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Inspection Report

Provider Name: Learn N Grow, LLC	Provider Information	CLR No: L383264
Provider Address: 29 Magnolia St., Suite 2, Upton, KY, 42784	Provider Type: LICENSED TYPE I	Capacity: 73
Owner(s): Learn N Grow, Llc		Director(s): Sullivan, Maribrooke Jeananne

Inspection Type: Renewal Application	Inspection Information	Inspection No: 217308
Date Initiated: 11/01/2016 10:21 AM	Date Concluded: 11/01/2016 2:12 PM	
	No. of Children Present: 31	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance

275 - Caregiver Alone **Not In Compliance**

922 KAR 2:110. Section 4. Director Requirements and Responsibilities.
(1) Effective with the adoption of this administrative regulation, a director shall:
(n) Assure that a person acting as a caregiver of a child in care shall not be left alone with a child, if the licensee has not received the results of the background checks as described in Section 3(1)(e)6 of this administrative regulation;

Findings:

General: Based on Observation, record review and interview, the child care center director failed to assure compliance with regulatory caregiver requirements. Observation of the Three (3) to Four (4) year classroom revealed staff with a hire date of 05/09/16 was allowed to work alone with supervisory and/or disciplinary control of eight (8) preschool aged children. Review of employee record revealed the staff failed to complete an out-of-state criminal records check for the state of Ohio as it was indicated that he/she resided in Ohio within the last five (5) years. Exit interview with the child care center director revealed she was unaware that she had to complete an out-of-state background check for the staff.

285 - Parental/Family Involvement Activity **Not In Compliance**

922 KAR 2:110. Section 4. Director Requirements and Responsibilities.
(1) Effective with the adoption of this administrative regulation, a director shall:
(p) Coordinate at least one (1) annual activity involving parental or family participation.

Findings:

General: Based on Review of Documentation, and interview, the child care center director failed to assure compliance with regulatory requirements with regard to parental/family involvement activities. Review of record revealed no documented evidence that the director coordinated at least one (1) annual activity involving parental or family participation. Exit interview with the child care center director revealed acknowledgement of deficient practice.

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 Observation, record review and interview, the child care center failed to maintain employee records in accordance with regulatory requirements. Observation of the Three (3) to Four (4) year classroom revealed staff with a hire date of 05/09/16 who worked alone with supervisory and/or disciplinary control of eight (8) preschool aged children. Review of employee record revealed the staff failed to complete an out-of-state criminal records check for the state of Ohio as it was indicated that he/she resided in Ohio within the last five (5) years. Exit interview with the child care center director revealed she was unaware that she had to complete an out-of-state background check for the staff.

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, and interview, the child care center failed to maintain employee records in accordance with regulatory requirements. Review of employee record for staff with a hire date of 09/02/14 revealed no documented evidence of a current statement from a health professional that the staff is free of active tuberculosis. Further review revealed the previous statement expired 05/22/16. Exit interview with the child care center director revealed acknowledgement of deficient practice.

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 Observation, record review and interview, the child care center failed to maintain employee records in accordance with regulatory requirements with regard to assurance of at least one staff person certified in CPR and first aid. Observation and record review revealed no documented evidence that staff present on the date of the inspection or currently employed with the child care center were certified by a cabinet-approved training agency in infant, child and adult cardiopulmonary resuscitation and infant and child first aid. Interview with the child care center director revealed she had been unable to find someone to recertify her staff for first aid and CPR. Review of records for each staff previously certified revealed each person's certification expired on 09/30/16. Interview with the child care center director revealed the child care center provides care for infant to school-aged children and she was unaware that no one at the center was currently certified in first aid and/or CPR.

Programming

Not In Compliance

420 - Infant Sleep Position

Not In Compliance

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.

(1) An infant shall sleep or nap on the infant's back unless the infant's health professional signs a waiver that states the infant requires an alternate sleeping position.

Findings:

General: Based on Observation, record review and interview, the child care center failed to comply with regulatory programming requirements. Observation of the Nursery for children Three (3) months to Eight (8) months revealed two (2) infants asleep in swings and one (1) infant asleep in a bouncy style bed. Review of children's records did not reveal waivers signed by a health professional that would have indicated a medical requirement for the alternated sleep positions. Interview with the child care center staff person in charge revealed no documented evidence of a signed waiver by a health professional.

Inspection Report

Premises

Not In Compliance

590 - 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, and interview, the child care center failed to maintain the premises in accordance with regulatory requirements. Observation of the bathroom located in the Afterschool classroom revealed a toilet with a dried yellow discolored substance indicative of urine on the toilet seat. Exit interview with the child care center director revealed acknowledgement of deficient practice.

Hygienic Practices

Not In Compliance

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, record review and interview, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. Observation of the Two (2) year old classroom revealed a diaper changing mat with smeared brown substance indicative of feces on the surface. In addition, the diaper changing mat was observed to be damaged as it was torn with exposed foam on the surface. Review of DRCC records dated 09/18/15 revealed the child care center was previously cited with deficiencies with regard to the diaper changing area/surface. The deficiency previous stated revealed dirt and debris under the changing pad in the same room. A Plan of Correction submitted, with corrective action to have occurred on 10/08/15, revealed the director was to spot check the changing tables to make sure they were clean at all times. The director stated he/she would check to make sure debris was removed and remind staff during monthly staff meetings of compliance requirements. Exit interview with the child care center director revealed acknowledgement of deficient practice.

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

685 - Playground Clean

Not In Compliance

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

(20) An outdoor play area shall be:

(c) Free from:

- 1. Litter;**
- 2. Glass;**
- 3. Rubbish; and**
- 4. Flammable materials;**

Findings:

General: Based on Observation, and interview, the child care center failed to maintain an outdoor play area in accordance with regulatory requirements. Observation of the One (1) to Two (2) year playground revealed trash throughout the playground area. Interview with the staff in charge revealed the teachers were supposed to maintain the playground area.

695 - 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, record review and interview, the child care center failed to maintain premises in accordance with regulatory requirements. Observation of the Three (3) year and the Four (4) year old playground areas revealed river rocks scattered around with the ground exposed under the slide and swing areas of each playground. Review of DRCC records dated 09/18/15 revealed the child care center received a deficiency for the same concerns and a plan of correction (POC) was submitted, with corrective action to have occurred on 10/02/15. The POC revealed the first staff member of the day who entered the playground area was to do an overall check of the playground. If rocks needed to be moved to cover the slide or swing area, the director was to do so. Exit interview with the child care center director revealed acknowledgement of deficient practice.

Equipment

In Compliance

Transportation

Not Applicable

Inspection Report

Food Service

Not In Compliance

910 - Bottle Feeding

Not In Compliance

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

(11) While bottle feeding an infant, the:

- (a) Child shall be held; and**
- (b) Bottle shall not be:**
 - 1. Propped;**
 - 2. Left in the mouth of a sleeping infant; or**
 - 3. Heated in a microwave**

Findings:

General: Based on Observation, and interview, the child care center failed to maintain food service in accordance with regulatory requirements. Observation of the Nursery with children Three (3) months to Eight (8) months revealed an infant in a carrier style seat with blankets used to prop his/her bottle when he/she was fed. Interview with the child care center staff revealed the infant was five (5) months of age. Exit interview with the child care center director revealed acknowledgement of deficient practice.

940 - Frozen Food

Not In Compliance

922 KAR 2:120. Section 8. Kitchen Requirements.

(5) Frozen food shall be:

- (a) Kept at a temperature of zero degrees Fahrenheit or below; and**
- (b) Thawed:**
 - 1. At refrigerator temperatures;**
 - 2. Under cool, potable running water;**
 - 3. As part of the cooking process; or**
 - 4. By another method in accordance with the Department of Public Health's food safety standards and permits, established in KRS Chapter 217.**

Findings:

General: Based on Review of Documentation, and interview, the child care center failed to maintain food service in accordance with regulatory requirements. Record review of the Kitchen One (1) door freezer's temperature measuring device revealed the measured temperature was eleven (11) degrees Fahrenheit. Additional record review of the Kitchen Two (2) door refrigerator freezer's temperature measuring device revealed the measured temperature was seventeen (17) degrees Fahrenheit. Both freezers were found to be above the regulatory requirement of zero degrees per 922 KAR 2:120, Section 8, Kitchen Requirements. Exit interview with the child care center director revealed acknowledgement of deficient practice.

Children's Records

Not In Compliance

1075 - Enrollment Information

Not In Compliance

922 KAR 2:110. Section 3. 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 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 situation 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, and interview, the child care center failed to maintain children's records in accordance with regulatory requirements. Review of record for a child with the enrollment date of 03/03/16 revealed no documented evidence of a family physician for the child, which should have been indicated by the parent or legal guardian upon enrollment. Exit interview with the child care center director revealed acknowledgement of deficient practice.

Written Documentation

Not In Compliance

1105 - Professional Development

Not In Compliance

922 KAR 2:110. Section 3. Records.

(1) A child-care center shall maintain:

- (f) A written annual plan for child-care staff professional development;**

Findings:

General: Based on Review of Documentation, and interview, the child care center failed to maintain written documentation in accordance with regulatory requirements. Record review revealed the child care center failed to have a written annual plan or individualized plan for staff with a hire dates of 08/28/14, 07/28/14, 09/02/14 and 11/13/14, for child care professional development. Exit interview with the child care center director revealed the professional development plan had not been completed.

Inspection Report

1120 - Fire Drills

Not In Compliance

922 KAR 2:110. Section 3. Records.

(1) A child-care center shall maintain:

(i) A written record of practiced fire drills conducted monthly detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;

Findings:

General: Based on Review of Documentation, and interview, the child care center failed to maintain written documentation in accordance with regulatory requirements. Review of the child care center's written documentation revealed no documented evidence that fire drills were conducted detailing the date, time and children who participated for the months of September 2016 and October 2016, in accordance with 922 KAR 2:120, Section 3. Exit interview with the child care center director revealed acknowledgement of deficient practice.

1140 - Fire Drills

Not In Compliance

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

(12) A fire drill shall be conducted during hours of operation:

- (a) At least monthly; and
(b) Documented.

Findings:

General: Based on Review of Documentation, and interview, the child care center failed to maintain written documentation in accordance with regulatory requirements. Review of the child care center's written documentation revealed no documented evidence that fire drills were conducted for the months of September 2016 and October 2016, in accordance with 922 KAR 2:120, Section 3. Exit interview with the child care center director revealed acknowledgement of deficient practice.

Posted Documentation

In Compliance

Animals

Not Applicable

Signature of Provider/Representative

Title

Date