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GOVERNOR

**CABINET FOR HEALTH AND FAMILY SERVICES
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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Academy of Learning's Primary House 2	Provider Information Provider Type: LICENSED TYPE I	License No: L358902
Provider Address: 1448 West Lincoln Trail, Radcliff, KY, 40160		Capacity: 190
Owner(s): Academy of Learning Inc. (AOL)		Director(s): Chapman, Jennifer

Inspection Type: Investigation	Inspection Information	Inspection No: 19857
Visit Start Date: 05/21/2013 2:21 PM	Visit End Date: 05/21/2013 4:00 PM	
	No. of Children Present: 87	

Inspection Report

Supervision

5 - Children Supervised

Not 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;**

Findings:

General: Based on interview with 10 staff members, a three year old child was allowed to go unsupervised from one classroom to another classroom on numerous occasions and walk throughout the center unsupervised on numerous dates.

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 four staff members, on the morning of 5-21-13 the center was out of ratio in the morning hours. One staff member stated that there was one staff member with approximately 10 children, the youngest being an infant as she took older children out to wait for a bus. Staff members stated that it happens often that they are out of ratio in the mornings.

Director Requirements

245 - Regulatory Compliance/Staff in Charge

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:

(d) Ensure:

1. Compliance with 922 KAR 2:090, 922 KAR 2:120, and this administrative regulation; and

2. The designation of one (1) adult staff person in charge to carry out the director's duties if the director is not present in the child-care center during operating hours;

Findings:

General: Based on interview with seven staff members, there was not a designated staff in charge in the mornings prior to the director or assistant director arriving at the center.

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 interview, a two year old child's hands were restrained on a table by a staff member for two minutes.

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:

General: Based on interview with director, assistant director and guardian, a child's guardian was not notified after he touched the private body parts of female staff members on repeated incidents. Guardian was not verbally notified and there was not any incident reports filed at the center or given to the guardian to notify the guardian of the child's inappropriate sexualized behaviors.

Inspection Report

Premises

460 - Inaccessible Items

Not In Compliance

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

(7) Except in accordance with subsection (8) of this section, the following shall be inaccessible to a child in care:

- (a) Toxic cleaning supplies, poisons, and insecticides;
- (b) Knives and sharp objects;
- (c) Matches, cigarettes, lighters, and flammable liquids;
- (d) Plastic bags;
- (e) Litter and rubbish;
- (f) Bar soap; and
- (g) Personal belongings and medications of staff.

Findings:

General: Based on observation, staff purses were accessible to children in the four year old classroom and the toddler classroom.

475 - Smoking Protocol

Not In Compliance

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

(10) Smoking shall:

- (a) Be permitted in accordance with local ordinances;
- (b) Be allowed only in outside designated areas; and
- (c) Not be permitted in the presence of a child.

Findings:

General: Based on interview, a staff member smoked cigarettes in the presence of a three year old enrolled child.

510 - Pest Control

Not In Compliance

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

(7) Measures shall be utilized to control the presence of:

- (a) Rodents;
- (b) Flies;
- (c) Roaches; and
- (d) Other vermin.

Findings:

General: Based on interview with staff and Orkin Pest Control Supervisor, the center has had an infestation of ants in the kitchen for over a month and has not taken any steps to eliminate the pests.

520 - 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, the tile floor in the toddler room was broken into pieces that were still on the floor accessible to the children. Based on observation, the paint on the walls in the toddler room was peeling off exposing the drywall.

Food Service

920 - Kitchen Requirements

Not In Compliance

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

(1) The kitchen shall:

- (a) Be clean;
- (b) Be equipped for proper food:
 - 1. Preservation;
 - 2. Storage;
 - 3. Preparation; and
 - 4. Service;
- (c) Be adequately ventilated to the outside air; and
- (d) Except in a Type II child-care center when a meal is not being prepared, not be used for the activity of a child.

Findings:

General: Based on interview with staff, a child was allowed into the kitchen on numerous occasions.

995 - Bread Requirement

Not In Compliance

922 KAR 2:120. Section 9. Food and Meal Requirements.

(6) A serving of bread shall only consist of whole or enriched grain.

Findings:

General: Based on observation, the children were not served whole or enriched grain with snack as they were served white saltine crackers, cheese and water.

Children's Records

1075 - Enrollment Information

In Compliance

922 KAR 2:110. Section 3. 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 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 situation 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;

Signature of
Provider/Representative

Title

Date