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Inspection Report

Provider Name: Little Learners Learning Center LLC	Provider Information	CLR No: L383571
Provider Address: 130 Mullen Drive, Walton, KY, 41094	Provider Type: LICENSED TYPE I	Capacity: 37
Owner(s): Little Learners Learning Center Llc		Director(s): Daugherty, Regina Lynn

Inspection Type: Renewal Application	Inspection Information	Inspection No: 291732
Date Initiated: 11/13/2019 9:20 AM	Date Concluded: 11/13/2019 11:40 AM	
	No. of Children Present: 32	

Inspection Report

Background Checks

Not In Compliance

5 - Background check/left alone/dismissed/relocated

Not In Compliance

922 KAR 2:280. Section 3. Implementation and Enforcement.

(1) A person who is a child care staff member prior to January 1, 2018, shall submit to and complete background checks in accordance with this administrative regulation no later than September 30, 2018.

(2) A child care staff member hired on or after April 1, 2018, shall:

(a) Have completed the background checks required in accordance with this administrative regulation and been found to have no disqualifying offense prior to becoming a child care staff member; or

(b) 1. Have submitted to the background checks required in accordance with this administrative regulation;

2. Not be left unsupervised with a child in care pending the completion of the background checks in accordance with this administrative regulation; and

3. Be dismissed or relocated from the residence if the person is found to have a disqualifying background check result.

Findings:

General: Based on review of documentation, observation and interview, this regulatory requirement was not met. The surveyor entered the facility at 9:20AM and observed the following:

1. One staff person (hire date: 10/29/19) was observed working alone with six children (one-year-old) in the one-year-old classroom. A second staff person (hire date: 10/23/18) arrived at the facility at 9:30AM with the staff person in charge and joined the staff person in the one-year-old classroom a few minutes later. A review of staff files and the Kentucky National Background check service (KARES) found that the staff person with a 10/29/19 hire date did not have evidence of a background check. The staff person in charge stated that she would send the staff person to get her fingerprints submitted later in the day.

2. One staff person (hire date: 11/6/19) was observed working alone with five children (two-year-olds) throughout the entire survey. A review of staff files and KARES found that the staff person did not have evidence of a background check. The staff person in charge stated that she would send the staff person to get her fingerprints submitted later in the day.

85 - Employment Status

Not In Compliance

922 KAR 2:280. Section 11. Status of Employment.

(1) A child care provider shall maintain the employment or residential status of each child care staff member who has submitted to a fingerprint-based criminal background check by reporting the status using the NBCP Web-based system.

Findings:

General: Based on observation, review of documentation and interview, the facility failed to maintain accurate records of staff employed in the childcare center. A review of the Kentucky National Background Check Service (KARES) found 15 staff who are eligible to work at the child-care center. However, based on interviews with the staff person in charge, the surveyor found that only 9 of the 15 staff listed in KARES are currently employed at the child-care center. It is also important to note that 3 staff observed working in the classrooms with the children during the inspection were not listed in KARES. Therefore, the information in KARES is not accurate.

Inspection Report**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, and interview, this regulatory requirement was not met. At 9:40 AM the surveyor was reviewing attendance records in the four-year-old classroom and observed a preschool female child exit the eating area down the hall, run through the hallway near the infant and one-year-old classrooms and then the child entered the four-year-old classroom and started talking to the surveyor. A staff person immediately entered the classroom and escorted the child back to the eating area. The staff person in charge identified the child as a staff person's three-year-old daughter and commented that they have difficulty keeping her with her group.

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, this regulatory requirement was not met. Five staff eligible for an annual performance review did not have documentation of a current review on file in the facility.

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, this regulatory requirement was not met. The following was found:

1. The surveyor observed a television mounted on the wall in the four-year-old classroom. The television was plugged into a wall outlet near the floor. Approximately four feet of the electrical cord was observed lying on the floor in the children's play space. It was not secure and was accessible to the children.
2. The surveyor observed uncovered electrical outlets in three different classrooms (three's classroom, four's classroom and the school age classroom).
3. During a tour of the infant classroom the surveyor observed that the roll of paper towels used at the sink is stored in an unsanitary manner; positioned on the counter beside the diaper changing table. This method of storage promotes germs due to each staff person handling the roll to obtain a paper towel.

360 - Caregiver Alone**Not In Compliance****922 KAR 2:090. Section 10. Director Requirements and Responsibilities.****(1) A director shall:****(n) Assure that a person acting as a caregiver of a child in care shall not be left alone with a child, if the licensee has not received the results of the background checks as described in 922 KAR 2:280;****Findings:**

General: Based on review of documentation, observation and interview, this regulatory requirement was not met. The surveyor entered the facility at 9:20AM and observed the following:

1. One staff person (hire date: 10/29/19) was observed working alone with six children (one-year-olds) in the one-year-old classroom. A second staff person (hire date: 10/23/18) arrived at the facility at 9:30AM with the staff person in charge and joined the staff person in the one-year-old classroom a few minutes later. A review of staff files and the Kentucky National Background check service (KARES) found that the staff person with a 10/29/19 hire date did not have evidence of a background check. The staff person in charge stated that she would send the staff person to get her fingerprints submitted later in the day.
2. One staff person (hire date: 11/6/19) was observed working alone with five children (two-year-olds) throughout the entire survey. A review of staff files and KARES found that the staff person did not have evidence of a background check. The staff person in charge stated that she would send the staff person to get her fingerprints submitted later in the day.

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 and interview, this regulatory requirement was not met. A review of staff files during the inspection found two staff that did not have the date of employment listed in their file. The staff person in charge reviewed a calendar on the wall beside her desk and then verbally identified the dates - 11/5/19 and 11/6/19 as the hire dates. However, the dates of hire were not maintained in the personnel files.

390 - Educational Requirements

Not In Compliance

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

(1) Child-care center staff:

(a) Hired after January 1, 2009, who have supervisory power over a minor and are not enrolled in secondary education, shall have a:

- 1. High school diploma;**
- 2. GED or qualifying documentation from a comparable educational entity; or**
- 3. Commonwealth Child Care Credential as described in 922 KAR 2:250;**

Findings:

General: Based on review of documentation, this regulatory requirement was not met. One staff person (hire date: 11/5/19) did not have educational documentation on file.

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, this regulatory requirement was not met. One staff person (hire date: 11/5/19) did not have T.B. documentation on file.

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 the Training Records Information System (TRIS), the following was found:

1. One staff file (hire date: 4/17/18) did not contain evidence of the pediatric abusive head trauma training class being completed within the required time frame.
2. One staff person (hire date: 10/23/18) did not have evidence of completing the required pediatric abusive head trauma training class.
3. One staff person (hire date: 10/23/18) did not complete the six hours of cabinet-approved training within the first three months of employment.
4. Six staff did not complete the required fifteen (15) hours of training.

Inspection Report	
Programming	Not In Compliance
420 - Program of Activities Followed	Not In Compliance
<p>922 KAR 2:120. Section 2. Child Care Services.</p> <p>(4) The child-care center shall provide a daily planned program:</p> <p>(a) Posted in writing in a conspicuous location with each age group and followed;</p> <p>(b) Of activities that are individualized and developmentally appropriate for each child served;</p> <p>(c) That provides experience to promote the individual child's physical, emotional, social, and intellectual growth and well-being; and</p> <p>(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:</p> <ol style="list-style-type: none"> 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: <ol style="list-style-type: none"> a. Have some free choice of activities; b. If desired, play apart from the group at times; 	
<p>Findings:</p> <p>General: Based on review of documentation, and interview, this regulatory requirement was not met. During a tour of the one-year-old classroom, the surveyor found that the planned program of activities posted was labeled "Preschool Weekly Lesson Plan". The activities listed were not developmentally appropriate for this age group (one-year-olds). Some of the activities listed included "Counting by 2's", "Adding numbers", and "Table writing Letter N".</p> <p>The staff person in charge acknowledged this finding and stated that she was in process of trying to find a more age-appropriate set of lesson plans for this age group.</p>	
Premises	Not In Compliance
580 - Floors, Walls, Ceilings	Not In Compliance
<p>922 KAR 2:120. Section 4. Premises Requirements.</p> <p>(9) Floors, walls, and ceilings shall be smooth, in good repair, and constructed to be easily cleaned.</p>	
<p>Findings:</p> <p>General: Based on observation, this regulatory requirement was not met. During a tour of the school age classroom, the surveyor observed a ceiling tile with a large dark stain.</p>	
635 - Minimum Toilet/Urinal Requirements	Not In Compliance
<p>922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.</p> <p>(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.</p>	
<p>Findings:</p> <p>General: Based on observation, and interview, this regulatory requirement was not met. The facility was issued a capacity of 37 children based on square footage and the number of toilets and basins in the building to be used by the children. During a tour of the facility and an interview with the staff, it was found that one of the facility's bathrooms (the one near the children's eating area) was designated as "Staff Only". This left only one toilet and one urinal available for use by the children. It is important to note that the surveyor observed a group of children using the "Staff Only" bathroom for handwashing during the visit; however, the staff person in charge stated that the children are not allowed to use the toilet in this bathroom.</p>	
Hygienic Practices	In Compliance
First Aid/Medication	Not In Compliance
725 - Administration Record	Not In Compliance
<p>922 KAR 2:120. Section 7. First Aid and Medicine.</p> <p>(5) The child-care center shall keep a written record of the administration of medication, including:</p> <ol style="list-style-type: none"> (a) Time of each dosage; (b) Date; (c) Amount; (d) Name of staff person giving the medication; (e) Name of the child; and (f) Name of the medication. 	
<p>Findings:</p> <p>General: Based on review of documentation and interview, this regulatory requirement was not met. The surveyor reviewed the medication records during the visit and found that the facility is not keeping a written record of the administration of medication. A review of two medication forms that had been filled out by the parents found that there was no space on the form for the staff to document the name of the staff person giving the medication, the date or time the medicine was administered, nor the amount given. Staff stated during interview that they document that the medication was administered on the child's daily report form and indicated that this form goes home with the child each day.</p>	

730 - Medication

Not In Compliance

922 KAR 2:120. Section 7. First Aid and Medicine.

(6) Medication, including refrigerated medication, shall be:

(a) Stored in a separate and locked place, out of the reach of a child unless the medication is:

- 1. A first aid supply and is maintained in accordance with subsection (1) of this section;**
- 2. Diaper cream, sunscreen, or toothpaste. Diaper cream, sunscreen, or toothpaste shall be inaccessible to a child;**
- 3. An epinephrine auto-injector. A licensed child-care center shall comply with KRS 199.8951 and 311.646, including:**
 - a. An epinephrine auto-injector shall be inaccessible to a child;**
 - b. A child-care center shall have at least one (1) person onsite who has received training on the administration of an epinephrine auto-injector if the child-care center maintains an epinephrine auto-injector;**
 - c. A child-care center shall seek emergency medical care for a child if an auto-injector is administered to the child; and**
 - d. A child-care center shall report to the child's parent and the cabinet in accordance with 922 KAR 2:090, Section 12(1)(b) if an epinephrine auto-injector is administered to a child; or**
- 4. An emergency or rescue medication for a child in care, such as medication to respond to diabetic or asthmatic condition, as prescribed by the child's physician. Emergency or rescue medication shall be inaccessible to a child in care;**

(b) Kept in the original bottle; and

(c) Properly labeled.

(7) Medication shall not be given to a child if the medication's expiration date has passed.

Findings:

General: Based on observation and interview, this regulatory requirement was not met. During a tour of the infant classroom, the surveyor observed the following:

1. Two medications (Amoxicillin and Tylenol) were being stored in a personal size cooler. The cooler was positioned on the counter near the sink. The cooler did not contain a lock; therefore, medication was not properly stored.
2. One prescription medication (Ranitidine) was being stored in a child's diaper bag. The diaper bag was positioned on the counter along with several other bags. The diaper bag did not contain a lock; therefore, medication was not properly stored.

The staff person in charge stated that she thought this type of storage was acceptable because the medications were not within reach of 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 and interview, this regulatory requirement was not met. The surveyor observed three nap mats in the one-year-old room, four nap mats in the hallway by the two-year-old room, and five nap mats in the school age room that were in dis-repair. These mats had tears in the vinyl surface which exposed the foam filling.

The staff person in charge stated that she was in process of replacing all of the nap mats in the building and indicated that she was purchasing a few at a time.

Transportation

Not Applicable

Food Service/Food Program

In Compliance

Food Service

In Compliance

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, this regulatory requirement was not met. The following was found:

1. One child (enrollment date: 8/25/19) did not have an immunization record on file
2. Four children (enrollment dates: 1/9/18, 8/25/19, and 2 on 11/14/18) had immunization certificates that were no longer current as of 9/18/19, 9/15/19, 2/28/19, and 11/3/19.

Inspection Report		
Written Documentation		Not In Compliance
1170 - Professional Development		Not In Compliance
<div>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;</div>		
Findings: General: Based on review of documentation, this regulatory requirement was not met. Six staff (hire dates: 9/19/16, 10/23/18, 1/6/17, 10/10/16, 4/17/18, and 10/4/16) did not have evidence of a current staff professional development plan on file in the facility.		
Posted Documentation		Not In Compliance
1215 - Daily Activities		Not In Compliance
<div>922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (h) Post a schedule of daily activities, to include dates and times of activities to be conducted with the children in each classroom;</div>		
Findings: General: Based on review of documentation and interview, this regulatory requirement was not met. The school age classroom had a daily schedule posted that listed activities for the "before school" program and their "after school" program; however, this is only relevant on the days the school age children attend school. This schedule is not relevant on the days the school age children are present in the building all day. The staff person in charge acknowledged this finding and stated that she would develop a full-day schedule to post.		
Animals		Not Applicable