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Inspection Report

Provider Name: Smart Beez Learning Center	Provider Information	CLR No: L383125
Provider Address: 435 Southland Drive, Lexington, KY, 40503	Provider Type: LICENSED TYPE I	Capacity: 48
Owner(s): Smart Beez, Llc		Director(s): Jarrar, Roaa Majed

Inspection Type: Renewal Application	Inspection Information	Inspection No: 247063
Date Initiated: 12/13/2018 10:00 AM	Date Concluded: 12/13/2018 12:45 PM	
	No. of Children Present: 28	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
320 - Operation instruction/Regulation copy	Not In Compliance
<p>922 KAR 2:090. Section 8. General. (2) Child-care center staff shall be: (a) Instructed by the child-care center’s director regarding requirements for operation; and (b) Provided with a copy of this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280.</p> <p>Findings: General: Based on review of documentation, there was not a copy of the current regulations on file in the facility at the time of the survey.</p>	
340 - Staff Meeting	Not In Compliance
<p>922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (i) Conduct, manage, and document in writing recurring staff meetings;</p> <p>Findings: General: Based on review of documentation, there was documentation of only one staff meeting being conducted during the current licensure year presented at the time of the survey.</p>	
350 - Health, Safety, Comfort	Not In Compliance
<p>922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (l) Assure the health, safety, and comfort of each child;</p> <p>Findings: General: Based on observation upon entering the Infant classroom at 10:14 a.m., there was a three-month-old child asleep in a swing with a bottle in his mouth. At 10:33 a.m. the child was still observed sleeping in the swing. There had been no attempt to move the child to a crib during that time.</p>	

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, the following was found:

- 1. Staff person hired 9/31/13 did not have documentation of negative T.B. results on file in the facility that had been obtained within the past two (2) years. The previous T.B. results were dated 11/29/16.
- 2. Staff person hired 7/20/16 did not have documentation of negative T.B. results on file in the facility that had been obtained within the past two (2) years. The previous T.B. results were dated 10/14/16.

400 - 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.**

Findings:

General: Based on review of documentation, the staff person transporting children on the day of the survey did not have documentation of current CPR/First Aid verification on file at the facility. It was determined that the staff person transports the children alone.

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, the following was found:

- 1. Staff person hired 9/3/13 did not have evidence of completing the Pediatric Abusive Head Trauma training within the past five (5) years. The certificate on file was dated 2/26/13.
- 2. Staff person hired on 2/15/15 did not have documentation of any hours of annual training during the last full year of employment.
- 3. Staff person hired on 9/3/13 had documentation of only thirteen (13) hours of annual training during the last full year of employment.

A review of ECE-TRIS records supports the information found during the survey.

Programming

Not In Compliance

480 - Infant/Toddler Combined with Older Children

Not In Compliance

922 KAR 2:120. Section 5. Infant and Toddler Play Requirements.

(2) Except in accordance with subsection (3) of this section or Section 2(2)(c) of this administrative regulation, an infant or toddler under twenty-four (24) months of age shall not participate in an activity with an older child for no more than one (1) hour per day.

(3) If a toddler is developmentally appropriate for a transition to a preschool age group, a toddler may participate in an activity with an older child for more than one (1) hour per day if:

- (a) Space for the toddler is available in the preschool-age group;**
- (b) The staff-to-child ratios and group sizes are maintained based on the age of the youngest child;**
- (c) The center has a procedure for listing a transitioning toddler on attendance records, including a specific day and time the toddler is with either age group; and**
- (d) The child care center has obtained the signature and approval of the toddler's parent on the toddler's transition plan.**

Findings:

General: Based on observation and interview, there were nine (9) children ranging in age from two to three (2 - 3) years being cared for in the Twos classroom. In an interview with staff it was found that the children are grouped together the entire time they are present in the facility. In an interview with the Director it was determined that the facility did not have a procedure for transitioning toddlers or signed approval from the toddlers' parents on a transition plan.

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 six (6) cribs in the Infant classroom had loose-fitting sheets. The cribs were being used for napping infants throughout the day.

Premises

Not In Compliance

520 - Inaccessible Items

Not In Compliance

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

(7) The following shall be inaccessible to a child in care:

- (a) Toxic cleaning supplies, poisons, and insecticides;**
- (b) Matches, cigarettes, lighters, and flammable liquids; and**
- (c) Personal belongings and medications of staff.**

Findings:

General: Based on observation, the following was found:

- 1. There were two (2) staff purses being stored on the floor by the teacher's desk in the Twos classroom. The purses were accessible to the children in care.
- 2. There was a bottle of correction fluid being stored in a lower drawer in the teacher's desk in the Preschool classroom. The fluid was accessible to the children in care.

580 - 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, the following was found:

- 1. The vents in the two (2) bathrooms in the hallway had an accumulation of dust and dirt.
- 2. The carpet on the floor in the Preschool classroom had an accumulation of dirty tape residue, crumbs and art media scraps.
- 2. The carpet in the Twos classroom had several tears and an accumulation of dirty tape residue.
- 3. There was an abundance of crayon/marker marks on the walls and most of the furniture in the Two's classroom.

Hygienic Practices

Not In Compliance

660 - 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, the staff person in the Infant classroom changed a child's diaper and did not wash her hands afterwards.

Inspection Report

First Aid/Medication

Not In Compliance

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, there was a large bottle of Ibuprophen and a large bottle of Tums located on a shelf in the Director's office. The medication was not in a locked area of the facility.

Outdoor Play Area

In Compliance

Equipment

In Compliance

Transportation

Not In Compliance

890 - Vehicle Inspection Documentation

Not In Compliance

922 KAR 2:120. Section 12. 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, there was no current inspection documentation for the facility's van on file in the facility.

Food Service/Food Program

In Compliance

Food Service

Not In Compliance

1000 - 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, there was a three-month-old child asleep in a swing with a bottle in his mouth in the Infant classroom.

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, there were two (2) bottles setting out that were not in use and not covered in the Ones & Twos classroom.

Inspection Report

1120 - Sufficient Room/Eating Utensils Supplied

Not In Compliance

922 KAR 2:120. Section 9. Food and Meal Requirements.

(13) Meals shall be:

(b) Served to a child:

- 1. Seated with sufficient room to manage food and tableware; and
- 2. Supplied with individual eating utensils designed for use by a child.

Findings:

General: Based on observation, there was an eight-month-old child drinking a bottle in a bouncy seat in the Infant classroom. The child was not seated properly for a meal.

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, a child enrolled 7/3/18 did not have a current immunization certificate on file in the facility. The certificate on file had an expiration date of 9/15/18.

1140 - Enrollment Information

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(b) A written record for each child:

- 1. Completed and signed by the child's parent;
- 2. Retained on file on the first day the child attends the child-care center; and
- 3. To contain:
 - a. Identifying information about the child, which includes, at a minimum, the child's name, address, and date of birth;
 - b. Contact information to enable a person in charge to contact the child's:
 - (i) Parent at the parent's home or place of employment;
 - (ii) Family physician; and
 - (iii) Preferred hospital;
 - c. The name of each person who is designated in writing to pick-up the child;
 - d. The child's general health status and medical history including, if applicable:
 - (i) Allergies;
 - (ii) Restriction on the child's participation in activities with specific instructions from the child's parent or health professional; and
 - (iii) Permission from the parent for third-party professional services in the child-care center;
 - e. The name and phone number of each person to be contacted in an emergency involving or impacting the child;
 - f. Authorization by the parent for the child-care center to seek emergency medical care for the child in the parent's absence;

Findings:

General: Based on review of documentation, six (6) out of the ten (10) children's files presented for review did not have documentation of a preferred hospital listed by the parent.

Written Documentation

Not In Compliance

1160 - Daily Attendance Records

Not In Compliance

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;

Findings:

General: Based on review of documentation, there were thirty-five (35) children present in the facility at the time of the initial tour of the facility. A review of the facility's attendance records found that there were only twenty-eight (28) children signed in with an arrival time on the facility's attendance record.

Posted Documentation

Not In Compliance

1220 - Diapering/Handwashing

Not In Compliance

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

(9) The proper methods of diapering and hand-washing shall be posted at each diaper changing area.

Findings:

General: Based on observation, the proper methods of diapering and hand washing were not posted in the changing area in the Twos classroom.

Animals

In Compliance

Signature of Provider/Representative

Title

Date