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Inspection Report

Provider Name: Academy of Learning Primary House 2	Provider Information	CLR No: L358902
Provider Address: 1448 West Lincoln Trail Blvd, Radcliff, KY, 40160	Provider Type: LICENSED TYPE I	Capacity: 184
Owner(s): Academy Of Learning-radcliff, Llc		Director(s): Decker, Kimberly Michelle

Inspection Type: Renewal Application	Inspection Information	Inspection No: 320131
Date Initiated: 03/02/2022 9:50 AM	Date Concluded: 03/02/2022 12:55 PM	
	No. of Children Present: 30	

Inspection Report	
Background Checks	Not In Compliance
10 - Submit background check	Not In Compliance
<p>922 KAR 2:280 - Section 4. Procedures and Payments.</p> <p>(1) To initiate the process for obtaining background checks on a prospective child care staff member, the child care provider shall:</p> <p>(a) Request that the prospective child care staff member provide a copy of his or her driver's license or other government-issued photo identification and verify that the photograph clearly matches the prospective child care staff member;</p> <p>(b) Request that the prospective child care staff member complete and sign the:</p> <ol style="list-style-type: none"> 1. DCC-500, Applicant Child Care Staff Member Waiver Agreement and Statement; and 2. DCC-501, Disclosures to Be Provided to and Signed by the Applicant Child Care Staff Member; and <p>(c) Log on to the NBCP portal and enter the prospective child care staff member's demographic information for a check of the:</p> <ol style="list-style-type: none"> 1. Child abuse and neglect central registry pursuant to 922 KAR 1:470; 2. National Crime Information Center's National Sex Offender Registry in accordance with 34 U.S.C. 20921; and 3. Sex Offender Registry established in accordance with KRS 17.500 through 17.580. 	
<p>Findings:</p> <p>General: Based on observation and review of documentation, a caregiver hired on 11/30/21, had not submitted her fingerprints. The caregiver was alone with five (5), four-years-old children for approximately ten (10) minutes in the four-years-olds' room.</p>	
20 - Out of state background checks	Not In Compliance
<p>922 KAR 2:280. Section 5. Checks of Other States.</p> <p>(1) In accordance with 45 C.F.R. 98.43(b)(3), a prospective child care staff member who resides in or has resided in another state within the last five (5) years shall:</p> <p>(a) Request from each state of current or prior residency, in accordance with the state's laws, policies, and procedures, with a courtesy notice to the cabinet:</p> <ol style="list-style-type: none"> 1. An in-state criminal records check by: <ol style="list-style-type: none"> a. Means of fingerprints for the state of residence; or b. Any means accepted by a state of prior residency; 2. A check of the state's sex offender registry or repository; and 3. A check of the state-based child abuse and neglect registry and database; and <p>(b) Direct results of the checks required in paragraph (a) of this subsection to the Department for Community Based Services, Division of Child Care, 275 East Main Street, 3C-F, Frankfort, Kentucky 40601.</p>	
<p>Findings:</p> <p>General: Based on review of documentation, a caregiver hired on 1/24/22, had no documentation of a submitted criminal records check and child abuse and neglect check from the state of South Carolina on file. Also, a caregiver hired on 3/1/22, had no documentation of a submitted criminal records check and child abuse and neglect check from the state of Indiana on file.</p>	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance
305 - Fire Marshal/Zoning Compliance	Not In Compliance
922 KAR 2:120. Section 4. Premises Requirements. (2) A child-care center shall be in compliance with the codes administered by the Kentucky Fire Marshal and the local zoning laws.	
Findings: General: Based on review of documentation, the center's Fire Marshal Report was not available for review.	
Director Requirements	Not In Compliance
355 - Staff Meeting	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (i) Conduct, manage, and document in writing recurring staff meetings;	
Findings: General: Based on review of documentation, the center had one (1) documented staff meeting dated 2/22/22.	
360 - 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, a caregiver hired on 3/27/18 had no evaluation on file.	
Employee Records	Not In Compliance
400 - 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 observation and review of documentation, two (2) caregivers hired on 1/24/22 and 1/24/22 did not have documentation of education on file. A caregiver hired on 3/28/22 had an Indiana Senate Certificate of Achievement on file but no documentation from an educational entity.	
410 - CPR/First Aid Coverage	Not In Compliance
922 KAR 2:090. Section 11. 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. (5) Cardiopulmonary resuscitation (CPR) and first aid training shall be in addition to the fifteen (15) clock hours requirement in subsection (16) of this section.	
Findings: General: Based on review of documentation, the center did not have a caregiver certified in first aid and CPR from 5:30 a.m. to 8:30 a.m. and 5:00 p.m. – 6:00 p.m. A driver hired on 11/30/21, was not certified in first aid and CPR. A driver hired on 3/27/18, had on file certification in first aid and CPR from EMS Safety. However, EMS Safety is an agency not accepted by the cabinet.	
415 - CPR/First Aid Required Training	Not In Compliance
922 KAR 2:120. Section 7. First Aid and Medicine. (8) Each center shall ensure that every staff member has received training on first aid and cardiopulmonary resuscitation (CPR).	
Findings: General: Based on review of documentation, three (3) caregivers, each hired on 11/30/21, had not completed the first aid and CPR training.	

435 - 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 completed within the first three (3) months of employment in a child-care program;
 - (b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment in a child care program, 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 completed between July 1 and the following June 30 of each subsequent year of employment in a child care program, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.
- (17) A staff person's compliance with training requirements of this section shall be verified through the cabinet-designated database maintained pursuant to 922 KAR 2:240.

Findings:

General: Based on review of documentation, a caregiver hired on 10/25/21 and two (2) caregivers, each hired on 11/30/21, had not completed the orientation training. A caregiver hired on 3/27/18 had no hours of training during her subsequent year of employment.

450 - Driver Requirements

Not In Compliance

922 KAR 2:120. Section 14. Transportation.

(18) A driver of a vehicle transporting a child for a center shall:

- (a) Be at least twenty-one (21) years old;
- (b) Complete:
 - 1. The background checks as described in 922 KAR 2:280; and
 - 2. An annual check of the:
 - a. Kentucky driver history records in accordance with KRS 186.018; or
 - b. Driver history records through the state transportation agency that issued the driver's license;
- (c) Hold a current driver's license which has not been suspended or revoked during the last five (5) years; and
- (d) Not caused an accident that resulted in the death of a person.

Findings:

General: Based on review of documentation, a driver hired on 11/30/21 did not have a driver's history record on file. A driver hired on 3/27/18 had a driver's history record on file dated 8/7/19.

Programming

In Compliance

Premises

Not In Compliance

570 - Items Accessible Only During Activity

Not In Compliance

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

(8) The following shall be inaccessible to a child in care unless under direct supervision and part of planned program of instruction:

- (a) Knives and sharp objects;
- (b) Litter and rubbish;
- (c) Bar soap; and
- (d) Plastic bags not used for personal belongings.

Findings:

General: Based on observation, a door was off a cabinet and a roll of white trash bags was accessible to the children in the three-year-olds' room.

620 - Protected Openings

Not 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.

Findings:

General: Based on observation, a window was open and there was no screen to protect against the entrance of a vermin in the five-year-olds' room.

625 - Floors, Walls, Ceilings

Not 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.

Findings:

General: Based on observation, a three (3) inch wide hole was in the wall behind a door in the infants' room.

695 - Toilet

Not In Compliance

922 KAR 2:120. Section 12. 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, a toilet did not flush after the flush lever was pressed downwards in the toddlers' A room.

Hygienic Practices

Not In Compliance

700 - Child Personal Care/Handwashing

Not In Compliance

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

(4) A child shall:

- (a) Be helped with personal care and cleanliness based upon his or her developmental skills;**
- (b) Except as established in paragraph (c) of this subsection, wash his or her hands with liquid soap and warm running water:**
 - 1. a. Upon arrival at the center; or**
 - b. Within thirty (30) minutes of arrival for school-age children;**
- 2. Before and after eating or handling food;**
- 3. After toileting or diaper change;**
- 4. After handling animals;**
- 5. After touching an item or an area of the body soiled with body fluids or wastes; and**
- 6. After outdoor or indoor play time; and**

(c) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (b) of this subsection. The child shall wash the child's hands as soon as practicable once liquid soap and warm running water are available.

Findings:

General: Based on observation, a caregiver did not wash a one-year-old child's hands after a diaper change in the toddlers' A room.

705 - Staff Hygiene/Handwashing

Not In Compliance

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

(5) Staff shall:

- (a) Maintain personal cleanliness;**
- (b) Conform to hygienic practices while on duty;**
- (c) Except as established in paragraph (d) of this subsection, wash their hands with liquid soap and running water:**
 - 1. Upon arrival at the center;**
 - 2. After toileting or assisting a child in toileting;**
 - 3. Before and after diapering each child;**
 - 4. After wiping or blowing a child's or own nose;**
 - 5. After handling animals;**
 - 6. After caring for a sick child;**
 - 7. Before and after feeding a child or eating;**
 - 8. Before dispensing medication;**
 - 9. After smoking or vaping; and**
 - 10. If possible, before administering first aid; and**

(d) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (c) of this subsection. The staff shall wash the staff's hands as soon as practicable once liquid soap and warm running water are available.

Findings:

General: Based on observation, a caregiver did not wash her hands after a diaper change in the toddlers' A room.

730 - Diaper Changing Area/Surface

Not In Compliance

922 KAR 2:120. Section 12. Toilet, Diapering, and Toiletry Requirements.

(10) When a child is diapered, the child shall:

- (b) Be placed on a surface that is:**
 - 1. Clean;**
 - 2. Padded;**
 - 3. Free of holes, rips, tears, or other damage;**
 - 4. Nonabsorbent;**
 - 5. Easily cleaned; and**
 - 6. Free of any items not used for diaper changing.**

Findings:

General: Based on observation, a diaper changing mat had four (4) one (1) inch tears located in the infants' A room.

Inspection Report	
First Aid/Medication	Not In Compliance
760 - First Aid Supplies	Not In Compliance
<p>922 KAR 2:120. Section 7. First Aid and Medicine.</p> <p>(1) First aid supplies shall:</p> <p>(a) Be available to provide prompt and proper first aid treatment;</p> <p>(b) Be stored out of reach of a child;</p> <p>(c) Be periodically inventoried to ensure the supplies have not expired;</p> <p>(d) If reusable, be:</p> <p>1. Sanitized; and</p> <p>2. Maintained in a sanitary manner; and</p> <p>(e) Include:</p> <p>1. Liquid soap;</p> <p>2. Adhesive bandages;</p> <p>3. Sterile gauze;</p> <p>4. Medical tape;</p> <p>5. Scissors;</p> <p>6. A thermometer;</p> <p>7. Flashlight;</p> <p>8. Cold pack;</p> <p>9. First aid book;</p> <p>10. Disposable gloves; and</p> <p>11. A cardiopulmonary resuscitation mouthpiece protector.</p> <p>Findings:</p> <p>General: Based on observation, the center's first aid supplies did not include medical tape.</p>	
Outdoor Play Area	Not In Compliance
795 - Playground Conditions	Not In Compliance
<p>922 KAR 2:120. Section 4. Premises Requirements.</p> <p>(20) An outdoor play area shall be:</p> <p>(d) Safe from foreseeable hazard;</p> <p>(e) Well drained;</p> <p>(f) Well maintained;</p> <p>(g) In good repair; and</p> <p>(h) Visible to staff at all times.</p> <p>Findings:</p> <p>General: Based on observation, black fabric weed block was above the mulch located in the outdoor play area.</p>	
800 - Protective Surface	Not In Compliance
<p>922 KAR 2:120. Section 4. Premises Requirements.</p> <p>(21) A protective surface shall:</p> <p>(a) Be provided for outdoor play equipment used to:</p> <p>1. Climb;</p> <p>2. Swing; and</p> <p>3. Slide; and</p> <p>(b) Have a fall zone equal to the height of the equipment.</p> <p>Findings:</p> <p>General: Based on observation, a red slide, a blue slide, and two (2) green slides did not have a protective surface located in the outdoor play area.</p>	
805 - Fence Construction	Not In Compliance
<p>922 KAR 2:120. Section 4. Premises Requirements.</p> <p>(24) Fences shall be:</p> <p>(a) Constructed of safe material;</p> <p>(b) Stable; and</p> <p>(c) In good condition.</p> <p>Findings:</p> <p>General: Based on observation, several planks were missing off a wooden fence which left a thirty-six (36) inch long gap. Also, one (1) plank was missing off the wooden fence and left a foot long gap. The fence was located on the outdoor play area.</p>	
Equipment	In Compliance

Inspection Report	
Transportation	Not In Compliance
925 - Vehicle Equipment	Not In Compliance
922 KAR 2:120. Section 14. Transportation. (4) A vehicle used to transport children shall be equipped with: (a) A fire extinguisher; (b) First aid supplies as established in Section 7 of this administrative regulation; (c) Emergency reflective triangles; and (d) A device to cut the restraint system, if necessary.	
Findings: General: Based on observation, the first aid supplies did not include a thermometer, a CPR mouthpiece protector, liquid soap, and a flashlight in bus #1.	
935 - Vehicle Inspection Documentation	Not In Compliance
922 KAR 2:120. Section 14. Transportation. (6) A vehicle used to transport children shall comply with the requirements established in paragraphs (a) through (d) of this subsection. (a) For a twelve (12) or more passenger vehicle, the child-care center shall maintain a current certification of inspection from the Transportation Cabinet.	
Findings: General: Based on review of documentation, bus #1's vehicle inspection documentation was dated 8/14/19. Also, bus #2's vehicle inspection documentation was dated 10/1/19.	
945 - Seatbelts for Each Occupant	Not In Compliance
922 KAR 2:120. Section 14. Transportation. (6) A vehicle used to transport children shall comply with the requirements established in paragraphs (a) through (d) of this subsection. (c) A vehicle shall be equipped with seat belts for each occupant to be individually secured.	
Findings: General: Based on observation, a seatbelt latch was missing from the middle seat on the second row located on bus #1. A seatbelt did not fasten on the third row on bus #2.	
960 - Pre-trip Inspection	Not In Compliance
922 KAR 2:120. Section 14. Transportation. (8) A daily inspection of the vehicle shall be performed prior to the vehicle's use and documented for: (a) Tire inflation consistent with tire manufacturer's recommended air pressure; (b) Working lights, signals, mirrors, gauges, and wiper blades; (c) Working safety restraints; (d) Adequate fuel level; and (e) Cleanliness and good repair.	
Findings: General: Based on observation and review of documentation, there were no pre-trip inspections for buses #1 and #2. A cup holder was missing and left an empty area that was filled with candy wrappers and wadded paper located behind the driver's seat. Also, candy paper wrappers, a bag of carrots, and wadded paper were on the floor in bus #2.	
1005 - Children's Transportation Records	Not In Compliance
922 KAR 2:120. Section 14. Transportation. (17) Transportation services provided shall: (a) Be recorded in writing and include: 1. The first and last name of the child transported; and 2. The time each child gets on and the time each child gets off; (b) Be completed by a staff member other than the driver; and (c) Be kept for five (5) years.	
Findings: General: Based on observation and interview, there were no children's transportation records recorded in writing for buses #1 and #2 since 12/31/21. Interview further determined bus #1 picked up children daily from Vine Grove Elementary School and bus #2 picked up children daily from Radcliff Elementary School and Woodland Elementary School.	
Kitchen Requirements	
Food Service	
1070 - Bottle Feeding	Not In Compliance
922 KAR 2:120. Section 3. General Requirements. (11) While bottle feeding a child, the: (a) Child shall be held; and (b) Bottle or beverage container shall not be: 1. Propped; 2. Left in the mouth of a sleeping child; or 3. Heated in a microwave.	
Findings: General: Based on observation, three (3) infants drank their bottles while in highchairs located in infants' A room.	
Meal Planning/Center Provides Meals	
Meal Planning/Center Does Not Provide Meals	
In Compliance	
Not Applicable	

Inspection Report		
Children's Records		Not In Compliance
1245 - Immunization		Not In Compliance
<div>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;</div>		
Findings: General: Based on review of documentation, a child enrolled on 6/4/18 had an immunization certificate on file valid until 7/30/20. Two (2) children, each enrolled on 1/19/22, did not have an immunization certificate on file.		
Written Documentation		Not In Compliance
1270 - Daily Attendance Records		Not In Compliance
<div>922 KAR 2:090. Section 9. Records. (1) A child-care center shall maintain: (c) Daily attendance records documenting the arrival and departure time of each child, including records that are required in accordance with 922 KAR 2:160, Section 13, if a child receives services from the child-care center through the Child Care Assistance Program;</div>		
Findings: General: Based on observation and review of documentation, thirty (30) children were present, but only twenty-three (23) children had a documented arrival time.		
1305 - Fire Drills		Not In Compliance
<div>922 KAR 2:120. Section 3. General Requirements. (12) A fire drill shall be: (a) Conducted during hours of operation at least monthly; and (b) Documented. (13) An earthquake drill, shelter-in-place or lockdown drill, and tornado drill shall be: (a) Conducted during hours of operation at least quarterly; and (b) Documented.</div>		
Findings: General: Based on review of documentation, the center did not conduct a fire drill for February 2022.		
Posted Documentation		In Compliance
Animals		Not Applicable