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Inspection Report

Provider Name: Kids N Kapers Daycare Center	Provider Information	License No: L352362
Provider Address: 1896 Courtland Drive, Lexington, KY, 40505	Provider Type: LICENSED TYPE I	Capacity: 40
Owner(s): Kids-n-kapers Daycare Center, LLC		Director(s): Marcum, Libby

Inspection Type: Investigation	Inspection Information	Inspection No: 95331
Visit Start Date: 04/17/2014 3:00 PM	Visit End Date: 04/17/2014 4:15 PM	
No. of Children Present: 40		

Inspection Report	
Supervision	
5 - Children Supervised	Not In Compliance
<p>922 KAR 2:120. Section 2. Child Care Services.</p> <p>(3)(a) Each center shall maintain a child-care program that assures each child will be:</p> <p>1. Provided with adequate supervision at all times by a qualified staff person who:</p> <p>a. Ensures the child is within scope of vision and range of voice; or</p> <p>b. For a school-age child, within scope of vision or range of voice;</p> <p>Findings:</p> <p>General: Based on Observation, the facility failed to maintain adequate supervision at all times by a qualified staff person. At approximately 3:20 p.m., seven (7) children were observed waiting the 1999 Dodge Ramwagon van that is used to transport a child in care for the facility. The van was observed parked in the driveway of the facility. The driver of the van remained seated in the driver seat of the van. The children were observed walking into the facility unattended. The driver of the van moved the van forward into the driveway of the facility once all children had been observed entering the building. The surveyor observed that the children had walked through the facility and into the back outdoor area, where a staff member was present. The surveyor observed that no other staff member had been present inside the facility as the children entered and exited the building. The surveyor observed that once the children entered the building, the children were no longer in scope of vision or range of voice to either the driver of the van or the staff member on the playground. The children were unsupervised for approximately three (3) minutes.</p>	



Inspection Report

Staffing Requirements

40 - Ratios and Group Size

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

(2) Minimum staff-to-child ratios and group size for an operating child-care center shall be maintained as follows:

Age of Children Ratio Maximum Group Size*

Infant

1 staff for 5 children 10

Toddler

1 staff for 6 children 12

Preschool-age 2 to 3 years

1 staff for 10 children 20

Preschool-age 3 to 4 years

1 staff for 12 children 24

Preschool-age 4 to 5 years

1 staff for 14 children 28

School-age 5 to 7 years

1 staff for 15 children 30

School-age 7 and older

1 staff for 25 children

(for before and after school) 30

1 staff for 20 children

(full day of care) 30

***Maximum Group Size shall be applicable only to Type I child-care centers.**

Findings:

General: Based on Observation, the facility failed to maintain minimum staff to child group size for an operating child care center. At the time of survey, thirteen (13) children were observed using the small outdoor play area. The youngest child in the group was eight (8) months of age. The oldest child in the group was three (3) years of age. The minimum group size based upon the age of the youngest child should have not exceeded ten (10) children. The two (2) staff members supervising the group reported that the two (2) year old class and the infant class had gone outside at the same time, causing the failure to maintain minimum staff to child group size. The facility failed to maintain minimum staff to child group size for approximately forty-five (45) minutes. Also, it was observed that the facility failed to maintain minimum staff to child ratios. It was observed that one (1) staff member was left alone supervising twenty (20) school aged children. The youngest child in the group was six (6) years of age. The staff member was alone supervising the children for approximately three (3) minutes on the outdoor play area. The staff member reported that she supervised thirteen (13) children from approximately 2:55-3:20 p.m. At 3:20 p.m. seven (7) additional children joined the group, while the driver parked the van used to transport the seven (7) children.

Director Requirements

265 - Health, Safety, Comfort

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:

(l) Provide for the health, safety, and comfort of each child;

Findings:

General: Based on Observation, the facility failed to provide safety for a child in care. A ten (10) year old child was observed sitting in the front passenger seat of the 1999 Dodge Ramwagon van, used to transport children to the facility. The child was picked up by the facility from Deep Springs Elementary. The child was observed sitting in the passenger seat until arrival to the facility. The manufactory warning of the vehicle states, "Danger, children twelve (12) and under can be killed by airbag. Children should sit as far back as possible." Additionally, at least one (1) child was observed not wearing a seat belt while being transported by the facility on 04/17/2014. This child sat in the third row of the 1999 Dodge Ramwagon used to transport a child in care by the facility. The child was observed getting on the van, sitting in the far right seat or the third row, and not belting a seat belt while the vehicle was in motion. The driver of the vehicle stated that she asked the child if the child was belted, but failed to ensure the child was belted.

Equipment

760 - Indoor/Outdoor Equipment

Not In Compliance

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

(2) Indoor and outdoor equipment shall:

(a) Be clean, safe, and in good repair;

(b) Meet the physical, developmental needs, and interests of children of different age groups;

(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

(d) Be designed to guard against entrapment or situations that may cause strangulation.

Findings:

General: Based on Observation, the facility failed to ensure outdoor equipment be safe and in good repair. At the time of survey, a large wooden play structure was observed leaning on the outdoor play area. The play structure was approximately between fifteen (15) and twenty feet (20) tall. The structure was leaning to the left and would move when body weight was applied to the side of the structure.



Inspection Report

Transportation

865 - Seating

Not In Compliance

922 KAR 2:120. Section 12. Transportation.

(10) Each child shall:

- (a) Have a seat;**
- (b) Be individually belted or harnessed in the seat; and**
- (c) Remain seated while the vehicle is in motion.**

Findings:

General: Based on Observation, the facility failed to ensure that each child be individually belted or harnessed in the seat while the vehicle is in motion. At least one (1) child was observed not wearing a seat belt while being transported by the facility on 04/17/2014. This child sat in the third row of the 1999 Dodge Ramwagon used to transport a child in care by the facility. The child was observed getting on the van, sitting in the far right seat or the third row, and not belting a seat belt while the vehicle was in motion. The driver of the vehicle stated that she asked the child if the child was belted, but failed to further check to ensure the child was belted.

Signature of
Provider/Representative

Title

Date