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GOVERNOR

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

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Inspection Report

Provider Name: Kinder Care Learning Center #416	Provider Information	License No: L350425
Provider Address: 8016 Shelbyville Road, Louisville, KY, 40222	Provider Type: LICENSED TYPE I	Capacity: 133
Owner(s): KINDERCARE LEARNING CENTERS LLC		Director(s): Mulhall, Julie B.

Inspection Type: Investigation	Inspection Information	Inspection No: 53455
Visit Start Date: 12/13/2013 11:00 AM	Visit End Date: 12/13/2013 1:00 PM	
	No. of Children Present: 67	

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;**

Staffing Requirements

40 - Ratios and Group Size

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.**

Inspection Report

General Administration

115 - Reports to Cabinet

Not In Compliance

922 KAR 2:110. Section 6. Reports.

(1) The following shall be reported to the cabinet or designee and other agencies specified in this section within twenty-four (24) hours from the time of discovery:

- (a) Communicable disease, which shall also be reported to the local health department pursuant to KRS 214.010;
- (b) An accident or injury to a child that requires medical care;
- (c) An incident that results in legal action by or against the child-care center that:
 - 1. Affects a child or staff person; or
 - 2. Includes the center's discontinuation or disqualification from a governmental assistance program due to fraud or abuse;
- (d) An incident involving fire or other emergency, including a vehicular accident when the center is transporting a child receiving child care services; or

(e) A report of child abuse or neglect that:

- 1. Has been accepted by the cabinet in accordance with 922 KAR 1:330; and
- 2. Names a director, employee, volunteer, or person with supervisory or disciplinary control over, or having unsupervised contact with a child in care as the alleged perpetrator.

Findings:

General: Based on observation, and interviews with staff members, there was no report to the cabinet within 24 hours from the time of discovery on an injury sustained by a four (4) year old child who was injured and required medical care after leaving the center with an injury which required stitches due to a falling toilet seat onto the child's penis, in the four year old classroom bathroom.

Director Requirements

265 - Health, Safety, Comfort

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;

270 - Parent Notification

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:
 - (m) Notify the parent immediately of an accident or incident requiring medical treatment of a child;

Findings:

Based on interviews with staff members who were present at the center on the day of the incident, all staff members failed to notify the four year old child's parent of an injury from a toilet seat lid in the four year old bathroom, which fell onto the child's penis requiring medical treatment of stitches to his penis. Based on interview with the child's parent and review of documentation, approximately four hours had elapsed between the time of the injury and the time the parent was informed when she arrived at the center to pick up the child.

Equipment

760 - Indoor/Outdoor Equipment

In Compliance

922 KAR 2:120. Section 11. 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.

Signature of
Provider/Representative

Title

Date