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Inspection Report

Provider Name: Learning Tree Kids Zone, Inc.	Provider Information	CLR No: L359205
Provider Address: 66 David Williams Lane, Burkesville, KY, 42717	Provider Type: LICENSED TYPE I	Capacity: 55
Owner(s): Learning Tree Kids Zone, Inc.		Director(s): DeVoe, Tiffanie Michelle

Inspection Type: Renewal Application	Inspection Information	Inspection No: 278552
Date Initiated: 07/12/2019 10:30 AM	Date Concluded: 07/12/2019 12:40 PM	
	No. of Children Present: 37	

Inspection Report	
Background Checks	In Compliance
Supervision	Not In Compliance
90 - Children Supervised	Not In Compliance
<p>922 KAR 2:120. Section 2. Child Care Services.</p> <p>(3)(a) Each center shall maintain a child-care program that assures each child will be:</p> <p>1. Provided with adequate supervision at all times by a qualified staff person who ensures the child is:</p> <p>a. Within scope of vision and range of voice; or</p> <p>b. For a school-age child, within scope of vision or range of voice;</p>	
<p>Findings:</p> <p>General: Based on observation, the surveyor found the following:</p> <p>(1.) On 7/12/19, at approximately 11:20 a.m., the surveyor observed a four-year-old child open the Preschool Classroom door to enter the hallway where no staff was present. The four-year-old child closed the classroom door behind her and continued to walk down the hallway toward the girl's restroom. The child entered the restroom alone. The child exited the restroom at approximately 11:22 a.m. returning to the Preschool Classroom. The child was not within scope of vision and range of voice; therefore, adequate supervision was not provided.</p> <p>(2.) On 7/12/19, at approximately 11:33 a.m., a three-year-old child opened the Preschool Classroom door where she entered the hallway where no staff was present. The three-year-old child shut the classroom door where she walked down the hallway entering the restroom alone. At 11:35, the child exited the restroom alone and returned back to the Preschool Classroom. The child was not within scope of vision and range of voice; therefore, adequate supervision was not provided.</p> <p>(3.) On 7/12/19, at approximately 11:37 a.m., the surveyor observed a five-year-old child exit the Preschool Classroom where she entered the hallway alone. The child shut the classroom door behind her where she continued to walk down the hallway to the restroom. The child entered the restroom alone. At approximately 11:40 a.m., the child exited the restroom and returned to the preschool class with no staff present. During this time, the child was not within scope or vision or range of voice; therefore, adequate supervision was not provided.</p> <p>The surveyor confirmed the ages of the children through interview with staff from the Preschool Classroom.</p>	

125 - Ratios and Group Size

Not In Compliance

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

(2) For an operating child-care center, minimum staff-to-child ratios and group size shall be maintained as established in the table established in this subsection.

Age of Children Ratio Maximum Group Size*

Infant

1 staff for 5 children 10

Toddler 12 to 24 months

1 staff for 6 children 12

Toddler 24 to 36 months

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.

(b) The age of the youngest child in the group shall determine the:

- 1. Staff-to-child ratio; and
- 2. Maximum group size.

Findings:

General: Based on observation, the surveyor found the following:

(1.) The surveyor observed seven (7) one-year-old children inside the Toddler Classroom with one (1) staff present; therefore, the classroom exceeded the staff-to-child ratio by one (1) child. Staff confirmed through interview that all the children inside the classroom were one-year-old.

(2.) The surveyor observed six (6) infant children inside the Infant Classroom with one (1) staff present. Staff reported the age of the youngest child inside the classroom was three-months-old and the age of the oldest child was eleven-months-old; therefore, the classroom exceeded the staff-to-child ratio by one (1) child.

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 the following:

(1.) Staff's (DOH: 7/1/10) file contained a written annual performance evaluation that was dated 5/11/18, therefore, the evaluation was not completed annually.

(2.) Staff's (DOH: 3/27/17) file contained a written annual performance evaluation that was dated 3/28/18, therefore, the evaluation was not completed annually.

(3.) Staff's (DOH: 9/18/17) file contained a written annual performance evaluation that was dated 5/11/18, therefore, the evaluation was not completed annually.

(4.) Staff's (DOH: 3/27/18) file contained a written annual performance evaluation that was dated 5/11/18; therefore, the evaluation was not completed annually.

350 - Health, Safety, Comfort

Not In Compliance

922 KAR 2:090. Section 10. Director Requirements and Responsibilities.

(1) A director shall:

(l) Assure the health, safety, and comfort of each child;

Findings:

General: Based on observation, the surveyor found a crib with wheels being used as a baby gate to separate the Infant Room and the Toddler Room. An eleven-month-old child was pulling herself up to a standing position by holding onto the crib. The wheels of the crib were causing the crib to move back and forth while the child was holding onto the crib. This creates a safety issue for the child. Staff confirmed through interview that they were utilizing the crib as a baby gate stating the baby gate was broken. Staff reported the child's age was eleven-months-old.

420 - Program of Activities Followed

Not In Compliance

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

(4) The child-care center shall provide a daily planned program:

- (a) Posted in writing in a conspicuous location with each age group and followed;**
- (b) Of activities that are individualized and developmentally appropriate for each child served;**
- (c) That provides experience to promote the individual child's physical, emotional, social, and intellectual growth and well-being; and**
- (d) Unless the child-care center is a before- or after-school program that operates part day or less, that offers a variety of creative activities including:**
 - 1. Art or music;**
 - 2. Math or numbers;**
 - 3. Dramatic play;**
 - 4. Stories and books;**
 - 5. Science or nature;**
 - 6. Block building or stacking;**
 - 7. Tactile or sensory activity;**
 - 8. Multi-cultural exposure;**
 - 9. Indoor or outdoor play in which a child makes use of both small and large muscles;**
 - 10. A balance of active and quiet play, including group and individual activity;**
 - 11. An opportunity for a child to:**
 - a. Have some free choice of activities;**
 - b. If desired, play apart from the group at times;**

Findings:

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

- (1.) The lesson plan for the Toddler Classroom was dated 6/17/19 through 6/21/19. Staff confirmed through interview that this was the most recent lesson plan.
- (2.) The lesson plan for the Infant Room was dated 5/20/19 through 5/24/19. Staff confirmed through interview that this was the most recent lesson plan.

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 an infant child asleep inside of a crib. The child was propped up on a boppy pillow. Staff confirmed through interview that the child does not have a waiver that states the infant requires an alternate sleeping 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, the surveyor found the following:

- (1.) A infant child was asleep inside of a crib with a loose blanket.
- (2.) An infant child was asleep inside of a crib with a stuffed animal.

Staff did not know there was an issue with the loose blanket or the stuffed animal being inside of the crib.

Premises

Not In Compliance

650 - Toilet

Not 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.**

Findings:

General: Based on observation, the surveyor found the following:

- (1.) The toilet seat on a toilet located in the girl's restroom was broken; therefore, the toilet was not in good repair. Staff was not aware of the issue.
- (2.) A toilet in the boy's restroom would not flush; therefore, the toilet was not in good repair.
- (3.) A toilet in the boy's restroom contained a large amount of feces; therefore, the toilet was not kept in a clean condition.

Hygienic Practices

In Compliance

Inspection Report

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

750 - Playground Conditions

Not 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.**

Findings:

General: Based on observation, the surveyor found the plastic underneath the mulch was visible throughout several areas of the playground. The exposed plastic creates a fall risk for the children; therefore, the playground was not safe from foreseeable hazards.

755 - Protective Surface

Not 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.

Findings:

General: Based on observation, the surveyor found the following:

- 1. A large climbing structure with two (2) slides that did not have an adequate fall zone. Staff reported that the rain had washed the mulch away.
- 2. A small Little Tykes slide did not have an adequate fall zone. Staff reported rain washed the mulch away.

Equipment

In Compliance

Transportation

Not Applicable

Food Service/Food Program

In Compliance

Food Service

Not In Compliance

1050 - Bottles

Not In Compliance

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

(9) Bottles shall be:

- (a) Individually labeled;**
- (b) Promptly refrigerated;**
- (c) Covered while not in use; and**
- (d) Consumed within one (1) hour of being heated or removed from the refrigerator.**

Findings:

General: Based on observation, the surveyor found three (3) bottles sitting on the counter inside the Infant Room. The bottles were not labeled. The bottles were not being used and were not covered.

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 a child's (DOE: 2/9/18) file contained an immunization certificate with no date; therefore, the surveyor could not verify that the child's immunizations are current.

Inspection Report

Written Documentation

Not In Compliance

1170 - Professional Development

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(f) A written annual plan for child-care staff professional development;

Findings:

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

- (1.) Staff's (DOH: 8/8/17) file contained a professional development plan that was dated 11/15/17; therefore, the plan was not completed annually.
- (2.) Staff's (DOH: 3/27/17) file contained a professional development plan that was dated 5/10/18; therefore, the plan was not completed annually.
- (3.) Staff's (DOH: 9/18/17) file contained a professional development plan that was dated 5/11/18; therefore, the plan was not completed annually.
- (4.) Staff's (DOH: 3/27/18) file contained a professional development plan that was dated 5/11/18; therefore, the plan was not completed annually.

Posted Documentation

In Compliance

Animals

In Compliance

Signature of Provider/Representative

Title

Date