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GOVERNOR

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Inspection Report

Provider Name: Mary Anita Nursery & Preschool	Provider Information	License No: L359341
Provider Address: 2301 Lower Hunters Trace, Louisville, KY, 40216	Provider Type: LICENSED TYPE I	Capacity: 49
Owner(s): Parker O'Neal Inc.		Director(s): Collins, Cortnie

Inspection Type: Investigation	Inspection Information	Inspection No: 40349
Visit Start Date: 05/29/2013 4:00 PM	Visit End Date: 05/29/2013 5:15 PM	
	No. of Children Present: 38	

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 observation, upon the arrival of the surveyor, two children were observed leaving the classroom and going up the steps into the kitchen area unsupervised. Interview with a staff member confirmed that the children were seven and eight-years-old and that they both were the owner's own children. Observation at a later time during the surveyor's visit revealed one of the two previously referenced children coming inside the building from the playground, walking through the preschool classroom, past two staff members, and entering the kitchen area where he sat alone in an office chair. The child was returned to his class on the playground when the surveyor made the staff in charge aware of the fact that the child was unsupervised in the kitchen area. Also, based on interviews, during the morning transition time on 05-20-13 a one-year-old child walked down the steps toward the basement with the school age children and fell down the last few steps, which resulted in a cut above his eye. Interview with the two staff members who were present at the time revealed that neither of the staff members were aware of the child walking down the steps with the older children until another child told them, at which time the one-year-old child was already midway down the steps.

25 - Supervision During Diapering

Not In Compliance

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

- (10) When a child is diapered, the child shall:**
- (a) Not be left unattended**

Findings:

General: Based on observation, a staff member had a toddler on the changing table when the surveyor made the staff member aware of an incident that was happening out of the staff member's sight. The surveyor told the staff member that one toddler had pulled another toddler down causing the second toddler to cry out. The staff member then buckled the strap of the changing table around the child who was still on the table then the staff member turned and walked approximately two steps away from the table to address the incident with the other two children. The toddler who was on the changing table was still fully dressed and the strap was not fastened snug around the child.

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 observation, the minimum staff to child ratio was not maintained as there were 27 preschool children, the youngest being three-years-old, being cared for by one staff member while the second staff member retrieved a child off of the bus. Therefore, the minimum staff to child ratio of 1:12 for three-year-olds was exceeded. Also, there were eleven infants and toddlers being cared for by two staff members; which exceeds the minimum staff to child ratio for infants of 1:5; the maximum group size for infants of five was also exceeded.

Director Requirements

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:

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

Findings:

General: Based on interview, the health, safety, and comfort of a child was not assured as a one-year-old child walked down the steps with the school age children without being observed by a staff member until the child was midway down the steps. Prior to a staff member being able to retrieve the child, the child fell down the last few steps which resulted in a cut above his eye.

Employee Records

325 - CPR/First Aid Coverage

In Compliance

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

(3) For a child-care center licensed for infant, toddler, or preschool-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:

(a) Infant and child cardiopulmonary resuscitation; and

(b) Infant and child first aid.

(4) For a child-care center licensed for school-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:

(a) Adult cardiopulmonary resuscitation; and

(b) First aid.

Programming

365 - Regularity of Routines

Not In Compliance

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

(6) Regularity of routines shall be implemented to afford the child familiarity with the daily schedule of activity.

Findings:

General: Based on observation, regularity of routine was not implemented as multiple children were juggled from indoors to outdoors without prior notice to accommodate for ratio requirements.

Inspection Report

385 - 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, or abusive language; or
- (c) Discipline that is associated with:
 - 1. Rest;
 - 2. Toileting; or
 - 3. Food.

Findings:

General: Based on observation, a toddler was subjected to discipline that was associated with rest. A one-year-old child was placed in a crib and told by the staff member that he was being put in the crib because he was 'bad'.

420 - 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, an infant was observed sleeping on his/her stomach in the crib. The child was not able to roll over independently. Also an infant was observed sleeping in an infant swing.

435 - 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:
 - 4. No loose bedding; and
 - 5. No toys or other items except the infant's pacifier;

Findings:

General: Based on observation, a crib in which an infant was sleeping was not free of other items as there was a folded blanket in the crib next to the sleeping infant's head.

Premises

505 - 35 Square Feet per Child

Not 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.

Findings:

Based on observation, upon the arrival of the survey, twenty-seven children were being cared for in the preschool room. Review of the center's file in the DRCC office revealed that the referenced preschool classroom has a room capacity of fifteen children. Therefore, there was not thirty-five square feet of space for all twenty-seven children.

Equipment

730 - Crib/Mattress/Sheet

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:
 - 1. An individual non-tiered crib that meets Consumer Product Safety Commission standards established in 16 C.F.R. 1219-1220;
 - 2. A firm crib mattress in good repair with a clean tight-fitted sheet that shall be changed:
 - a. Weekly; or
 - b. Immediately if it is soiled or wet;

Findings:

General: Based on observation, there was no documentation presented for review to verify that nine cribs met the current Consumer Product Safety Commission standards established in 16 C.F.R. 1219-1220. Six of the cribs were identical white cribs manufactured by Cosco in 2008. The remaining three cribs were identical and were manufactured in 2004 by Delta Lou Cribs. Interview with the staff in charge confirmed that she was aware of the fact that the cribs were non-compliant. Further interview revealed that new cribs have been ordered.

Signature of
Provider/Representative

Title

Date