



**Andy Beshear**  
GOVERNOR

**CABINET FOR HEALTH AND FAMILY SERVICES**  
**OFFICE OF INSPECTOR GENERAL**

**Melissa A. Moore, Director**  
**Division of Regulated Child Care**  
Eastern Branch  
455 Park Place, Suite 120A  
Lexington, KY 40511  
Phone: (859) 246-2301 Fax: (859) 246-2307  
<https://chfs.ky.gov/agencies/os/oig>

**Eric Friedlander**  
SECRETARY

**Adam Mather**  
INSPECTOR GENERAL

**Inspection Report**

<b>Provider Name:</b> Bengal Tots 24-7 Learning Center <b>Provider Address:</b> 8045 Connector Dr., Florence, KY, 41042 <b>Owner(s):</b> Bengal Tots 24 7 Learning Center, Llc	<b>Provider Information</b> <b>Provider Type:</b> LICENSED TYPE I	<b>CLR No:</b> L383152 <b>Capacity:</b> 172 <b>Director(s):</b> Richard, Camree Alexa
<b>Inspection Type:</b> Renewal Application <b>Date Initiated:</b> 11/18/2019 9:30 AM	<b>Inspection Information</b> <b>Date Concluded:</b> 11/18/2019 11:30 AM <b>No. of Children Present:</b> 61	<b>Inspection No:</b> 291729

Inspection Report	
Background Checks	Not In Compliance
<b>20 - Out of state background checks</b>	Not In Compliance
<p><b>922 KAR 2:280. Section 5. Checks of Other States.</b>  <b>(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:</b>  <b>(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:</b>  <b>1. An in-state criminal records check by:</b>  <b>a. Means of fingerprints for the state of residence; or</b>  <b>b. Any means accepted by a state of prior residency;</b>  <b>2. A check of the state's sex offender registry or repository; and</b>  <b>3. A check of the state-based child abuse and neglect registry and database; and</b>  <b>(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.</b></p>	
<b>Findings:</b>	
General: Based on review of documentation, it was found that one staff member did not have evidence of a CAN check from Ohio, which the staff person has lived within the last five years. The date of hire for this staff is 10/28/2019. It is important to note that this staff member was not working alone at the time of the survey.	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
<b>350 - Health, Safety, Comfort</b>	Not In Compliance
<p><b>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</b>  <b>(1) A director shall:</b>  <b>(l) Assure the health, safety, and comfort of each child;</b></p>	
<b>Findings:</b>	
General: Based on observation, this regulatory requirement was not met. The following items were unsafe or unhealthy for the children in care:	
1. Unprotected electrical outlets were observed in the gym (this electrical outlet plate was also cracked and broken), and in the women's hall bathroom next to the cafeteria.	
2. A glass crock-pot lid was observed in the women's hall bathroom near the cafeteria. The crock-pot lid was sitting on the top of a plastic three-drawer storage container inside the bathroom.	

**Inspection Report****Employee Records****Not In Compliance****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, it was found that one staff person did not have evidence of being free from TB prior to employment at the facility. The date of hire for this staff person is 10/28/2019.

**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, it was found that one staff member did not have the required 15 hours of training for the last full licensure year. The date of hire for this staff member is 01/05/2017. A review of ECE-TRIS confirmed these findings.

**Programming****In Compliance****Premises****Not In Compliance****540 - Premises Requirements****Not In Compliance****922 KAR 2:120. Section 4. Premises Requirements.****(1) The premises shall be:**

- (a) Suitable for the purpose intended;**
- (b) Kept clean and in good repair;**

**Findings:**

General: Based on observation, this regulatory requirement was not met. The following items were found:

1. Cobwebs were observed in the gym around the top of the large windows.
2. An electrical outlet plate cover was broken in the gym.
3. A dusty vent was observed in the Older 2's men's bathroom.
4. A dusty vent was observed in the men's hall bathroom near the cafeteria.
5. A dusty vent was observed in the women's hall bathroom near the cafeteria.
6. The women's bathroom, inside the Older 2's Room, contained several crayon marks on the bathroom door.
7. The women's bathroom, inside the Older 2's Room, contained a section of baseboard that was not attached to the wall, and a section of baseboard was missing below the sink.
8. A section of wooden door trim was broken and missing in the men's hall bathroom near the cafeteria.

**560 - 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. Ventilated; and**
- 3. Well lit, including clean light fixtures that are:**
  - a. In good repair in all areas; and**
  - b. Shielded or have shatter-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, this regulatory requirement was not met. The women's bathroom, located in the hall near the cafeteria, contained an unprotected light bulb over the toilet. It could not be determined if the light bulb was shatter-proof.

## Inspection Report

### 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, this regulatory requirement was not met. The gym contained an area of drywall that was in disrepair by the exit door. The section of drywall contained chipped paint and crumbled drywall where the baseboard was missing.

### 650 - Toilet

Not In Compliance

#### 922 KAR 2:120. Section 10. 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, this regulatory requirement was not met. The light in the men's bathroom inside the Older 2's Room was not working.

#### Hygienic Practices

In Compliance

#### 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, this regulatory requirement was not met. The Infant Room contained two bottles of medicine that were not labeled with children's names. The medications were as follows: CVS Children's Pain & Fever Acetaminophen, and Good Sense Children's Pain & Fever Acetaminophen.

#### Outdoor Play Area

Not In Compliance

### 755 - Protective Surface

Not In Compliance

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

(21) A protective surface shall:

(a) Be provided for outdoor play equipment used to:

1. Climb;
  2. Swing; and
  3. Slide; and
- (b) Have a fall zone equal to the height of the equipment.

##### Findings:

General: Based on observation, this regulatory requirement was not met. The following was observed:

1. The playground contained a Little Tikes orange caterpillar climber that was located on the grass. The climber was approximately 2.5 feet tall.
2. Two climbing tunnels were observed on the playground. One of the climbing tunnels was located on the grass and one was located on the blacktop.

Inspection Report	
Equipment	Not In Compliance
<b>820 - Indoor/Outdoor Equipment</b>	<b>Not In Compliance</b>
<p><b>922 KAR 2:120. Section 11. Toys and Furnishings.</b></p> <p><b>(2) Indoor and outdoor equipment shall:</b></p> <p><b>(a) Be clean, safe, and in good repair;</b></p> <p><b>(b) Meet the physical, developmental needs, and interests of children of different age groups;</b></p> <p><b>(c) Be free from sharp points or corners, splinters, protruding nails or bolts, loose or rusty parts, hazardous small parts, lead-based paint, poisonous material, and flaking or chalking paint; and</b></p> <p><b>(d) Be designed to guard against entrapment or situations that may cause strangulation.</b></p>	
<p><b>Findings:</b></p> <p>General: Based on observation, this regulatory requirement was not met. The following items were in disrepair:</p> <ol style="list-style-type: none"> <li>1. The hand washing sink handle was not secured to the sink in the Older 2's men's bathroom.</li> <li>2. A broken blue tarp was observed laying on the black-top area of the playground.</li> <li>3. The gardening area of the playground contained wire fencing that was in disrepair. The wire fencing was leaning down and contained areas of sharp wires that were exposed.</li> </ol>	
<b>Transportation</b>	<b>Not Applicable</b>
<b>Food Service/Food Program</b>	<b>In Compliance</b>
<b>Food Service</b>	<b>In Compliance</b>
<b>Children's Records</b>	<b>Not In Compliance</b>
<b>1140 - Enrollment Information</b>	<b>Not In Compliance</b>
<p><b>922 KAR 2:090. Section 9. Records.</b></p> <p><b>(1) A child-care center shall maintain:</b></p> <p><b>(b) A written record for each child:</b></p> <ol style="list-style-type: none"> <li>1. Completed and signed by the child's parent;</li> <li>2. Retained on file on the first day the child attends the child-care center; and</li> <li>3. To contain:               <ol style="list-style-type: none"> <li>a. Identifying information about the child, which includes, at a minimum, the child's name, address, and date of birth;</li> <li>b. Contact information to enable a person in charge to contact the child's:                   <ol style="list-style-type: none"> <li>(i) Parent at the parent's home or place of employment;</li> <li>(ii) Family physician; and</li> <li>(iii) Preferred hospital;</li> </ol> </li> <li>c. The name of each person who is designated in writing to pick-up the child;</li> <li>d. The child's general health status and medical history including, if applicable:                   <ol style="list-style-type: none"> <li>(i) Allergies;</li> <li>(ii) Restriction on the child's participation in activities with specific instructions from the child's parent or health professional; and</li> <li>(iii) Permission from the parent for third-party professional services in the child-care center;</li> </ol> </li> <li>e. The name and phone number of each person to be contacted in an emergency involving or impacting the child;</li> <li>f. Authorization by the parent for the child-care center to seek emergency medical care for the child in the parent's absence;</li> </ol> </li> </ol>	
<p><b>Findings:</b></p> <p>General: Based on review of documentation, it was found that two children's files did not contain a physician's name or contact information. The dates of enrollment for these children are 06/12/2017 and 04/07/2018.</p>	
<b>Written Documentation</b>	<b>In Compliance</b>
<b>Posted Documentation</b>	<b>In Compliance</b>
<b>Animals</b>	<b>In Compliance</b>