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Inspection Report

Provider Name: Cherokee Learning Center	Provider Information	License No: L359106
Provider Address: 6455 Taylor Mill Rd, Independence, KY, 41051	Provider Type: LICENSED TYPE I	Capacity: 100
Owner(s): Independence Learning Center, LLC		Director(s): Rauch, Laura Beth

Inspection Type: Change of Location	Inspection Information	Inspection No: 216263
Visit Start Date: 07/26/2016 1:05 PM	Visit End Date: 07/26/2016 1:45 PM	
	No. of Children Present: 53	

Inspection Report	
Supervision	
15 - Activity Areas/Equipment/Materials	In Compliance
922 KAR 2:120. Section 3. General Requirements. (2) Activity areas, equipment, and materials shall be arranged so that the child's activity can be given adequate supervision by staff.	
General Administration	
60 - Zoning	In Compliance
922 KAR 2:090. Section 6. License Issuance. (11) To qualify for a preliminary license, or maintain a regular license, a child-care center shall: (a) Provide written documentation from the local authority showing compliance with local zoning requirements;	
65 - Fire Marshal	In Compliance
922 KAR 2:090. Section 6. License Issuance. (11) To qualify for a preliminary license, or maintain a regular license, a child-care center shall: (b) Be approved by the Office of the State Fire Marshal or designee;	
70 - Water/Sewage	In Compliance
922 KAR 2:090. Section 6. License Issuance. (11) To qualify for a preliminary license, or maintain a regular license, a child-care center shall: (c) Have an approved water and sewage system in accordance with local, county, and state laws;	
75 - Liability Insurance	In Compliance
922 KAR 2:090. Section 6. License Issuance. (11) To qualify for a preliminary license, or maintain a regular license, a child-care center shall: (d) Provide written proof of liability insurance coverage of at least \$100,000 per occurrence;	
150 - Adult Resident Requirements	In Compliance

Inspection Report

922 KAR 2:110. Section 5. Staff Requirements.

(13)(a) For each adult residing at a Type II child-care center, the results of the following shall be maintained on file at the center a:

1. Criminal records check indicating that the adult has not been convicted of, entered an Alford or guilty plea to, a:
 - a. Crime pursuant to KRS 17.165; or
 - b. Drug-related felony, and five (5) years have not lapsed since the person was fully discharged from imprisonment, probation, or parole;
 2. Child abuse and neglect check using the central registry in accordance with 922 KAR 1:470, indicating that the adult has not been found by the cabinet to have abused or neglected a child;
 3. Criminal records check for any previous state of residence completed once if:
 - a. The adult resided outside the state of Kentucky in the last five (5) years; and
 - b. No criminal records check has been completed for the adult's previous state of residence. The check shall indicate that the adult has not been convicted of, or has not entered an Alford plea or a plea of guilty to, an offense under a criminal statute of the United States or of another state similar to an offense specified in subparagraph 1 of this paragraph; and
 4. Copy of negative tuberculin results or a health professional's statement documenting that the adult is free of tuberculosis. Every two (2) years, the adult shall provide negative tuberculin results or health professional's statement documenting that the adult is free of tuberculosis.
- (b) An address check of the Sex Offender Registry conducted on behalf of the applicant for a Type II child-care center and supporting documentation shall indicate that no individual residing in the household is a registered sex offender.

205 - Fire Marshal/Zoning Compliance

In Compliance

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

(2) A child-care center shall be in compliance with the State Fire Marshal requirements established in KRS 227.220 and the local zoning laws.

Programming

380 - School Age Care

In Compliance

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

- (9) If school-age care is provided:
- (a) A separate area or room shall be provided in a Type I child-care center; and
 - (b) Each child shall be provided a snack after school.

Premises

460 - Inaccessible Items

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.

470 - Guns/Ammunition Storage

In Compliance

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

(9) In accordance with KRS 527.070(1), firearms and ammunition shall be stored separately in a locked area outside of the designated child care area.

480 - Premises Requirements

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;

485 - Phone Requirement

In Compliance

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

- (1) The premises shall be:
- (c) Equipped with a working land-line telephone accessible to a room used by a child.

490 - Fire Exits Clear

In Compliance

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

- (3) Fire and emergency exits shall be kept clear of debris.

495 - Carbon Monoxide Detector

In Compliance

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

- (4) A working carbon monoxide detector shall be required in a licensed child-care center that is in a home if the home:
- (a) Uses fuel burning appliances; or
 - (b) Has an attached garage.

500 - Building Requirements

In Compliance

Inspection Report

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

(5) The building shall be constructed to ensure the:

(a) Building is:

1. Dry;
2. Adequately heated;
3. Ventilated; and
4. Well lit, including clean light fixtures that are:
 - a. In good repair in all areas; and
 - b. Shielded or have shattered proof bulbs installed; and

(b) Following are protected:

1. Windows;
2. Doors;
3. Stoves;
4. Heaters;
5. Furnaces;
6. Pipes; and
7. Stairs.

505 - 35 Square Feet per Child

In Compliance

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

(6) Exclusive of the kitchen, bathroom, hallway, and storage area, there shall be a minimum of thirty-five (35) square feet of space per child.

515 - Protected Openings

In Compliance

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

(8) An opening to the outside shall be effectively protected against the entrance of vermin by:

- (a) Self-closing doors;
- (b) Closed windows;
- (c) Screening;
- (d) Controlled air current; or
- (e) Other effective means.

520 - Floors, Walls, Ceilings

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.

525 - Water Supply Requirements

In Compliance

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

(10) The water supply shall be:

- (a) Potable;
- (b) Protected from contamination;
- (c) Adequate in quality and volume;
- (d) Under sufficient pressure to permit unrestricted use; and
- (e) Obtained from an approved public water supply or a source approved by the local health department.

(11) Groundwater supplies for a child-care center caring for:

- (a) More than twenty-five (25) children shall meet the specifications of the Cabinet for Environmental and Public Protection Division of Water, established in KRS Chapter 151; or
- (b) Twenty-five (25) children or less shall secure approval from the:
 1. Cabinet for Environmental and Public Protection; or
 2. Local health department.

530 - Sewage Disposal

In Compliance

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

(12) Sewage shall be properly disposed by a method approved by the:

- (a) Cabinet for Environmental and Public Protection; or
- (b) Cabinet.

545 - Child Care Program Interference

In Compliance

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

(15) If a portion of the building is used for a purpose other than child care:

- (a) Necessary provisions shall be made to avoid interference with the child-care program; and
- (b) A separate restroom shall be provided for use only by those using the building for its child care purpose.

550 - Building Temperature

In Compliance

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

(16) The temperature of the inside area of the premises shall be:

- (a) Sixty-five (65) to seventy-five (75) degrees Fahrenheit during the winter; or
- (b) Sixty-eight (68) to eighty-two (82) degrees Fahrenheit during the summer months.

555 - Indoor Gross Motor Space Requirements

Not Applicable

Inspection Report

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

(22) If a child-care center does not have access to an outdoor play area, an indoor space shall:

- (a) Be used as a play area;
- (b) Have a minimum of sixty (60) square feet per child, separate from and in addition to the thirty-five (35) square feet minimum pursuant to subsection (6) of this section;
- (c) Include equipment for gross motor skills;
- (d) Be well-ventilated;
- (e) Be heated; and
- (f) Have a protective surface of at least two (2) inches thick around equipment intended for climbing.

560 - Prohibited Bodies of Water

In Compliance

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

(27) Bodies of water that shall not be utilized include:

- (a) Portable wading pools;
- (b) Natural bodies of water; and
- (c) Unfiltered, non-disinfected containers.

565 - Infant/Toddler Indoor Space

In Compliance

922 KAR 2:120. Section 5. Infant and Toddler Play Requirements.

(1) Infant and toddler inside areas shall:

- (a) Be separate from an area used by an older child;
- (b) Not be an exit or entrance; and
- (c) Have adequate crawling space for an infant or toddler away from general traffic patterns of the center.

575 - Minimum Toilet/Urinal Requirements

In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(1) A child-care center shall have a minimum of one (1) toilet and one (1) lavatory for each twenty (20) children. Urinals may be substituted for up to one-half (1/2) of the number of toilets required for a male toilet room.

580 - Toilet Room

In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(2) A toilet room shall:

- (a) 1. Be provided for each gender; or
2. A plan shall be implemented to use the same toilet room at separate times;
- (b) Have a supply of toilet paper; and
- (c) Be cleaned and sanitized daily.

585 - Sink

In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(3) A sink shall be:

- (a) Located in or immediately adjacent to toilet rooms;
- (b) Equipped with hot and cold running water that allows for hand washing;
- (c) Equipped with hot water at a minimum temperature of ninety (90) degrees Fahrenheit and a maximum of 120 degrees Fahrenheit;
- (d) Equipped with liquid soap;
- (e) Equipped with hand-drying blower or single use disposable hand drying material;
- (f) Equipped with an easily cleanable waste receptacle; and
- (g) Immediately adjacent to a changing area used for infants and toddlers.

590 - Toilet

In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(4) Each toilet shall:

- (a) Be kept in clean condition;
- (b) Be kept in good repair;
- (c) Be in a lighted room; and
- (d) Have ventilation to outside air.

Outdoor Play Area

675 - Fence Requirement

In Compliance

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

(20) An outdoor play area shall be:

- (a) Except for an after-school child-care program, located on the premises of a public or state-accredited nonpublic school, fenced for the safety of the children;

680 - 60 Square Feet

In Compliance

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

(20) An outdoor play area shall be:

- (b) A minimum of sixty (60) square feet per child, separate from and in addition to the thirty-five (35) square feet minimum pursuant to subsection (6) of this section;

685 - Playground Clean

In Compliance

Inspection Report

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

(20) An outdoor play area shall be:

(c) Free from:

1. Litter;
2. Glass;
3. Rubbish; and
4. Flammable materials;

690 - Playground Conditions

In Compliance

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

(20) An outdoor play area shall be:

- (d) Safe from foreseeable hazard;
- (e) Well drained;
- (f) Well maintained;
- (g) In good repair; and
- (h) Visible to staff at all times.

695 - Protective Surface

In Compliance

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

(21) A protective surface shall:

(a) Be provided for outdoor play equipment used to:

1. Climb;
2. Swing; and
3. Slide; and

(b) Have a fall zone equal to the height of the equipment.

700 - Fences

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.

705 - Infant/Toddler Outdoor Space

In Compliance

922 KAR 2:120. Section 5. Infant and Toddler Play Requirements.

(4) If a child-care center provides an outdoor play area for an infant or toddler, the outdoor area shall be:

- (a) Shaded; and
- (b) A separate area or scheduled at a different time than an older child.

Equipment

760 - Indoor/Outdoor Equipment

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.

Food Service

920 - Kitchen Requirements

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.

925 - Food Service Permit

In Compliance

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

(2) A child-care center required to have a food service permit shall be in compliance with 902 KAR 45:005 and this administrative regulation.

945 - Food Contact Items

In Compliance

Inspection Report

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

(6) Equipment, utensils, and surfaces contacting food shall be:

- (a) Smooth;
- (b) Free of breaks, open seams, cracks, and chips;
- (c) Accessible for cleaning; and
- (d) Nontoxic.

950 - Kitchen Equipment Clean and Sanitary

In Compliance

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

(7) The following shall be clean and sanitary:

- (a) Eating and drinking utensils;
- (b) Kitchenware;
- (c) Food contact surfaces of equipment;
- (d) Food storage utensils;
- (e) Food storage containers;
- (f) Cooking surfaces of equipment; and
- (g) Nonfood contact surfaces of equipment.

1005 - Food Storage

In Compliance

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

(8) Food shall be stored on:

- (a) Clean racks;
- (b) Clean shelves;
- (c) Other clean surfaces; or
- (d) If maintained in a sanitary condition, in nonabsorbent labeled containers a minimum of (6) six inches off the floor.

Posted Documentation

1160 - Disaster Course of Action

In Compliance

922 KAR 2:110. Section 3. Records.

(1) A child-care center shall maintain:

- (j) A written plan and diagram outlining the course of action in the event of a natural or manmade disaster, posted in a prominent place;

Signature of
Provider/Representative

Title

Date