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Inspection Report

Provider Name: Kare Bears	Provider Information	CLR No: L358318
Provider Address: 3155 Custer Drive, Suite A, Lexington, KY, 40517	Provider Type: LICENSED TYPE I	Capacity: 76
Owner(s): PEH, Inc.		Director(s): Oabel, Maricor Almadrones

Inspection Type: Renewal Application	Inspection Information	Inspection No: 293696
Date Initiated: 08/11/2020 9:46 AM	Date Concluded: 08/11/2020 12:26 PM	
	No. of Children Present: 30	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
350 - Health, Safety, Comfort	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (l) Assure the health, safety, and comfort of each child;	
Findings:	
General: Based on observation, there was a plunger and toilet brush stored on the floor beside the toilet in the upstairs girls' restroom, as well as in the downstairs preschool bathroom.	
Employee Records	Not In Compliance
390 - Educational Requirements	Not In Compliance
922 KAR 2:090. Section 11. Staff Requirements. (1) Child-care center staff: (a) Hired after January 1, 2009, who have supervisory power over a minor and are not enrolled in secondary education, shall have a: 1. High school diploma; 2. GED or qualifying documentation from a comparable educational entity; or 3. Commonwealth Child Care Credential as described in 922 KAR 2:250;	
Findings:	
General: Based on review of documentation, staff member hired 3/2/2020, did not have proof of educational qualifications in their personnel file.	

Inspection Report

Programming

Not In Compliance

430 - 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. Use of electronic viewing and listening devices if the:

- a. Material is appropriate to the child using the equipment;
b. Material does not include any violence, adult content viewing, or inappropriate language;
c. Viewing or individual listening is limited to two (2) hours per day;
d. Viewing or listening is discussed with parents prior to viewing or listening; and
e. Viewing or listening is designed as an educational tool.

(5) A child who does not wish to use the electronic devices during the planned program shall be offered other appropriate activities.

Findings:

General: Based on observation and review of posted lesson plans,

1.) The surveyor entered the three-year-old classroom at 9:51 am and observed the students to be viewing the movie "Cars". The viewing of this movie was not listed on the daily planned programming.

2.) Upon entry to the school-age classroom, the surveyor observed the students to be watching a video on You-tube. This viewing was not a part of the scheduled daily planned programming.

Premises

Not In Compliance

520 - Inaccessible Items

Not In Compliance

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

(7) The following shall be inaccessible to a child in care:

- (a) Toxic cleaning supplies, poisons, and insecticides;
(b) Matches, cigarettes, lighters, and flammable liquids; and
(c) Personal belongings and medications of staff.

Findings:

General: Based on observation,

1.) There was Lysol spray cleaner accessible in the upstairs girls and boys restroom underneath the sink.

2.) There was Lysol Toilet cleaner and mouse glue traps stored under the sink in the downstairs restroom. Both of these items were accessible to the children in care and the description label reads, "Keep out of reach of children."

540 - 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, there were fluorescent lights not in working order in the following areas: above dramatic play in the three-to five-year-old classroom, in the TV room of the three-year-old classroom, and three lights in the one-year-old classroom

580 - 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:

General: Based on observation,

1.) There were several crayon marks on both doors located in the three- to five-year-old classroom.

2.) There was one water-stained ceiling tile located in the three- to five-year-old classroom.

3.) The ceiling vent in the three-year-old classroom had an accumulation of dust.

4.) A portion of the baseboard in the corner of the two-year-old classroom was separating from the wall.

650 - 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, there was urine that had not been flushed in the downstairs preschool bathroom.

Inspection Report

Hygienic Practices

Not In Compliance

675 - Training Chair

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(7) If a toilet training chair is used, the chair shall be:

- (a) Used over a surface that is impervious to moisture;**
- (b) Out of reach of other toilets or toilet training chairs;**
- (c) Emptied promptly; and**
- (d) Disinfected after each use.**

Findings:

General: Based on observation, there was urine that had not been emptied in a child's potty-training chair in the upstairs girls' restroom.

685 - Diaper Changing Area/Surface

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(10) When a child is diapered, the child shall:

(b) Be placed on a surface that is:

- 1. Clean;**
- 2. Padded;**
- 3. Free of holes, rips, tears, or other damage;**
- 4. Nonabsorbent;**
- 5. Easily cleaned; and**
- 6. Free of any items not used for diaper changing.**

Findings:

General: Based on observation,

1.) During a tour of the one-year-old classroom, the surveyor observed a coloring page and a box of crayons that had been placed on the diaper-changing table. Only items used for diapering should be placed onto this surface.

2.) There was a tear in the changing pad on the infant classroom changing-table. The tear renders the pad unable to be properly sanitized.

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

755 - 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:

General: Based on observation, the mulch located under the slides on the infant and toddler playground was sparse; the dirt underneath this piece of equipment was exposed.

Equipment

Not In Compliance

775 - Sufficient Appropriate Equipment

Not In Compliance

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

(28) A child-care center shall have enough toys, play apparatus, and developmentally appropriate materials to provide each child with a variety of activities during the day, as specified in Section 2 of this administrative regulation.

Findings:

General: Based on observation and interview,

1.) There were no play accessories available for the kitchenette in the two-year-old classroom.

2.) There were no books available in the two-year-old classroom. The staff person in charge stated that the classroom shares books with the three-year-old classroom, and that if books are placed into this classroom they are damaged by the children.

810 - 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 during a tour of the three-year-old classroom, the surveyor observed several blankets intertwined on a shelf. Children's individual bedding items should not come into contact with one another.

Inspection Report

815 - Toys/Furniture

Not In Compliance

922 KAR 2:120. Section 11. 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,

- 1.) There were crayon marks drawn on a bead-toy in the three-year-old classroom. Additionally, the plastic border of this piece of equipment was cracked and had jagged edges.
- 2.) There was a broken CD with sharp edges stored in a dresser in the three-year-old classroom TV space.
- 3.) The wicker-style basket used to store farm animals in the two-year-old classroom was damaged.
- 4.) There was a shelf in the school-age classroom that was cracked on the top.
- 5.) There was one broken bicycle on playground for older children.

Transportation

In Compliance

Food Service/Food Program

In Compliance

Food Service

Not In Compliance

1025 - 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, the kitchen refrigerator did not contain a thermometer.

Children's Records

Not In Compliance

1140 - Enrollment Information

Not In Compliance

922 KAR 2:090. Section 9. 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 a 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 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, a child did not have a physician contact number listed in their enrollment information.

Written Documentation

In Compliance

Posted Documentation

Not In Compliance

1215 - Daily Activities

Not In Compliance

922 KAR 2:090. Section 10. Director Requirements and Responsibilities.

- (1) A director shall:**
 - (h) Post a schedule of daily activities, to include dates and times of activities to be conducted with the children in each classroom;**

Findings:

General: Based on review of documentation, the lesson plans posted in the three- to five-year-old classroom and the three-year-old classroom were dated August 3-7. The posted plans were not current.

Animals

In Compliance

Signature of Provider/Representative

Title

Date