



Andy Beshear
GOVERNOR

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

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SECRETARY

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Adam Mather
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

Inspection Type: Investigation	Inspection Information	Inspection No: 3402
Visit Start Date: 11/23/2011 11:46 AM	Visit End Date: 11/23/2011 1:40 PM	
No. of Children Present:		

Inspection Report

Programming

182 - Discipline

922 KAR 2:120 - Section 2

(10) A child shall not be subjected to:

- (a) Corporal physical discipline pursuant to KRS 199.896(18);**
- (b) Loud, profane, threatening, frightening, or abusive language; or**
- (c) Discipline that is associated with:**
 - 1. Rest;**
 - 2. Toileting; or**
 - 3. Food.**

2) Loud, profane, threatening, frightening or abusive language

Not In Compliance

Findings:

During nap time on 11/18/2011, Staff #1 yelled so loudly at children in the One (1) Year Old Classroom that Staff #1 was heard by a staff member in the adjoining classroom and by another staff member in the hallway approximately twenty-five feet (25') from the classroom door.

3) Associated with rest

Not In Compliance

Findings:

During nap time on 11/18/2011, Staff #1 subjected Children #1 and #2 to inappropriate discipline when she tried to force them to remain on their mats after they got up several times by implementing the following:

- 1. While Child #1 was standing, Staff #1 lifted Child #1 off the floor by one (1) arm and placed him on his mat.
- 2. Staff #1 pulled Child #1 by a leg onto his mat.
- 3. Staff #1 lifted Child #1 by the back of his pants and placed him on his mat.
- 4. Staff #1 pushed Child #1.
- 5. Staff #1 grasped Child #1's arm.
- 6. Staff #1 covered Child #1's head with his blanket several times after she laid him on his mat.
- 7. Staff #1 held Child #1 down on his mat and forced him to remain on his mat even though Child #1 kicked his feet to get free.
- 8. Staff #1 yanked Child #2 down on her mat.

Inspection Report

195 - Rest Period

922 KAR 2:120 - Section 3

(11) Except for an infant, toddler, or a child who attends nontraditional hours of care, a child shall have rest periods not to exceed two (2) hours. A child who does not sleep shall be permitted to play quietly after a reasonable rest period specific to the needs of the child.

2) Alternate activity

Not In Compliance

Findings:

During nap time on 11/18/2011, Staff #1 required Children #1 and #2 to remain on their mats and did not provide an alternate activity so that they could play quietly even though Child #2 did not go to sleep until an hour had elapsed and Child #1 did not go to sleep until one and one-half (1 1/2) hours had elapsed.

Premises - Classroom

118 - Health, Safety, Comfort

Not In Compliance

922 KAR 2:110 - Section 4 (1)

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

Findings:

During nap time on 11/18/2011, Staff #1 failed to assure the children's health, safety and comfort as follows:

1. While Child #1 was standing, Staff #1 lifted Child #1 off the floor by one (1) arm and placed him on his mat.
2. Staff #1 pulled Child #1 by a leg onto his mat.
3. Staff #1 lifted Child #1 by the back of his pants and placed him on his mat.
4. Staff #1 pushed Child #1.
5. Staff #1 grasped Child #1's arm.
6. Staff #1 covered Child #1's head with his blanket several times after she laid him on his mat.
7. Staff #1 held Child #1 down on his mat and forced him to remain on his mat even though Child #1 kicked his feet to get free.
8. Staff #1 yanked Child #2 down on her mat.
9. Staff #1 swept the children's dining and craft table with the broom she was using to sweep the floor.

Equipment - Classroom

294 - Toys/Equipment/Furniture

922 KAR 2:120 - Section 11

(1) All toys, equipment, and furniture contacted by a child shall be:

- (a) Kept clean and in good repair and**
- (b) Free of peeling, flaking, or chalking paint.**

1) Clean

Not In Compliance

Findings:

During nap time on 11/18/2011, Staff #1 swept the children's lunch and craft table with the broom she was using to sweep the floor.

Signature of
Provider/Representative

Title

Date