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Inspection Report

Provider Name: Academy of Learning Primary House 1	Provider Information	CLR No: L358901
Provider Address: 610/612 West Port Rd, Elizabethtown, KY, 42701	Provider Type: LICENSED TYPE I	Capacity: 130
Owner(s): Academy Of Learning-elizabethtown, Llc		Director(s): Pennella, Martina Louise

Inspection Type: Investigation	Inspection Information	Inspection No: 293086
Date Initiated: 02/06/2020 10:07 AM	Date Concluded: 02/06/2020 11:20 AM	
	No. of Children Present: 21	

Inspection Report	
Background Checks	Not In Compliance
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> <p>1. An in-state criminal records check by:</p> <p>a. Means of fingerprints for the state of residence; or</p> <p>b. Any means accepted by a state of prior residency;</p> <p>2. A check of the state's sex offender registry or repository; and</p> <p>3. A check of the state-based child abuse and neglect registry and database; and</p> <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 observation, interview and review of documentation, staff with a hire date of 10/21/19, was allowed to work alone without completed background checks (criminal records check, child abuse and neglect check and sex offender registry information) from the state of Texas. Upon request, the staff-in-charge failed to provide documented evidence that the out-of-state background checks from Texas were requested for the staff. The staff was observed to work with supervisory control of children alone in the preschool classroom.</p>	
Staffing Requirements	In Compliance
Director Requirements	Not In Compliance
350 - Health, Safety, Comfort	Not In Compliance
<p>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</p> <p>(1) A director shall:</p> <p>(l) Assure the health, safety, and comfort of each child;</p> <p>Findings:</p> <p>General: Based on observation and interview, the child care center director did not provide for the health, safety and comfort of children in care, when the heat in the child care center was in need of repair. Interview with staff revealed children complained of the temperature being "really cold" when in the classroom. Observation by the surveyor and interview with staff revealed the children were placed in the same area of the building with the heat not working for several days before moving them to the opposite side of the building.</p>	

Inspection Report

Employee Records

Not In Compliance

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 observation, interview and review of documentation, the child care center failed to maintain employee records for staff with supervisory control of children. Upon request, the staff-in-charge failed to provide a personnel file for a staff person observed to have supervisory control of children in the classroom. Interview with the staff-in-charge revealed the staff has a hire date of 01/31/20. Upon request, the staff-in-charge failed to provide documented evidence of background checks completed, a statement from a medical professional that the staff is free of active tuberculosis and proof of graduation and/or education completed from an educational entity.

Premises

Not In Compliance

610 - Building Temperature

Not In Compliance

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

(16) The temperature of the inside area of the premises shall be sixty-five (65) to eighty-two (82) degrees Fahrenheit.

Findings:

General: Based on observation, interview and review of documentation, the child care center failed to maintain premises in accordance with regulatory requirements, i.e. the child care center was without heat in the right side of Building 612 and failed to seek repair for several days while children were in care. Interview with staff revealed the heat was out in the child care center for several days and was also observed to be inoperable in the right side of the building during the inspection on 02/06/20. Interview with the staff-in-charge revealed the thermostat was not accurate with the reading of seventy-one (71) degrees Fahrenheit. She stated it was much colder.

Signature of Provider/Representative

Title

Date