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**Inspection Report**

<b>Provider Name:</b> Educare Learning Center	<b>Provider Information</b>	<b>CLR No:</b> L352380
<b>Provider Address:</b> 2832 Snow Road, Lexington, KY, 40517	<b>Provider Type:</b> LICENSED TYPE I	<b>Capacity:</b> 80
<b>Owner(s):</b> Educare Learning Center of Lexington, Inc.		<b>Director(s):</b> Kirk, Claudia

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 293862
<b>Date Initiated:</b> 08/24/2020 9:42 AM	<b>Date Concluded:</b> 08/24/2020 11:10 AM	
	<b>No. of Children Present:</b> 16	

Inspection Report	
<b>Background Checks</b>	<b>In Compliance</b>
<b>Supervision</b>	<b>In Compliance</b>
<b>Staffing Requirements</b>	<b>In Compliance</b>
<b>General Administration</b>	<b>In Compliance</b>
<b>Director Requirements</b>	<b>Not In Compliance</b>
<b>340 - Staff Meeting</b>	<b>Not In Compliance</b>
<b>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</b> <b>(1) A director shall:</b> <b>(i) Conduct, manage, and document in writing recurring staff meetings;</b>	
<b>Findings:</b>	
General: Based on interview and review of documentation, the director failed to conduct recurring staff meetings. The staff person in charge presented written verification of only one staff meeting conducted on 2/24/2020. It is important to note, this regulation was cited during a renewal inspection performed on 8/6/2019.	
<b>350 - Health, Safety, Comfort</b>	<b>Not In Compliance</b>
<b>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</b> <b>(1) A director shall:</b> <b>(i) Assure the health, safety, and comfort of each child;</b>	
<b>Findings:</b>	
General: Based on observation, the child-care center failed to meet this regulation. Upon arrival at approximately 9:42 a.m., the surveyor noted that the kitchen door was propped open. It should be noted that one has to walk through the Pre-K classroom to gain access to the kitchen. Six children ages four- to five-years-old were present in the classroom; therefore, had access to the kitchen at the time of the observation.	

Inspection Report

Employee Records

Not In Compliance

390 - Educational Requirements

Not In Compliance

922 KAR 2:090. Section 11. Staff Requirements.

(1) Child-care center staff:

- (a) Hired after January 1, 2009, who have supervisory power over a minor and are not enrolled in secondary education, shall have a:
  1. High school diploma;
  2. GED or qualifying documentation from a comparable educational entity; or
  3. Commonwealth Child Care Credential as described in 922 KAR 2:250;

Findings:

General: Based on review of documentation, the surveyor found a staff person re-hired on 6/15/2020, did not have proof of education on file.

Programming

Not In Compliance

420 - 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) Unless the child-care center is a before- or after-school program that operates part day or less, that offers a variety of creative activities including:

1. Art or music;
2. Math or numbers;
3. Dramatic play;
4. Stories and books;
5. Science or nature;
6. Block building or stacking;
7. Tactile or sensory activity;
8. Multi-cultural exposure;
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:

Based on review of documentation and interview, the child-care center failed to meet this regulation.

The surveyor reviewed lesson plans posted in the Infant, Pre-school, and Pre-K classrooms, and found limited information. For example, only one to two activities were listed on the lesson plans such as, "shells", "paint", "outside", and "clean cubbies". Additionally, the lesson plan posted in the pre-k classroom was incomplete.

Due to the limited amount of information, it could not be determined if the activities met the individual needs and developmental levels of each child. The staff person in charge stated in previous years, the regional program manager had accepted the lesson plans during the summer months.

It is important to note, this regulation was cited during the renewal inspection completed on 8/6/2019.

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, the child-care center failed to meet this regulation as follows:

1. The surveyor observed small clumps of dust hanging in the corners of the restroom located in the preschool classroom. Additionally, a section of black peeling tape and peeling drywall material was observed in the preschool classroom.
2. The surveyor observed water damage at the bottom of the hand-washing sink vanity unit in the two-year-old restroom.
3. The surveyor found peeling paint and caulking around the hand-washing sink located in the kitchen.

**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, the child-care center failed to meet this regulation. The surveyor found the restroom used by the children enrolled in the Pre-K classroom, dimly lit. The surveyor observed only one working light bulb in the light fixture above the hand-washing sink.

**570 - Pest Control**

**Not In Compliance**

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

**(7) Measures shall be utilized to control the presence of:**

- (a) Rodents;**
- (b) Flies;**
- (c) Roaches; and**
- (d) Other vermin.**

**Findings:**

General: Based on observation and interview, the child-care center failed to meet this regulation. The surveyor entered the infant classroom at approximately 9:50 a.m., and observed several gnats flying around a basket and the hand-washing sink. The staff person in charge stated that they have a pest control company to spray for mosquitos.

**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 child-care center failed to meet this regulation. The surveyor found one water stained ceiling tile located in the Pre-K restroom.

**Hygienic Practices**

**In Compliance**

**First Aid/Medication**

**In Compliance**

**Outdoor Play Area**

**Not In Compliance**

**750 - Playground Conditions**

**Not In Compliance**

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

**(20) An outdoor play area shall be:**

- (d) Safe from foreseeable hazard;**
- (e) Well drained;**
- (f) Well maintained;**
- (g) In good repair; and**
- (h) Visible to staff at all times.**

**Findings:**

General: Based on observation, the child-care center failed to meet this regulation. The surveyor found excessive overgrowth of weeds and vines protruding through the fencerow. Additionally, there was standing water at the end of two slides.

**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, the child-care center failed to meet this regulation. The surveyor found inadequate fall zone material (mulch) surrounding the climbing structures. The surveyor found the mulch sparse, and dirt exposed at the end of the slides. It is important to note, this regulation was cited during the renewal inspection completed on 8/6/2019.

**Equipment**

**In Compliance**

**Inspection Report**

**Transportation**  
**Food Service/Food Program**  
**Food Service**

**Not Applicable**  
**In Compliance**  
**Not In Compliance**

**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, the child-care center failed to meet this regulation. The surveyor found seven bottles that were not individually labeled.

**1075 - Bottle Preparation by Parent**

**Not In Compliance**

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

**(4) Formula or breast milk provided by the parent shall be prepared and labeled.**

**Findings:**

General: Based on observation and interview, the child-care center failed to meet this regulation. The surveyor observed a can of Good Start infant formula on a shelf in the infant classroom. The staff person informed the surveyor that she prepares a bottle for one child enrolled in her class. The surveyor found that the formula and water are not pre-measured by the parent prior to the staff person mixing the bottle.

**1130 - Menu**

**Not In Compliance**

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

**(16) A weekly menu shall be:**

- (a) Prepared;**
- (b) Dated;**
- (c) Posted in advance in a conspicuous place;**
- (d) Kept on file for thirty (30) days; and**
- (e) Amended in writing with any substitutions on the day the meal is served.**

**Findings:**

General: Based on interview and review of documentation, the surveyor found an incomplete menu posted in the entryway of the child-care center. The staff person in charge acknowledged that the menu had not been completed for the last week of August, and stated that canned goods and other perishable items had just been delivered.

**Children's Records**

**In Compliance**

**Written Documentation**

**In Compliance**

**Posted Documentation**

**In Compliance**

**Animals**

**Not Applicable**

**Emergency Regulation**

**In Compliance**

Signature of Provider/Representative

Title

Date