



**Andy Beshear**  
GOVERNOR

**CABINET FOR HEALTH AND FAMILY SERVICES**  
**OFFICE OF INSPECTOR GENERAL**

**Eric Friedlander**  
SECRETARY

**Melissa A. Moore, Director**  
**Division of Regulated Child Care**  
Southern Branch  
116 Commerce Ave  
London, KY 40744

**Adam Mather**  
INSPECTOR GENERAL

Phone: (606) 330-2030 Fax: (606) 330-2056  
<https://chfs.ky.gov/agencies/os/oig>

**Inspection Report**

<b>Provider Name:</b> Little Learners Inc. of Jackson	<b>Provider Information</b> <b>Provider Type:</b> LICENSED TYPE I	<b>CLR No:</b> L383663
<b>Provider Address:</b> 1589 Ky Hwy 15 S, Suite 120/130, Jackson, KY, 41339		<b>Capacity:</b> 61(Bldg 1: 37)
<b>Owner(s):</b> Little Learners, Inc.		<b>Director(s):</b> Brunty, Samantha

<b>Inspection Type:</b> Investigation	<b>Inspection Information</b>	<b>Inspection No:</b> 318399
<b>Date Initiated:</b> 08/06/2021 10:25 AM	<b>Date Concluded:</b> 08/06/2021 12:45 PM	
	<b>No. of Children Present:</b> 44	

Inspection Report	
<b>Background Checks</b>	<b>Not In Compliance</b>
<b>85 - Employment Status</b>	<b>Not In Compliance</b>
<p><b>922 KAR 2:280. Section 11. Status of Employment.</b>  <b>(1) A child care provider shall maintain the employment or residential status of each child care staff member who has submitted to a fingerprint-based criminal background check by reporting the status using the NBCP Web-based system.</b></p> <p><b>Findings:</b>                      Based on review of documentation, the surveyor found that staff member (DOH: 06/29/2021) had an "eligible" status in her file dated for 04/16/2019; however, the staff person was not listed on the center's KARES report. Therefore, the center failed to maintain accurate records of staff who are employed at the child care center.                       Staff reported that she was told that the staff member (DOH: 06/29.2021) did not need a new background check since one was completed on 04/16/2019 at the owner's other center. Staff also stated that she would investigate the staff's background check and have her placed on the correct center's KARES Report.</p>	
<b>Supervision</b>	<b>Not In Compliance</b>
<b>90 - Children Supervised</b>	<b>Not In Compliance</b>
<p><b>922 KAR 2:120. Section 2. Child Care Services.</b>  <b>(3)(a) Each center shall maintain a child-care program that assures each child shall be:</b>  <b>1. Provided with adequate supervision at all times by a qualified staff person who ensures the child is:</b>  <b>a. Within scope of vision and range of voice; or</b>  <b>b. For a school-age child, within scope of vision or range of voice;</b></p> <p><b>Findings:</b>                      General: Based on review of documentation of the Child Care Daily Attendance Record, the surveyor learned that on 07/27/2021 between 4:30pm-6:00pm there were fifty-nine (59) children in the center. During interview with staff, the surveyor learned that on 07/27/2021 there were thirteen (13) children in the Infant/ One Year Old Classroom with the youngest being three (3) months old, thirteen (13) children in the Two-Year-Old Classroom, thirteen (13) children in the Preschool Classroom, and twenty (20) children in the School-aged Classroom. Based on review of staff schedule, there were four (4) staff members at the center on 07/27/2021 between 4:30pm-6:00pm; therefore, with fifty-nine (59) children and four (4) staff members, the staff were unable to provide adequate supervision to all of the children present.                       Staff-in-charge reported that there was a fifth person working on 07/27/2021; however, she does not have documentation to show the hours worked, since the worker is on salary. Staff stated that she was unaware that there were fifty-nine (59) children at the center between 4:30pm and 6:00pm.</p>	

**120 - Adequate Adults/Qualified Staff**

**Not In Compliance**

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

**(10) The minimum number of adult workers in a child-care center shall be sufficient to ensure that:**

- (a) Minimum staff-to-child ratios in accordance with 922 KAR 2:120 are followed;**
- (b) Each staff person under eighteen (18) years of age and each student trainee are under the direct supervision of a qualified staff person who meets the requirements of this section; and**
- (c) Unless providing care with a qualified staff person, a person under the age of eighteen (18) shall not be counted as staff for the staff-to-child ratio.**

**Findings:**

General: Based on review of documentation of the Staff Schedule and the Child Care Daily Attendance Record the surveyor learned the following:

1. There were two (2) staff member in the Infant/One Year Old Classroom caring for thirteen (13) children, youngest being three (3) months old.
2. There was one (1) staff member in the Two-Year-Old Classroom caring for (13) children.
3. There was one (1) staff member in the Preschool Classroom thirteen (13) children.
4. There was one (1) staff member in the School-age Classroom until 4:00pm caring for and twenty (20) children; therefore, according to the staff schedule, there were twenty (20) children without a staff member.

Staff-in-charge reported that there was a fifth person working on 07/27/2021; however, she does not have documentation to show the hours worked since the worker is on salary.

**125 - Ratios and Group Size**

**Not In Compliance**

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

**(2) For an operating child-care center, minimum staff-to-child ratios and group size shall be maintained as established in the table established in this subsection.**

**Age of Children Ratio Maximum Group Size\***

- Infant**
- 1 staff for 5 children 10**
- Toddler 12 to 24 months**
- 1 staff for 6 children 12**
- Toddler 24 to 36 months**
- 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.**

**(b) The age of the youngest child in the group shall determine the:**

- 1. Staff-to-child ratio; and**
- 2. Maximum group size.**

**Findings:**

General: Based on review of documentation of the Staff schedule and the Child Attendance Record the surveyor found the following:

1. In the Infant/One Year Old Classroom, there were two (2) staff members caring for thirteen (13) children with the youngest "child" being three (3) months of age; therefore, the group size was over by three (3) children.
2. In the Two-Year-Old Classroom, there was one (1) staff member caring for thirteen (13) two (2) year-old children; therefore, the classroom was over staff-to-child ratio by three (3) children.
3. In the Preschool Classroom, there was one (1) staff member caring for thirteen (13) children age ranging three (3) to five (5); therefore, the classroom was over staff-to-child ratio by 1 child.

Staff-in-charge reported that there was a fifth person working on 07/27/2021; however, she does not have documentation to show the hours worked since the worker is on salary.

it was also learned through interview that the staff-to-child ratio has been out of compliance in the classroom that contains infant children and one-year-old children. The classroom has been out of ratio by one (1) or two (2) children in the weeks prior to the inspection.

**Inspection Report**

**Director Requirements**

**Not In Compliance**

**350 - Staff Management/Policy Development/Supervision**

**Not In Compliance**

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

**(1) A director shall:**

- (e) Manage the staff in their individual job descriptions;**
- (f) Assure the development, implementation, and monitoring of child-care center plans, policies, and procedures;**
- (g) Supervise staff conduct to ensure implementation of program policies and procedures;**

**Findings:**

Based on observation, the surveyor witnessed in the Two-Year-Old Classroom, a staff member texting on her cell phone while caring for ten (10) children. After reviewing the employee handbook, the surveyor learned that the center has a cell phone policy that states: "No cell phones are allowed on the inside of the building while you are working. You can use your cell phone during breaks or during nap time only." Therefore, the director failed to ensure implementation of the center's cell phone policy.

Staff reported that she would have a meeting to remind staff members of the cell phone policy.

**Employee Records**

**Not In Compliance**

**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:**

Based on review of documentation, the surveyor was presented with staff member's (DOH:07/21/2021) file that did not contain a statement from a health professional that the individual was free of active tuberculosis or a copy of a negative tuberculin results for the staff person; therefore, the surveyor was unable to verify if the staff person was free from active tuberculosis.

Staff reported that staff member (DOH: 07/21/2021) only worked one-half of one (1) day and that she was supposed to provide documentation of her TB skin test; however, the staff person never returned.

**Premises**

**Not In Compliance**

**610 - 35 Square Feet per Child**

**Not In Compliance**

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

**(6) Exclusive of the kitchen, bathroom, hallway, and storage area, there shall be a minimum of thirty-five (35) square feet of space per child.**

**Findings:**

Based on review of documentation of the Child Care Daily Attendance Record, the surveyor learned that on 07/27/2021 between 4:30pm-6:00pm there were fifty-nine (59) children in the center. During interview with staff, the surveyor learned that there were thirteen (13) children in the Two-Year-Old Classroom, which has a measured capacity of twelve (12) according to the center's diagram; therefore, the center failed to maintain the minimum of thirty-five (35) square feet of space per child.

Staff-in-charge reported that she was not aware the center was over the Two-Year-old Classroom measured capacity by one (1) child in the Two-Year-Old Classroom.

Signature of Provider/Representative

Title

Date