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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Green Tree Child Care and Learning Center	Provider Information Provider Type: LICENSED TYPE I	CLR No: L358666
Provider Address: 207 W. Madison Street, Franklin, KY, 42134		Capacity: 80
Owner(s): Green Tree Child Care & Learning Center, LLC		Director(s): Hobby, Amanda Desha

Inspection Type: Renewal Application	Inspection Information	Inspection No: 290647
Date Initiated: 08/09/2019 9:00 AM	Date Concluded: 08/09/2019 12:10 PM	
	No. of Children Present: 50	

Inspection Report	
Background Checks	In Compliance
Supervision	Not In Compliance
90 - 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 ensures the child is: a. 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 and interview, four (4), two-year-old children were unsupervised for less than a minute on the playground when the caregiver stepped inside the center to change a child's diaper and the children were not in the caregiver's scope of vision.</p>	
Staffing Requirements	In Compliance
General Administration	Not In Compliance
275 - Abuse/Neglect Report Procedure	Not In Compliance
<p>922 KAR 2:120. Section 2. Child Care Services. (3)(b) The program shall include: 1. A procedure to ensure compliance with and inform child care staff of the laws of the Commonwealth pertaining to child abuse or neglect set forth in KRS 620.030;</p> <p>Findings: General: Based on review of documentation, the center's child abuse policy was not in compliance with KRS 620.030, which required anyone who suspects child abuse or neglect to report these allegations to the cabinet or law enforcement. Instead, the center's policy stated staff were to alert the director or owner if they saw any signs of abuse or neglect, and the director or owner must then report the suspected case to the appropriate agency.</p>	
Director Requirements	Not In Compliance
345 - Staff Evaluation	Not In Compliance
<p>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;</p> <p>Findings: General: Based on review of documentation, a staff, hired on 03/17/17, did not have an annual written performance evaluation on file.</p>	

410 - Training

Not In Compliance

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

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

Findings:

General: Based on review of documentation, a staff, hired on 03/15/19, did not complete six (6) hours of cabinet approved orientation training within the first three (3) months of employment. A staff, hired 02/08/19, completed six (6) hours of cabinet approved orientation training on 06/16/19, which was not within the first three (3) months of employment. A staff, hired 07/08/18 and a staff, hired 08/08/18, did not complete cabinet approved pediatric abusive head trauma training in the first year of employment.

Programming

Not In Compliance

420 - Program of Activities Followed

Not In Compliance

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

- (4) The child-care center shall provide a daily planned program:**
- (a) Posted in writing in a conspicuous location with each age group and followed;**
 - (b) Of activities that are individualized and developmentally appropriate for each child served;**
 - (c) That provides experience to promote the individual child's physical, emotional, social, and intellectual growth and well-being; and**
 - (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:**
 - 1. Art or music;**
 - 2. Math or numbers;**
 - 3. Dramatic play;**
 - 4. Stories and books;**
 - 5. Science or nature;**
 - 6. Block building or stacking;**
 - 7. Tactile or sensory activity;**
 - 8. Multi-cultural exposure;**
 - 9. Indoor or outdoor play in which a child makes use of both small and large muscles;**
 - 10. A balance of active and quiet play, including group and individual activity;**
 - 11. An opportunity for a child to:**
 - a. Have some free choice of activities;**
 - b. If desired, play apart from the group at times;**

Findings:

General: Based on review of documentation on 08/09, the program of activities was dated 07/16 – 07/22 and was not followed in the two and three-year-olds' room. The program of activities was dated 07/15 – 07/26 and was not followed in the one-year-olds' room. A program of activities was not developed and posted in the infants' room.

480 - 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 or Section 2(2)(c) of this administrative regulation, an infant or toddler under twenty-four (24) months of age shall not participate in an activity with an older child for no more than one (1) hour per day.**
- (3) If a toddler is developmentally appropriate for a transition to a preschool age group, a toddler may participate in an activity with an older child for more than one (1) hour per day if:**
 - (a) Space for the toddler is available in the preschool-age group;**
 - (b) The staff-to-child ratios and group sizes are maintained based on the age of the youngest child;**
 - (c) 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**
 - (d) 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 observation, a two-year-old child was grouped with nine (9), preschool age children for three (3) hours and was not in a transition program in the two and three-year-olds' room.

495 - 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, such as a bumper or a blanket; and**
 - 4. No toys or other items except the infant's pacifier;**

Findings:

General: Based on observation, an infant slept with a pacifier clip and loose bedding in the infants' room.

Inspection Report

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, a spray bottle filled with a bleach water solution was stored on top of a four foot high shelf and was accessible to children in the preschool room.

525 - Items Accessible Only During Activity

Not In Compliance

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

- (8) The following shall be inaccessible to a child in care unless under direct supervision and part of planned program of instruction:**
 - (a) Knives and sharp objects;**
 - (b) Litter and rubbish;**
 - (c) Bar soap; and**
 - (d) Plastic bags not used for personal belongings.**

Findings:

General: Based on observation, two (2) wadded up plastic bags were stored in the unlocked top drawer and a wadded up plastic bag was stored in the unlocked bottom drawer under the handwashing sink in the one-year-olds' room. An opened box of plastic kitchen trash bags were stored on a shelf approximately three (3) feet from the ground in the restroom adjacent to the kitchen. These items were not a part of the planned program of instruction and were accessible to 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, an accumulation of dust was on ceiling vents in the two-year-olds', two and three-year-olds' and school-age children's restrooms.

560 - Building Requirements

Not In Compliance

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

- (5) The building shall be constructed to ensure the:**
 - (a) Building is:**
 - 1. Dry;**
 - 2. Ventilated; and**
 - 3. Well lit, including clean light fixtures that are:**
 - a. In good repair in all areas; and**
 - b. Shielded or have shatter-proof bulbs installed; and**
 - (b) Following are protected:**
 - 1. Windows;**
 - 2. Doors;**
 - 3. Stoves;**
 - 4. Heaters;**
 - 5. Furnaces;**
 - 6. Pipes; and**
 - 7. Stairs.**

Findings:

General: Based on observation and interview, clumps of an unknown substance were in the light shield in the two-year-olds' and school-age children's restrooms.

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, three (3) ceiling tiles in the one-year-olds' room were stained with brown stains. Also, a brown stain was on a ceiling tile in the infants' room.

Hygienic Practices

In Compliance

715 - First Aid Supplies

Not In Compliance

922 KAR 2:120. Section 7. First Aid and Medicine.

- (1) First aid supplies shall:**
- (a) Be available to provide prompt and proper first aid treatment;**
 - (b) Be stored out of reach of a child;**
 - (c) Be periodically inventoried to ensure the supplies have not expired;**
 - (d) If reusable, be:**
 - 1. Sanitized; and**
 - 2. Maintained in a sanitary manner; and**
 - (e) Include:**
 - 1. Liquid soap;**
 - 2. Adhesive bandages;**
 - 3. Sterile gauze;**
 - 4. Medical tape;**
 - 5. Scissors;**
 - 6. A thermometer;**
 - 7. Flashlight;**
 - 8. Cold pack;**
 - 9. First aid book;**
 - 10. Disposable gloves; and**
 - 11. A cardiopulmonary resuscitation mouthpiece protector.**

Findings:

General: Based on observation, a flashlight was not in the first aid supplies.

730 - 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 unless the medication is:**
 - 1. A first aid supply and is maintained in accordance with subsection (1) of this section;**
 - 2. Diaper cream, sunscreen, or toothpaste. Diaper cream, sunscreen, or toothpaste shall be inaccessible to a child;**
 - 3. An epinephrine auto-injector. A licensed child-care center shall comply with KRS 199.8951 and 311.646, including:**
 - a. An epinephrine auto-injector shall be inaccessible to a child;**
 - b. A child-care center shall have at least one (1) person onsite who has received training on the administration of an epinephrine auto-injector if the child-care center maintains an epinephrine auto-injector;**
 - c. A child-care center shall seek emergency medical care for a child if an auto-injector is administered to the child; and**
 - d. A child-care center shall report to the child's parent and the cabinet in accordance with 922 KAR 2:090, Section 12(1)(b) if an epinephrine auto-injector is administered to a child; or**
 - 4. An emergency or rescue medication for a child in care, such as medication to respond to diabetic or asthmatic condition, as prescribed by the child's physician. Emergency or rescue medication shall be inaccessible to a child in care;**
 - (b) Kept in the original bottle; and**
 - (c) Properly labeled.**
- (7) Medication shall not be given to a child if the medication's expiration date has passed.**

Findings:

General: Based on observation, five (5) bottles of sunscreen were unlocked and stored on a shelf in the two-year-olds' restroom.

Outdoor Play Area

Not In Compliance

760 - Fences

Not In Compliance

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

- (23) Fences shall be:**
- (a) Constructed of safe material;**
 - (b) Stable; and**
 - (c) In good condition.**

Findings:

General: Based on observation, the lower half of a board was missing from a fence panel and two (2) sharp, rusted nails were exposed on the younger children's playground.

Inspection Report

Equipment

Not In Compliance

820 - Indoor/Outdoor Equipment

Not 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.**

Findings:

General: Based on observation, the edge of one (1) side of a blue area rug was tattered and unattached in the preschool room. A thick accumulation of ice was in the freezer compartment of a miniature refrigerator in the infants' room. Two (2) handlebars were missing from a green Little Tikes see saw and a handlebar was missing from a yellow Little Tikes rocking toy on the playground.

Transportation

Not Applicable

Food Service/Food Program

Not Applicable

Food Service

Not In Compliance

1030 - Frozen Food

Not In Compliance

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

(5) Frozen food shall be:

- (a) Kept at a temperature of zero degrees Fahrenheit or below; and**
- (b) Thawed:**
 - 1. At refrigerator temperatures;**
 - 2. Under cool, potable running water;**
 - 3. As part of the cooking process; or**
 - 4. By another method in accordance with the Department of Public Health's food safety standards and permits, established in KRS Chapter 217.**

Findings:

General: Based on observation, a thermometer registered ten (10) degrees Fahrenheit in two (2) freezers in the kitchen.

1050 - 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, a formula bottle was not covered and four (4) bottles were not labeled with the owners name in the infants' room.

Children's Records

In Compliance

Written Documentation

Not In Compliance

1160 - Daily Attendance Records

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

- (c) Daily attendance records documenting the arrival and departure time of each child, including records that are required in accordance with 922 KAR 2:160, Section 13, if a child receives services from the child-care center through the Child Care Assistance Program;**

Findings:

General: Based on review of documentation, the daily attendance records for the week of 05/27/19, did not have a parent signature to verify accuracy of the weekly attendance for fifteen (15) children in accordance with Child Care Assistance Program. Also, the daily attendance records for the week of 06/03/19, did not have a parent signature to verify accuracy of the weekly attendance for eighteen (18) children in accordance with Child Care Assistance Program.

1175 - Earthquake/Tornado/Fire Drills

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

- (h) A written record of quarterly practiced earthquake drills and tornado drills detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;**
- (i) A written record of practiced fire drills conducted monthly detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;**

Findings:

General: Based on review of documentation, monthly, practiced fire drills were conducted in May and June 2019, but the names of children participants were not documented.

Posted Documentation

In Compliance

Animals

In Compliance

Signature of Provider/Representative

Title

Date