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**Inspection Report**

<b>Provider Name:</b> Creation Kingdom McConnells Trace	<b>Provider Information</b>	<b>CLR No:</b> L383584
<b>Provider Address:</b> 2935 Trailwood Ln., Lexington, KY, 40511	<b>Provider Type:</b> LICENSED TYPE I	<b>Capacity:</b> 186
<b>Owner(s):</b> Creation Kingdom Mcconnells Trace, Llc		<b>Director(s):</b> Kloth, Rebecca

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 292199
<b>Date Initiated:</b> 12/19/2019 9:17 AM	<b>Date Concluded:</b> 01/02/2020 9:00 AM	
	<b>No. of Children Present:</b> 81	

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>Not In Compliance</b>
<b>180 - Plan of Correction/15 days</b>	<b>Not In Compliance</b>
<p><b>922 KAR 2:090. Section 14. Statement of Deficiency and Corrective Action Plans.</b>                      (2) Except for a violation posing an immediate threat as handled in accordance with KRS 199.896(5)(c), a child-care center shall submit a written corrective action plan to the cabinet or its designee within fifteen (15) calendar days of the date of the statement of deficiency to eliminate or correct the regulatory violation.</p> <p><b>Findings:</b>                      A PLAN OF CORRECTION WAS DUE ON 02/28/2020 AND AS OF 03/02/2020, THE PLAN OF CORRECTION HAS NOT BEEN RECEIVED.</p>	
<b>Director Requirements</b>	<b>Not In Compliance</b>
<b>350 - Health, Safety, Comfort</b>	<b>Not In Compliance</b>
<p><b>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</b>                      (1) A director shall:                      (l) <b>Assure the health, safety, and comfort of each child;</b></p> <p><b>Findings:</b>                      General: Based on observation, the surveyor found a waste receptacle positioned in front of the music/manipulative shelving unit within the children's play space in the blue classroom. The placement of the waste receptacle poses a risk for the spread of germs and hinders the play of the children.</p>	

**385 - Personnel File**

**Not In Compliance**

**922 KAR 2:090. Section 9. Records.**

**(1) A child-care center shall maintain:**

**(e) A current personnel file for each child-care center staff person to include:**

- 1. Name, address, date of birth, and date of employment;**
- 2. Proof of educational qualifications;**
- 3. Record of annual performance evaluation;**
- 4. Documentation of compliance with tuberculosis screening in accordance with Section 11(1)(b) of this administrative regulation; and**
- 5. The results of background checks conducted in accordance with 922 KAR 2:280;**

**Findings:**

General: Based on interview and review of documentation, this regulatory requirement was not met. A staff file did not have date of hire documented. The staff in charge verbally informed the surveyor of the staff member's hire date.

**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 review of documentation and ECE-TRIS, this regulatory requirement was not met.

1. A staff hired on 3/28/17, did not have current pediatric abusive head trauma training on file.
2. A staff hired on 9/18/17, did not have current pediatric abusive head trauma training on file.
3. A staff hired on 9/18/17, has yet to complete orientation training.

**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:**

General: Based on observation and interview, the child-care facility failed to meet this regulation as follows:

1. The surveyor found a planned program (weekly lesson plan) posted in each classroom. However, when the surveyor interviewed staff about the implementation of the activities listed on the lesson plan, a majority of staff stated that they did not have the materials to implement the activities. For example, in the wobbler classroom, the weekly theme listed was "sounds of Christmas". The activities on the lesson plan were: exploration bins to include child-safe jingle bells, various musical instruments, and Christmas stockings. The plan also listed various books for the staff to read to the children. Interviews and observation found that the staff person had none of the materials listed. Furthermore, lesson plans in other classrooms listed activities such as white playdough with glitter, sensory bottles, a nativity scene, and exploring with wrapping paper, yet none of these materials were available to the staff or to the children. Staff stated that they often have to make substitutions for the materials. For example, instead of exploring wrapping paper, the children explored felt pieces. Another example, a staff person stated she did not have a nativity scene, but the children could "act it out". The lesson plans do not include changes or substitutions. In short, interviews with staff found that lesson plans that are posted in each classroom are not being fully implemented with the children in care.
2. The surveyor found that infant classroom #2 did not have multi-cultural materials available or represented in the classroom environment.
3. The surveyor found that red classroom #1 did not have a variety or a sufficient amount of dramatic play materials. For instance, the surveyor observed only three stuffed animals available to the nine toddlers in care. Additionally, red classroom #1 did not have any multi-cultural materials available or represented in the classroom environment.

**430 - Electronic Viewing/Listening Devices**

**Not In Compliance**

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

**(4) The child-care center shall provide a daily planned program:**

**(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 the following:**

**12. Use of electronic viewing and listening devices if the:**

- a. Material is appropriate to the child using the equipment;**
- b. Material does not include any violence, adult content viewing, or inappropriate language;**
- c. Viewing or individual listening is limited to two (2) hours per day;**
- d. Viewing or listening is discussed with parents prior to viewing or listening; and**
- e. Viewing or listening is designed as an educational tool.**

**(5) A child who does not wish to use the electronic devices during the planned program shall be offered other appropriate activities.**

**Findings:**

General: Based on observation, the surveyor found that an electronic listening device was not being utilized as an educational tool.

The surveyor entered the red classroom #2 at approximately 10:24 a.m. and found the radio tuned to a syndicated radio station. Six toddlers were present in the classroom during the observation. The staff person indicated the radio was on for Christmas music; however, during the observation, the song "Who Can it Be Now," by Men at Work was heard playing.

**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 surveyor found the following:

1. An accumulation of dust on ceiling return vents and exhaust fans located in the blue classroom and green classroom. An accumulation of dust on an exhaust fan in the girls' restroom located in the purple classroom.
2. An abundance of chipped and peeling paint on exit doors located in the green, yellow, and orange classrooms.
3. Numerous areas of chipped paint along the window seals located in the green classroom and red classroom #1.
4. A buildup of dirt, grime, and water residue in the hand-washing sink located in the green classroom.
5. A buildup of tape residue on the front of the orange classroom's door.
6. A loose water faucet handle in the restroom area located in the orange classroom.
7. A buildup of dirt and grime along a vinyl baseboard next to the entrance located in the red classroom #1.
8. The bases of three outdoor building columns were cracked.

**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 surveyor found a water stained ceiling tile in the blue classroom located in the restroom area of the classroom. Additionally, a section of wall behind the hand-washing sink located in the blue classroom was not smooth or in good repair.

**Hygienic Practices**

**In Compliance**

**First Aid/Medication**

**In Compliance**

**Outdoor Play Area**

**In Compliance**

**Equipment**

**Not In Compliance**

**775 - Sufficient Appropriate Equipment**

**Not In Compliance**

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

**(28) A child-care center shall have enough toys, play apparatus, and developmentally appropriate materials to provide each child with a variety of activities during the day, as specified in Section 2 of this administrative regulation.**

**Findings:**

General: Based on observation, and interview, the child-care facility failed to meet this regulation.

The surveyor entered red classroom #1 at approximately 10:33 a.m. and observed nine toddlers approximately eighteen- to twenty-four months old and two staff. The surveyor noted the classroom was a wide-open space with no set boundaries or defined activity areas. The shelving units were empty and against the wall and two child-sized tables were in the closet. The surveyor inquired about the arrangement of the classroom and the staff stated it was due to the children pushing the shelves and climbing on the tables. The surveyor noted there were very few toys accessible to the toddlers during the observation. The surveyor observed only four foam blocks, three stuffed animals, three cause-and-effect toys that did not have working batteries, and random miscellaneous toys. In short, the classroom did not have an adequate amount of toys, materials, and/or equipment for the nine toddlers present in the classroom.

**815 - Toys/Furniture**

**Not In Compliance**

**922 KAR 2:120. Section 11. 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 surveyor found the following:

1. An accumulation of tape residue on a shelving unit located in the yellow classroom.
2. Sticky residue covering a receptacle lid located in the green classroom.
3. Brown stains and saliva residue on two large yellow floor pillows located in the yellow classroom. Saliva residue on a large orange floor pillow located in the orange classroom.
4. Stains and loose strands of hair on a large bear (stuffed animal) located in the yellow classroom.
5. Small pieces of debris and grime embedded in the crevices of a plastic dramatic play kitchen located in the yellow classroom.
6. Numerous stains on a child-size couch located in the purple classroom.
7. Ripped plastic covers encasing a large soft block located in the red classroom #1 and red classroom #2.
8. Saliva residue and several teeth marks on four foam blocks located in red classroom #1 and saliva residue and several teeth marks on five foam blocks located in red classroom #2.
9. Three cause-and-effect toys located in red classroom #1 did not contain working batteries. Five cause-and-effect toys located in red classroom #2 did not contain working batteries. One cause-and-effect toy in the wobbler classroom did not contain working batteries.
10. Two wicker baskets with unraveled edges used to store toys located in red classroom #2. The unraveled pieces were sharp and accessible to the one-year-old children present in the classroom during the inspection.

**Transportation**

**In Compliance**

**Food Service/Food Program**

**In Compliance**

**Food Service**

**In Compliance**

**Children's Records**

**In Compliance**

**Written Documentation**

**Not In Compliance**

**1170 - 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, this regulatory requirement was not met. Three staff did not have current professional development plans on file. These staff were hired on 3/28/17, 7/01/09 (substitute staff member), and 9/18/17.

**Posted Documentation**

**In Compliance**

**Animals**

**Not Applicable**

Signature of Provider/Representative

Title

Date