



Andy Beshear
GOVERNOR

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

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Eric Friedlander
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INSPECTOR GENERAL

Inspection Report

Provider Name: The Learning Tree for Children, LLC	Provider Information	License No: L358759
Provider Address: 258 Lexington Street, Lancaster, KY, 40444	Provider Type: LICENSED TYPE I	Capacity: 100
Owner(s): The Learning Tree For Children, LLC		Director(s): Baker, Amanda Lee

Inspection Type: Investigation	Inspection Information	Inspection No: 215581
Visit Start Date: 05/12/2016 3:57 PM	Visit End Date: 05/26/2016 4:41 PM	
	No. of Children Present: 45	

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 interview with a parent and confirmed by staff, the surveyor found that the staff-to-child ratio was exceeded by two (2) children during the week of 05/02/16 and 05/06/16 in the Infant Room.

General Administration

115 - Reports to Cabinet

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.

Inspection Report**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:**
(l) Provide for the health, safety, and comfort of each child;

Findings:

General: Based on review of documentation, the surveyor found that the medication instructions on Hyland's Baby Tiny Cold Tablets indicate that "Children six (6) months to one (1) year of age: Dissolve 2 tablets on tongue every 15 minutes for 4 doses, then hourly until relieved."

Through interviews and review of documentation, the surveyor found the following:

1. On 05/09/16, a staff person administered an excess of two (2) cold tablets to a ten-month-old child at 4:00 p.m.
2. On 05/10/16, the child's parent completed a Medication Consent Form instructing that he should be given two (2) tablets every fifteen (15) minutes for the first hour indicating that he had received the first dose at 7:30 a.m. The parent then inaccurately documented that the child should be given one (1) tablet every hour thereafter. Three (3) staff failed to read the medication label resulting in inaccurate dosages. Additionally, the medication was not administered timely.

The following is a summary of the improperly administered medication:

1. 05/09/16: Over medicated by two (2) tablets at 4:00 p.m.
2. 05/10/16: Under medicated by one (1) tablet at 7:45 a.m., 8:00 a.m. and 8:15 a.m. and over medicated by one (1) tablet at 8:30 a.m.
3. Medication was due at 9:15 a.m. and two (2) tablets were administered at 9:30 a.m.
4. Over medicated by two (2) tablets at the following times: 9:45 a.m., 10:00 a.m., 10:15 a.m., 11:45 a.m., 12:00 p.m., 12:15 p.m., 4:15 p.m., 4:30 p.m. and 4:45 p.m.
5. Missed dosages: 1:30 p.m., 2:30 p.m. and 3:30 p.m.

First Aid/Medication**660 - Medication Administration****Not In Compliance****922 KAR 2:120. Section 7. First Aid and Medicine.**

- (4) Prescription and nonprescription medication shall be administered to a child in care:**
(a) With a daily written request of the child's parent.
(b) According to the directions or instructions on the medication's label.

Findings:

General: Based on review of documentation, it was learned that a parent gave a written request to administer non-prescription medication (Hyland's Baby Tiny Cold Tablets) to her ten-month-old child. The surveyor found that the medication instructions on Hyland's Baby Tiny Cold Tablets indicate that "Children six (6) months to one (1) year of age: Dissolve 2 tablets on tongue every 15 minutes for 4 doses, then hourly until relieved."

Through interviews and review of documentation, the surveyor found the following:

1. On 05/09/16, the child's parent completed a Medication Consent Form instructing that he be given two (2) tablets by mouth every fifteen (15) minutes for an hour. One (1) can be given every hour after first hour of dosage as needed. A staff person administered an excess of two (2) cold tablets to the ten-month-old child at 4:00 p.m.
2. On 05/10/16, the child's parent completed a Medication Consent Form instructing that he should be given two (2) tablets every fifteen (15) minutes for the first hour indicating that he had received the first dose at 7:30 a.m. The parent then inaccurately documented that the child should be given one (1) tablet every hour thereafter. Three (3) staff failed to read the medication label resulting in inaccurate dosages. Additionally, the medication was not administered timely.

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5. Missed dosages: 1:30 p.m., 2:30 p.m. and 3:30 p.m.

Signature of
Provider/Representative

Title

Date