Printed Date: 12/01/2022 KID013A v2.0



Andy BeshearGOVERNOR

Provider Name: Auntie's Academy

CABINET FOR HEALTH AND FAMILY SERVICES OFFICE OF INSPECTOR GENERAL

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Eric Friedlander SECRETARY

Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Information

Provider Type: LICENSED TYPE I

Provider Address: 1394 West Lexington Ave., Winchester, KY, 40391

Owner(s): Auntie's Academy, Llc

CLR No: L383530

Capacity: 98

Director(s): Gay, Felicia Shacole

Inspection Information

Inspection Type: Renewal Application

Date Initiated: 08/25/2022 9:00 AM

Date Concluded: 08/29/2022 1:25 PM

No. of Children Present: 54

Inspection No: 322686

Inspection Report

Background Checks

Not In Compliance

5 - Background check/left alone/dismissed/relocated

Not In Compliance

922 KAR 2:280. Section 3. Implementation and Enforcement.

(1) A child care staff member shall complete the background checks required in accordance with this administrative regulation and be found to have no disqualifying offense prior to becoming a child care staff member.

(2) A current or prospective child care staff member shall be subject to background checks in accordance with Sections 4 and 5 of this administrative regulation at intervals pursuant to 45 C.F.R. 98.43(d).

Findings:

General: Based on review of the center's Kentucky Applicant Registry and Employment Screening (KARES) report, three (3) individuals were listed on the report as 'in process'. There was no documentation indicating that the individuals submitted fingerprints for processing; therefore, there was also no determination of eligibility for the individuals. Review of presented staff files and interview with the staff in charge found the dates of hire for the three (3) individuals are 06/01/2022, 06/06/2022, and 08/22/2022. The staff member hired on 06/01/2022, was observed as the sole supervising staff member with nine (9) preschool children for the duration of the inspection.

Supervision

Not In Compliance

90 - Children Supervised 922 KAR 2:120. Section 2. Child Care Services.

(3)(a) Each center shall maintain a child-care program that assures each child shall be:

- 1. Provided with adequate supervision at all times by a qualified staff person who ensures the child is:
- a. Within scope of vision and range of voice; or
- b. For a school-age child, within scope of vision or range of voice;

Findings:

General: Based on review of video footage from the Pre-K room for the day of inspection, the sole staff member with nine (9) preschool children was observed walking into the restroom that was located within the Pre-K room and closing the door, leaving the nine (9) preschool children out of scope of vision and range voice. The staff member remained behind the restroom door for forty-five (45) seconds.

Staffing Requirements

In Compliance



General Administration

Not In Compliance

225 - Licensee Responsibility Not In Compliance

922 KAR 2:090. Section 8. General.

- (1) A licensee shall:
- (a) Be responsible for the operation of the child-care center pursuant to this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280; and
- (b) Protect and assure the health, safety, and comfort of each child.

Findings:

General: Based on observation, the following was found:

- 1.) Multiple electrical outlets in the Pre-K and Ones room did not have proper protective devices in the outlet, thus leaving the exposed outlets in reach of children.
- 2.) In the School-Age and Pre-K rooms, a flat screen television that was not anchored to the wall or the television stand, creating a potential hazard to children.
- 3.) In the Pre-K bathroom, a pair of used latex gloves were lying near the handwashing station. The gloves were rolled into a ball and in reach of children.

Director Requirements

Not In Compliance

860 - Staff Evaluation Not In Compliance

922 KAR 2:090. Section 10. Director Requirements and Responsibilities.

- (1) A director shall:
- (j) Assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation;

Findings:

General: Based on review of documentation, current documentation of an assessment of a staff person's interaction with children in care and classroom performance through an annual performance evaluation was not presented for review for a staff member whose date of hire was 05/12/2018. The document that was presented for review was from 2020.

370 - Caregiver Alone Not In Complianc

922 KAR 2:090. Section 10. Director Requirements and Responsibilities.

- (1) A director shall:
- (m) 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 922 KAR 2:280;

Findings:

General: Based on observation and review of documentation, a staff member hired on 06/01/2022, was observed as the sole supervising staff member with nine (9) preschool children for the duration of the inspection. Based on review of the center's Kentucky Applicant Registry and Employment Screening (KARES) report, the individual was listed on the report as 'in process'. There was no documentation indicating that the individual submitted fingerprints for processing; therefore, there was also no determination of eligibility for the individual.

Employee Records

Not In Compliance

400 - Educational Requirements

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 and interview, no documentation was presented for review verifying that two (2) staff members whose dates of hire were 06/01/2022, and 06/06/2022, had a high school diploma, GED, or qualifying documentation from a comparable educational entity, or a Commonwealth Child Care Credential.

405 - 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, no negative tuberculin result or statement from a health care professional that the individual is free of active tuberculosis was presented for review for three (3) staff members whose dates of hire were 04/05/2022, 06/01/2022, and 06/06/2022.



435 - 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 completed within the first three (3) months of employment in a child-care program;
- (b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment in a child care program, 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 completed between July 1 and the following June 30 of each subsequent year of employment in a child care program, including one and one-half (1 $\frac{1}{2}$) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.
- (17) A staff person's compliance with training requirements of this section shall be verified through the cabinet-designated database maintained pursuant to 922 KAR 2:240.

Findings:

General: Based on review of the Early Care and Education Training Records Information System (ECE TRIS), the following was found:

- 1.) Four (4) staff members failed to complete fifteen (15) hours of cabinet approved training during the previous year. A staff member hired on 06/01/2022, only obtained two (2) hours of training by 06/30/2022. Three (3) staff members hired on 07/12/2016, 07/20/2020, and 01/15/2020 received zero (0) hours of training prior to 06/30/2022.
- 2.) Verification of completion of six (6) hours of cabinet approved Orientation training was not presented for review or documented in ECE-TRIS for a staff member whose date of hire was 04/05/2022.

Programming

Not In Compliance

540 - Bedding/Toys in Crib

Not In Compliance

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

- (3) Rest time shall occur in an adequate space according to the child's age as follows:
- (a) For an infant:
- 3. No bedding other than a clean tight-fitted sheet; and
- 4. No toys or other items except the infant's pacifier;

Findings:

General: Based on observation, the child care center failed to comply with regulatory programming requirements. The center failed to ensure that there were no toys or other items in the crib except the infant's pacifier. In the Infant Room there was a functional Bluetooth wireless speaker in a crib with a sleeping infant. The speaker was playing music and near the infant's head at the time of the survey. During the exit interview with staff in charge, it was revealed that the staff frequently puts the speaker in the crib.

Premises Not In Compliance

565 - Inaccessible Items Not In Compliance

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

- (7) The following shall be inaccessible to a child in care:
- (a) Toxic cleaning supplies, poisons, and insecticides;
- (b) Matches, cigarettes, lighters, and flammable liquids; and
- (c) Personal belongings and medications of staff.

Findings:

General: Based on observation, the following was found:

- 1.) In One's room, a container of disinfectant spray and window cleaner were placed on the divider wall, accessible to children in care.
- 2.) In the School-Age room, there was a can of Repel mosquito repellant placed on the desk in the front of the room; this was within reach of children.
- 3.) In the Two's classroom, there was a can of Glade Air Freshener, and a can of disinfectant spray was stored on top of the changing table and accessible to children.

625 - 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 maintain the premises in accordance with regulations. The following was found:

- 1.) In the School-Age room there was a section of baseboard along the back wall that was separated from the wall and moving freely when touched by the surveyor. Additionally, in the School-Age room there were missing chunks of drywall and soiled areas on the support pillars located throughout the room. The School-Age room also contained scuff marks on several areas of the laminate flooring. Additionally, there was chipping paint on the left wall.
- 2.) In the Common area, the floor was not in good repair, as it showed several scuff marks and dirt buildup on the surface. Additionally, within the Common area there were several black smudges located on the door used to access the playground area.
- 3.) In the main stairwell leading to the downstairs level, an area on the wall contained chipping paint. In addition, there were several steps that had dirt buildup and pieces of debris on the surface.



690 - Sink **Not In Compliance**

922 KAR 2:120. Section 12. Toilet, Diapering, and Toiletry Requirements.

- (3) A sink shall be:
- (a) Located in or immediately adjacent to toilet rooms;
- (b) Equipped with hot and cold running water that allows for hand washing;
- (c) Equipped with hot water at a minimum temperature of ninety (90) degrees Fahrenheit and a maximum of 120 degrees Fahrenheit;
- (d) Equipped with liquid soap;
- (e) Equipped with hand-drying blower or single use disposable hand drying material;
- (f) Equipped with an easily cleanable waste receptacle; and
- (g) Immediately adjacent to a changing area used for infants and toddlers.

Findings:

General: Based on observation, the child care center failed to maintain the premises in accordance with regulations. The bathrooms in the Pre-K and Two-Year-Old rooms had hot water temperatures that exceeded one-hundred-twenty (120) degrees Fahrenheit. This was determined by a calibrated thermometer.

695 - Toilet **Not In Compliance**

922 KAR 2:120. Section 12. 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 regulations. The following was found:

- 1.) In the Pre-K Bathroom the toilet was not in clean condition, as there were an accumulation of feces that sat above the waterline inside the toilet. An interview with the staff in charge revealed the toilet had not been functional and needed repair.
- 2.) The toilet located in the hallway bathroom was not in proper working conditions. The handle did not work properly. An interview with the staff member in charge revealed that the handle must be pulled in the opposite direction that is intended by the design of the mechanism.

Not In Compliance Hygienic Practices

922 KAR 2:120. Section 12. Toilet, Diapering, and Toiletry Requirements.

(8) Diapers or clothing shall be:

725 - Soiled Diapers/Clothing

- (a) Changed when soiled or wet;
- (b) Stored in a covered container temporarily; and
- (c) Washed or disposed of at least once a day.

Findings:

General: Based on observation in the restroom located in the Pre-K room, a soiled diaper was disposed into a plastic, uncovered garbage can that contained a large quantity of standing water.

730 - Diaper Changing Area/Surface

Not In Compliance

Not In Compliance

922 KAR 2:120. Section 12. 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, the diaper changing mat located on the diaper changing station within the Two-Year-Old room contained a large tear in the center. This left the mat unable to be properly cleaned and sanitized.

First Aid/Medication

In Compliance



Outdoor Play Area

790 - 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, the child care center failed to maintain the outdoor play area in accordance with regulations. The playground contained several pieces of paper towels and empty Capri Sun packages. These items were in a pile on the ground directly by the door that is used to access the childcare center.

795 - Playground Conditions

Not In Compliance

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 maintain the outdoor play area in accordance with regulations. The following was found:

- 1.) There was a large gap/hole between a wooden fence plank and the ground. This posed a safety hazard to the children using the outdoor area.
- 2.) The doors on the aluminum storage building adjacent to the play area were unsecured. Both doors were off the track on the bottom segment, leaving both unstable and sufficient amount of space for entrapment.

Equipment Not In Compliance

845 - Twelve Inch Spacing Not In Compliance

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

(6) Cots, equipment, and furnishings used for sleeping and napping shall be spaced twelve (12) inches apart to allow free and safe movement by a person.

Findings:

General: Based on observation, it was determined the center failed to comply with regulatory requirements regarding equipment. It was found that two (2) children were sleeping on mats in the Two-Year-Old Classroom. The mats were in the back of the room and were touching each other; leaving no room for safe movement. There was not twelve (12) inches spaced between the two (2) mats.

860 - Toys/Furniture Not In Compliance

922 KAR 2:120. Section 13. Toys and Furnishings.

- (1) All toys 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, the childcare center failed to maintain equipment in accordance with regulations. The following was found:

- 1.) In the Infant room, a table/shelf used to store a bottle warmer was unsafe. Upon touching, the surveyor noticed the table/shelf was wobbly and unstable.
- 2.) The safety straps in the bucket seats were removed from the seats in the bucket table within the Infant room, allowing an infant to be unsecure while in the seat.
- 3.) The Gross Motor Skills area revealed a Little Tikes slide that had several pieces of food/debris on the steps leading to the slide and the actual slide itself.
- 4.) In the School-Age room there was a sticky substance spread over the top of a round table located in the center of the room, as well as on a rectangle table on the side of the room.



865 - Indoor/Outdoor Equipment

Not In Compliance

Not In Compliance

922 KAR 2:120. Section 13. 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 center failed to maintain equipment in accordance with regulations. The following was found:

- 1.) In the commons area downstairs, there was a continuous beeping noise emanating from the smoke detector, signaling a dead battery in need of replacing.
- 2.) There were multiple soiled throw rugs in the School-Age room. The rugs were covered with brown stains in multiple areas of each rug.
- 3.) The side view mirror on the passenger side of the 2012 bus was busted.
- 4.) The turn signals on the 2016 van inconsistently operated properly. In addition, the 2016 van was excessively cluttered with a variety of items, and soiled with dirt, debris, and crumbs. Also, one of the bench seats in the 2016 van was ripped on the side of the seat that was closest to the side double door.
- 5.) A trashcan located in the Pre-K bathroom contained standing, unfiltered water and soiled diapers. The trashcan was located directly in front of the toilet, beside the hand washing station. An interview with the staff in charge found that the bathroom was not in use and needed repair. Further investigation also found the door was not locked or sealed and accessible to children.
- 6.) A blue trashcan located in the School-Age room beneath the light switch was filled with standing, unfiltered water.
- 7.) An industrial mop bucket containing unfiltered water was stored in the restroom located in the hallway adjacent to the Pre-K room.

Transportation In Compliance

Kitchen Requirements Not In Compliance

1040 - Refrigerator

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

- (4) A cold-storage facility used for storage of perishable food in a nonfrozen state shall:
- (a) Have an indicating thermometer or other appropriate temperature measuring device;
- (b) Be in a safe environment for preservation; and
- (c) Be forty (40) degrees Fahrenheit or below.

Findings:

General: Based on observation, the child care center failed to maintain food service in accordance with regulations. The center failed to equip two (2) refrigerators with indicating thermometers or other appropriate temperature measuring device. The refrigerators were located within the Pre-K room and Junior Pre-K room.

1045 - 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 for Public Health's food safety standards and permits, established in KRS Chapter 217.

Findings:

General: Based on observation, the child care center failed to maintain food service in accordance with regulations. The temperatures in the freezers located in the Pre-K room and Junior Pre-K room could not be verified due to the lack of thermometer or temperature measuring device in the freezers. Therefore, it could not be determined if the frozen food was kept at a temperature of zero degrees or below.



1055 - Kitchen Equipment Clean and Sanitary

Not In Compliance

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

- (7) The following shall be clean and sanitary:
- (a) Eating and drinking utensils;
- (b) Kitchenware;
- (c) Food contact surfaces of equipment;
- (d) Food storage utensils;
- (e) Food storage containers;
- (f) Cooking surfaces of equipment; and
- (g) Nonfood contact surfaces of equipment.

Findings:

General: Based on observation, the child care center failed to maintain food service in accordance with regulations. The following was found:

- 1.) In the School-Age room, the interior of the black microwave oven was covered with food/debris build-up, both on the food placement area and the interior walls.
- 2.) The exterior of the microwave was covered with a layer of food/debris and dirt particles.
- 3.) The door handle on the refrigerator located in the School-Age classroom was heavily soiled and dirty.

Food Service

In Compliance

Meal Planning/Center Provides Meals

In Compliance

Meal Planning/Center Does Not Provide Meals

In Compliance

Children's Records

Not In Compliance

1255 - Documentation for Off Premises Trip

Not In Compliance

922 KAR 2:090. Section 9. Records.

- (1) A child-care center shall maintain:
- (b) A written record for each child:
- 3. To contain:
- g. A permission form for each trip off the premises signed by the child's parent in accordance with 922 KAR 2:120, Section 12;

Findings:

General: Based on interview with the staff in charge, children have been transported by the center, in the center's vehicles, when getting picked up from school and brought to the center. No permission forms, documenting parental consent for transportation was obtained.

Written Documentation

Not In Compliance

1275 - Staff Schedule Not In Compliance

922 KAR 2:090. Section 9. Records.

- (1) A child-care center shall maintain:
- (d) A written schedule of staff working hours;

Findings:

General: Based on interview and review of documentation, the child care center failed to maintain written documentation in accordance with regulations. There was not a staff schedule available for review at the time of inspection. The staff member in charge confirmed that a staff schedule was not available for review at the facility.

1280 - Professional Development

Not In Compliance

- 922 KAR 2:090. Section 9. 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, no professional development plan was presented for review for a staff member whose date of hire was 05/21/2018.

1285 - Earthquake/Tornado/Fire Drills

Not In Compliance

922 KAR 2:090. Section 9. Records.

- (1) A child-care center shall maintain:
- (h) A written record of quarterly practiced earthquake drills and tornado drills detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;
- (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 review of documentation, the child care center failed to maintain written documentation in accordance with regulations. The following was found:

- 1.) Review of the earthquake/tornado/lockdown drill logs presented found that an earthquake and tornado drill were not documented for the first and second quarter of 2022. The last documented earthquake and tornado drill was dated for 11/21.
- 2.) There was no documentation of fire and lockdown drills available for review at the time of survey.



Posted Documentation

Not In Compliance

1310 - Posting Requirements

Not In Compliance

922 KAR 2:090. Section 8. General.

- (6) In addition to the posting requirement of KRS 199.898(3), a child-care center shall post the following in a conspicuous place and make available for public inspection:
- (a) The provider's preliminary or regular license;
- (b) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year;
- (c) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year;
- (d) Information on the Kentucky Consumer Product Safety Program and the program's Web site as specified in KRS 199.897;
- (e) A description of services provided by the child-care center, including:
- 1. Current rates for child care; and
- 2. Each service charged separately and in addition to the basic rate for child care;
- (f) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and
- (g) Daily planned program.

Findings:

General: Based on observation and review of documentation, the child care center failed to post documentation in accordance with regulations. The following was found:

- 1.) The lesson plan in the One-Year-Old Room was no longer current, as it was dated 08/01/2022-08/12/2022.
- 2.) The lesson plan in the Two-Year-Old Room was no longer current, as it was dated 08/08/2022-08/12/2022.
- 3.) The School-Age room did not have a lesson plan posted.

Animals

Not In Compliance

Not In Compliance

1335 - Animals in the Presence of Children

922 KAR 2:120. Section 15. Animals. (1) An animal shall not be allowed in the presence of a child in care:

- (a) Unless:
- 1. The animal is under the supervision and control of an adult:
- 2. Written parental consent has been obtained; and
- 3. The animal is certified as vaccinated against rabies; or
- (b) Except in accordance with subsection (3) of this section.

Findings:

General: Based on observation, interview, and review of documentation, the child care center failed to comply with regulatory requirements regarding animals. The staff in charge was unable to locate paperwork for a large dog allowed in the presence of a child in care that certified the animal as vaccinated. Furthermore, the staff failed to ensure that an animal allowed in the presence of a child in care was under the supervision and control of an adult. The dog was observed in several areas of the facility, to include the lobby and common walkways, alone without any supervision from staff. Review of documentation found that written permission from the parents consenting to the children's interaction with the animal was not presented for review at the time of survey. Interview with staff in charge found the center had not obtained written parental consent for the animal to be in the presence of children in care.



Title