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Inspection Report

Provider Name: Little Lambs Learning Center Limited Liability Company	Provider Information Provider Type: LICENSED TYPE I	CLR No: L358955
Provider Address: 110 Office Park Drive, Columbia, KY, 42728		Capacity: 79
Owner(s): Little Lambs Learning Center Limited Liability Company		Director(s): Payne, Sheila Darlene

Inspection Type: Renewal Application	Inspection Information	Inspection No: 243361
Date Initiated: 03/28/2018 11:40 AM	Date Concluded: 03/28/2018 4:00 PM	
	No. of Children Present: 41	

Inspection Report	
Background Checks	In Compliance
Supervision	Not In Compliance
90 - 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 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;	
Findings:	
General: Based on observation during a tour of the childcare center, the surveyor found that a staff person was on her cell phone for approximately five to seven (5-7) minutes while supervising the toddler-age children.	
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
345 - Staff Evaluation	Not In Compliance
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;	
Findings:	
General: Based on review of documentation, the surveyor found that a staff's (DOH: 05/24/10) file contained a written performance evaluation dated 02/07/17. Therefore, the written performance evaluation was not completed annually.	

385 - Personnel File

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(e) A current personnel file for each child-care center staff person to include:

- 1. Name, address, date of birth, and date of employment;**
- 2. Proof of educational qualifications;**
- 3. Record of annual performance evaluation;**
- 4. Documentation of compliance with tuberculosis screening in accordance with Section 11(1)(b) of this administrative regulation; and**
- 5. The results of background checks conducted in accordance with 922 KAR 2:280;**

Findings:

General: Based on review of documentation, the surveyor found that a staff's (DOH: 07/25/17) file contained a criminal records check indicating a felony charge. Consultation with the Adair County Circuit Court Clerk on 04/13/18, found that the charge was amended to a lower charge which is a Class D felony. The individual was ordered to complete a diversion program. The clerk stated that the staff person is currently on probation that will be completed in December 2019. The staff person was alone with the children.

395 - TB Verification

Not In Compliance

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

(1) Child-care center staff:

(b) Shall provide, prior to employment and every two (2) years thereafter:

- 1. A statement from a health professional that the individual is free of active tuberculosis; or**
- 2. A copy of negative tuberculin results.**

Findings:

General: Based on review of documentation contained in a staff's (DOH: 05/24/10) file, the surveyor found the copy of a negative tuberculin result that was no longer current as of 03/15/18.

405 - Adequate Substitute(s)

Not In Compliance

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

(6) Child-care centers shall have available in case of need:

- (a) One (1) qualified substitute staff person for a Type II child-care center; or**
- (b) Two (2) qualified substitute staff persons for a Type I child-care center.**

(7) Each qualified substitute staff person shall:

- (a) Meet the staff requirements of this administrative regulation; and**
- (b) Provide the required documentation to verify compliance with this administrative regulation.**

Findings:

General: Based on review of documentation, the surveyor found that the Type I childcare center does not have two (2) qualified substitute staff in the case of need. The two (2) individuals identified as substitute staff do not meet qualification due to lack of annual training hours and current negative tuberculin result.

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 and ECE-TRIS, the surveyor found the following:

1. A staff (DOH: 03/09/09) completed only fourteen (14) hours of cabinet-approved early care and education annual training during the review period of 03/09/17 and 03/08/18.
2. A staff (DOH: 03/28/16) completed only five (5) hours of cabinet-approved early care and education annual training during the review period of 03/28/17 and 03/27/18.
3. A staff (DOH: 05/13/15) completed only twelve (12) hours of cabinet-approved early care and education annual training during the review period of 05/13/16 and 05/12/17.
4. A staff (DOH: 01/04/15) completed only fourteen (14) hours of cabinet-approved early care and education annual training during the review period of 01/04/17 and 01/03/18.
5. A staff (DOH: 01/02/13) completed only fourteen (14) hours of cabinet-approved early care and education annual training during the review period of 01/02/17 and 01/01/18.

455 - Discipline

Not In Compliance

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

(10) A child shall not be subjected to:

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

Findings:

General: Based on observation, the surveyor heard a staff person use a harsh tone when telling the children to "Get in your chair now, get over here now, hush, this is the last time I am going to tell you to lay down and go to sleep". The staff threatened to take a child's toy if she did not lay down and go to sleep.

485 - Infant Sleep Position

Not In Compliance

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.

(1) An infant shall sleep or nap on the infant's back unless the infant's health professional signs a waiver that states the infant requires an alternate sleeping position.

Findings:

General: Based on observation, the surveyor found that an infant was sleeping in a swing located in the Infant Room. Through interview with staff and review of documentation, the surveyor learned that a health professional had not recommended that the child have an alternate sleep position.

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 during a tour of the Infant Room, the surveyor found that an infant was sleeping in a crib. The child's face was on a folded and loose receiving blanket located at the foot of the crib.

505 - Rest Period - Alternate Activity

Not In Compliance

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.

(5) A child who does not sleep shall be permitted to play quietly and shall be visually supervised.

Findings:

General: Based on observation, the surveyor heard a staff person use a harsh tone repeatedly telling the children to "lay down and go to sleep". The staff person did not allow the children to play quietly or offer an alternate activity.

510 - Appropriate Use of Food

Not In Compliance

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

(2) Food shall not be:

- (a) Used for reward;**
- (b) Used for discipline;**
- (c) Withheld until all other foods are consumed; or**
- (d) Served while viewing electronic devices.**

Findings:

General: Based on observation, the surveyor heard a staff person in the Toddler Room tell a child that they would receive a sucker if they laid down on their cot to take a nap.

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 during a tour of the childcare center, the surveyor found the following:

1. A staff's purse was placed on the floor beside the teacher's desk located in the classroom for the two-year-old children. The purse was accessible to the children.
2. A staff's purse was observed on an approximate three (3) feet high shelf in the Toddler Classroom. The purse handle was dangling down within reach of the children; therefore, the purse was accessible to the children.
3. An empty plastic bag was observed on top of a plastic stack bin located in the classroom for the two-year-old children. The empty plastic bag was within reach of the children.
4. A fire extinguisher was observed on the floor located in the Preschool Room. The fire extinguisher was within reach of the children.
5. An air freshener was plugged into an electrical outlet located in the Preschool Room. The air freshener was within reach of the children.

Hygienic Practices

In Compliance

First Aid/Medication

Not 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, the surveyor found that an unlocked first aid kit was on an approximate two and one-half to three (2 ½ -3) foot high table located between the Preschool Room and the classroom for the two-year-old children. The first aid kit was within reach and accessible to the children.

Outdoor Play Area

In Compliance

Equipment

Not In Compliance

795 - Individual Bed/Mat/Cot and Bedding

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:**
 - (b) For a toddler or preschool-age child:**
 - 1. An individual bed, a two (2) inch thick waterproof mat, or cot in good repair; and**
 - 2. Bedding that is in good repair and is changed:**
 - a. Weekly; or**
 - b. Immediately if it is soiled or wet.**

Findings:

General: Based on observation, the surveyor found that multiple mats had tears in the vinyl covering that exposed the interior foam padding. The mats were used by the children at nap time in the Preschool Room and in the classroom for the two-year-old children.

Transportation

Not Applicable

Food Service/Food Program

In Compliance

Food Service

In Compliance

Inspection Report

Children's Records

Not In Compliance

1135 - Immunization

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(a) A current immunization certificate for each child in care within thirty (30) days of the child's enrollment, unless an attending physician or the child's parent objects to the immunization of the child pursuant to KRS 214.036;

Findings:

General: Based on review of documentation, the surveyor found the following:

1. A child's (DOE: 04/25/17) file contained an immunization certificate that was no longer current as of 02/13/18.
2. A child's (DOE: 05/01/17) file contained an immunization certificate that was no longer current as of 02/21/18.
3. A child's (DOE: 07/08/15) file contained an immunization certificate that was no longer current as of 03/17/18.

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 contained in ten (10) children's files, the surveyor found the following:

1. Three (3) files did not contain information to enable a person in charge to identify or contact the preferred hospital.
2. Three (3) files did not contain information to enable a person in charge to contact the preferred hospital.
3. One (1) file did not contain information to enable a person in charge to contact the family physician.

Written Documentation

Not In Compliance

1150 - Evacuation Plan

Not In Compliance

922 KAR 2:090. Section 5. Evacuation Plan.

(1) A licensed child-care center shall have a written evacuation plan in the event of a fire, natural disaster, or other threatening situation that may pose a health or safety hazard for a child in care in accordance with KRS 199.895 and 42 U.S.C. 9858c(c)(2)(U).

Findings:

General: Based on review of documentation, the surveyor found that the Emergency Preparedness Plan was dated December 2016. An updated, reviewed or revised copy of the plan was not presented to the surveyor for review.

Posted Documentation

Not In Compliance

1200 - Posting Requirements

Not In Compliance

922 KAR 2:090. Section 8. General.

(6) In addition to the posting requirement of KRS 199.898(3), a child-care center shall post the following in a conspicuous place and make available for public inspection:

- (a) The provider's preliminary or regular license;**
- (b) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year;**
- (c) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year;**
- (d) Information on the Kentucky Consumer Product Safety Program and the program's website as specified in KRS 199.897;**
- (e) A description of services provided by the child-care center, including:**
 - 1. Current rates for child care; and**
 - 2. Each service charged separately and in addition to the basic rate for child care;**
- (f) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and**
- (g) Daily planned program.**

Findings:

General: Based on review of documentation, the surveyor found that the completed Statement of Deficiency and Plan of Correction was not posted for the current licensure year.

Signature of Provider/Representative

Title

Date