**
 - 4. No toys or other items except the infant's pacifier;**

Findings:

General: Based on Observation, 1. There was a soft bar with toys attached to it in the crib with a three (3) month old child in the Infant classroom. The bar appeared to have come from a bouncy seat or a blanket "gym". 2. A ten (10) month old child was observed sleeping with a large fluffy blanket in a crib in the Infant classroom. The blanket was positioned under the child's head and wrapped around close to the child's face.

First Aid/Medication

670 - 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;**
- (b) Kept in the original bottle; and**
- (c) Properly labeled.**

(7) Medication shall not be given to a child if the expiration date on the bottle has passed.

Findings:

General: Based on Observation, there were six (6) tubes of diaper ointment in a box with no lid sitting on a shelf in the Infant classroom.

Food Service

960 - Bottles

Not In Compliance

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

(9) Bottles shall be:

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

Findings:

General: Based on Observation, there were four (4) bottles of formula in the refrigerator in the Infant classroom that were not labeled with a child's name.

Signature of
Provider/Representative

Title

Date