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Adam Mather
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Inspection Report

Provider Name: Bengal Tots 24-7 Learning Center	Provider Information	CLR No: L383152
Provider Address: 8045 Connector Dr., Florence, KY, 41042	Provider Type: LICENSED TYPE I	Capacity: 172
Owner(s): Bengal Tots 24 7 Learning Center, LLC		Director(s): Bolte, Nancy Rose

Inspection Type: Renewal Application	Inspection Information	Inspection No: 217375
Date Initiated: 11/10/2016 9:50 AM	Date Concluded: 11/14/2016 7:20 PM	
	No. of Children Present:	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	In Compliance
Employee Records	Not In Compliance
300 - Background checks/left alone	Not In Compliance

922 KAR 2:090. Section 6. License Issuance.

(5) An individual described in subsection (4) of this section shall:

(a) Submit to background checks described in paragraph (b) of this subsection;

(b) May be employed or work with a child on a probationary basis for up to ninety (90) calendar days, pending completion of a:

1. Child abuse or neglect check using the central registry in accordance with 922 KAR 1:470;

2. Criminal records check required by KRS 199.896(19);

3. Criminal records check for any previous state of residence if the person resided outside the state of Kentucky in the last five (5) years; and

4. An address check of the Sex Offender Registry; and

(c) Not be left alone in the presence of a child until copies of the background checks in accordance with paragraph (b) of this subsection have been received by the licensee.

Findings:

General: Based on Review of Documentation, staff rehired on 10/19/16 did not have a new criminal records check submitted according to staff in charge. She was not working alone at the time of the survey.

320 - TB Verification

Not In Compliance

922 KAR 2:110. Section 5. 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, staff rehired on 10/19/16 did not have documentation from a health care professional stating that she was free of active tuberculosis.

325 - CPR/First Aid Coverage**Not 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.

Findings:

General: Based on Review of Documentation, no staff member working first shift is certified in First Aid.

330 - Adequate Substitute(s)**Not In Compliance****922 KAR 2:110. Section 5. Staff Requirements.**

(6) Child-care centers shall have available in case of need:

- (a) One (1) qualified substitute staff person for a Type II child-care center; or
- (b) Two (2) qualified substitute staff persons for a Type I child-care center.

Findings:

General: Based on Interview, there are no substitute teachers listed for the facility.

340 - Training**Not In Compliance****922 KAR 2:110. Section 5. Staff Requirements.**

(14) 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 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 pediatric abusive head trauma training completed once every five (5) years.

Findings:

General: Based on Review of Documentation and ECE-Tris records, staff hired on 02/16/15 and 02/13/14 did not have the required fifteen (15) hours of cabinet approved training on file.

Programming**Not In Compliance****350 - Program of Activities Followed****Not In Compliance****922 KAR 2:120. Section 2. Child Care Services.**

(4) The child-care center shall provide a daily planned program:

- (a) Posted in writing in a conspicuous location with each age group and followed;
- (b) Of activities that are individualized and developmentally appropriate for each child served;
- (c) That provides experience to promote the individual child's physical, emotional, social, and intellectual growth and well-being; and
- (d) That offers a variety of creative activities including the following:
 1. Art;
 2. Music;
 3. Dramatic play;
 4. Stories and books;
 5. Science;
 6. Block building;
 7. Tactile activity;
 8. Culture;
 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:
 - a. Have some free choice of activities;
 - b. If desired, play apart from the group at times;

Findings:

General: Based on Observation, during a tour of the younger two-year-old room the planned program of activities that was posted was dated for October 24th. The daily planned program of activities posted on the wall outside of the younger one-year-old room was dated for September. In the infant room there was not a planned program of activities posted. While in the surveyor was in the room one (1) of the staff pulled the plan of activities out of a bag and indicated that they moved the room last night and did not put the lesson plan back on the wall. During a tour of the older one-year-old room there was not a planned program of activities posted. Staff in the room indicated during interview they moved the room the night before and the lesson plan is in a binder.

Inspection Report**Premises****Not In Compliance****500 - Building Requirements****Not In Compliance****922 KAR 2:120. Section 4. Premises Requirements.****(5) The building shall be constructed to ensure the:****(a) Building is:**

- 1. Dry;**
- 2. Adequately heated;**
- 3. Ventilated; and**
- 4. Well lit, including clean light fixtures that are:**
 - a. In good repair in all areas; and**
 - b. Shielded or have shattered proof bulbs installed; and**

(b) Following are protected:

- 1. Windows;**
- 2. Doors;**
- 3. Stoves;**
- 4. Heaters;**
- 5. Furnaces;**
- 6. Pipes; and**
- 7. Stairs.**

Findings:

General: Based on Observation, during a tour of a bathroom used by the children in the eating area by the water fountain there was an overhead light that was missing the cover leaving the light bulb exposed. During the exit conference with staff in charge it was indicated that the bulb is shatter proof. However, there was no documentation available to verify the bulb was shatter proof. During a tour of the younger 2's room there were three (3) overhead lights that were not working properly.

520 - 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, during a tour of the three-year-old room there were numerous areas of chipping and peeling paint. Some of the areas had drywall exposed. There was an area in the book area that had drywall mud on areas that had not been sanded or painted. In addition there was a crack in the purple wall under the window. Further down the same wall there was a large area where the paint had peeled off. In the younger two-year-old room there were two (2) ceiling tiles that were water stained. There was also numerous areas of chipping and peeling paint on the walls. During a tour of the older one-year-old room there were numerous areas of chipping and peeling paint observed on the walls as well as two (2) water stained ceiling tiles. In the girls' bathroom located across from the older one-year-old room there were areas of chipping and peeling paint. In the boys' bathroom located beside the girls' bathroom there were four (4) holes in the wall near the light switch. There was also an overhead light in the boys' bathroom that was not working. The sink in the bathroom located in the eating area next to the water fountain had a yellow dried substance in the bowl. In the older two-year-old room located where the gym and eating area are located there were areas of chipping and peeling paint. In addition there were several floor tiles missing in the area where the workbench is located. The area where the tiles were missing had been covered with an area rug. During the exit conference with staff it was indicated that when the room was added a bar was removed from the area leaving the space where the tiles are missing. Further interview with staff found that the missing floor tiles were missing when the room was added and inspected and there was no mention of this being a problem. It was also indicated that they no longer make the tiles that are missing from the floor in this area.

565 - Infant/Toddler Indoor Space**Not In Compliance****922 KAR 2:120. Section 5. Infant and Toddler Play Requirements.****(1) Infant and toddler inside areas shall:**

- (a) Be separate from an area used by an older child;**
- (b) Not be an exit or entrance; and**
- (c) Have adequate crawling space for an infant or toddler away from general traffic patterns of the center.**

Findings:

General: Based on Observation, at the time of the survey the room labeled Lab 2 Room was divided into two (2) classrooms. The infants were located at the back of the room with a half wall and door to enter the space. The space at the front of the room was occupied by the younger one-year-old children. In order to enter the infant area you must enter the main door into the room. There is a shelf by the door that sections off a portion of the one-year-old room. However, children were observed in the path to the half door that leads to the infant area. Therefore there is a direct traffic pattern through the one-year-old room to get to the infant area. During an interview with staff it was indicated that the older one-year-old class had been located where the infants are now located and that the rooms were switched the night before. In addition the staff person in charge stated during interview that they had been told that the way the rooms are set up was okay.

Inspection Report**Hygienic Practices****Not In Compliance****600 - 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; and**
- (c) 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; and**
 - 9. If possible, before administering first aid.**

Findings:

General: Based on Observation, during a tour of the older one-year-old room a staff person wiped a child's nose with a wipe and did not wash her hands afterward.

625 - Diaper Changing Area/Surface**Not In Compliance****922 KAR 2:120. Section 10. 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, during a tour of the boys' bathroom located beside the girls' bathroom a changing table was observed in the larger stall. The changing mat on the changing table was torn. During an interview with the staff person in charge it was indicated that they do not use the changing table in the boys' bathroom.

First Aid/Medication**Not In Compliance****660 - Medication Administration****Not In Compliance****922 KAR 2:120. Section 7. First Aid and Medicine.****(4) Prescription and nonprescription medication shall be administered to a child in care:**

- (a) With a daily written request of the child's parent.**
- (b) According to the directions or instructions on the medication's label.**

Findings:

General: Based on Review of Documentation, it was found that parents who want diaper ointment applied for diaper rash are putting "as needed" for the instructions. It was also found that on 7/7/16, Tylenol was administered to a child even though the parent did not document a time for the Tylenol to be administered. On 7/30/16 Polymyxin was administered to a child without the parent documenting a time for the the medication to be given. This was also true on 6/30/16 when Amoxicillin was administered to a child. On 5/16/16-5/21/16 a child was administered Guanfacine without a time to be administered documented by the parent and on 4/11/16 Methyphenidate was administered to a child even though the parent had not documented a time for the medication to be administered.

665 - Administration Record**Not In Compliance****922 KAR 2:120. Section 7. First Aid and Medicine.****(5) The child-care center shall keep a written record of the administration of medication, including:**

- (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.**

Findings:

General: Based on Review of Documentation, it was found that when staff administer medication only the initials of the person are used and not the staff person's named.

Inspection Report

670 - 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;
- (b) Kept in the original bottle; and
- (c) Properly labeled.

(7) Medication shall not be given to a child if the expiration date on the bottle has passed.

Findings:

General: Based on Observation, during a tour of the facility each classroom had a first aid box mounted to the wall. The first aid boxes have two (2) latches on the side to open and close the box. There were no key locks, pad locks, combination locks or any other form of lock on the first aid boxes at the time of the survey. During a tour of the facility medication was observed in these first aid boxes. In the unlocked first aid box in the one-year-old room there was a bottle of Kirkland Anti-Diarrheal, a bottle of Aleve liqui-gels and a container of Butte Paste diaper ointment, an Epi-pen, teething tablets and Family dollar brand infant gas relief drops were found. In addition to the medications being in the unlocked first aid box on the wall it was also found that the diarrhea medication and the Aleve liqui-gels were not labeled for an individual. In the room labled Lab 2 with the younger one-year-old children in the front half of the room an unlocked first aid box was observed mounted on the wall with a bottle of Walgreen brand pain reliever and a bottle of Children's Allergy Relief medication. Neither of these items were labeled for an individual. An unlocked first aid box was observed mounted on the wall in the office by the door. Inside the unlocked first aid box was a bottle of D-Amphetamine, Children's Tylenol, and Epi-Pen, and inhaler, a bottle of Children's antacid, a bottle of anti-diarrheal, Zarbes Natural cough syrup, Children's Junior Ibuprofen, Junior Strength Advil, Infant Advil, Children's Sudafed, Hyland's brand 4Kids cold and Cough, and two (2) packets of Neosporin triple antibiotic ointment. The bottle of anti-diarrheal and the packets of triple antibiotic ointment were not labled for an individual. During an interview with the staff person in charge it was indicated that packets of Neosporin ointment came in the first aid kit. The staff person in charge also indicated that the fist aid boxes have always had medication inside them and they have never received a deficiency regarding them being in the first aid box.

Outdoor Play Area

In Compliance

Equipment

Not In Compliance

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, during a tour of the infant room there were nine (9) cribs observed with loose fitting sheets. During an interview with the staff person in charge it was indicated the facility was issued a deficiency for the same thing last year and were given suggestions from technical assistance but the suggestions did not work.

755 - Toys/Equipment/Furniture

Not In Compliance

922 KAR 2:120. Section 11. Toys and Furnishings.

(1) All toys, equipment, and furniture contacted by a child shall be:

- (a) Kept clean and in good repair; and
- (b) Free of peeling, flaking, or chalking paint.

Findings:

General: Based on Observation, during a tour of the indoor gym there were two (2) vinyl mats that were multicolored. The mats had several areas that were worn and torn. This does not allow for the mats to be sanitized properly. During a tour of the older one-year-old room there was a V-Tech brand Discovery Nursery Farm that had a piece missing from the keyboard. In the same room there was an electronic toy with a steering wheel that required batteries. However, the back to the compartment that held the batteries was missing as well as the batteries.

Transportation

Not Applicable

Food Service

In Compliance

Children's Records

In Compliance

Written Documentation

Not In Compliance

1130 - Confidentiality/Maintenance/Access

Not In Compliance

922 KAR 2:110. Section 3. Records.

(2) A child-care center shall:

- (a) Maintain the confidentiality of a child's record;
- (b) Maintain all records for five (5) years; and
- (c) Provide the cabinet access and information in the completion of the investigation pursuant to KRS 620.030(4).

Findings:

General: Based on Observation, during a tour of the Pre-K room there was a list of children with specific allergies posted on the side of a cabinet by the sink. This same list was observed postd on the wall in the older two-year-old room. The list was not covered and was in view for anyone who came in the classroom to see. There was no documentation available to verify that parental permission had been given to the facility to post their child's name and allergy in public view.

Posted Documentation

In Compliance

Animals

In Compliance

Signature of Provider/Representative

Title

Date