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Inspection Report

Provider Name: Tender, Love & Care Learning Center #2	Provider Information Provider Type: LICENSED TYPE I	CLR No: L383869
Provider Address: 8415 Us Highway 42, Florence, KY, 41018		Capacity: 97
Owner(s): Tender Love & Care Learning Center, LLC		Director(s): Jackson, Delores

Inspection Type: Renewal Application	Inspection Information	Inspection No: 291734
Date Initiated: 11/01/2019 10:15 AM	Date Concluded: 11/01/2019 12:00 PM	
	No. of Children Present: 25	

Inspection Report	
Background Checks	In Compliance
Supervision	Not In Compliance
90 - Children Supervised	Not In Compliance
<p>922 KAR 2:120. Section 2. Child Care Services. (3)(a) Each center shall maintain a child-care program that assures each child will 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;</p>	
Findings:	
<p>General: Based on observation, the surveyor found an infant alone in a bouncy seat in the play and eating area room that is located between the infant and toddler classrooms. The surveyor found two teachers present in the toddler classroom with seven children. Both teachers were sitting on the ground with the children at the time of the walkthrough and were unable to visibly see the infant in the bouncy seat.</p>	
Staffing Requirements	In Compliance

Inspection Report

General Administration

Not In Compliance

255 - Notification of Changes

Not In Compliance

922 KAR 2:090. Section 12. Reports.

(4)(a) Written notification of the following shall be:

- 1. Made to the cabinet, in writing, to allow for approval before implementation:**
 - a. Change of ownership;**
 - b. Change of location;**
 - c. Increase in capacity;**
 - d. Change in hours of operation;**
 - e. Change of services in the following categories:**
 - (i) Infant;**
 - (ii) Toddler;**
 - (iii) Preschool-age;**
 - (iv) School-age;**
 - (v) Nontraditional hours; or**
 - (vi) Transportation; or**
 - f. Addition to or reduction of the square footage of a child-care center's premises;**

Findings:

General: Based on interview, the staff person in charge stated the facility was closed for two days in September 2019 due to flooding of the facility. The staff person in charge stated that she did not notify the Cabinet of this closure.

260 - Change of Director

Not In Compliance

922 KAR 2:090. Section 12. Reports.

(3) A licensee shall report to the cabinet within one (1) week:

- (a) Any resignation, termination, or change of director; and**
- (b) The name of the acting director who satisfies the requirements of Section 10 of this administrative regulation.**

Findings:

General: Based on observation and interview, the staff member in charge stated that the daycare has two locations. She stated that she used to be the director at the other location up until November 2018 but switched to this location and that director moved to the other location to be the director there. According to history review the director change was not submitted to the Cabinet and the staff member in charge is only listed as a contact person with this facility.

Director Requirements

Not In Compliance

345 - 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, staff hired on 10/22/18, 10/08/18 and 01/22/18 did not have current evaluations on file.

350 - Health, Safety, Comfort

Not In Compliance

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

(1) A director shall:

- (l) Assure the health, safety, and comfort of each child;**

Findings:

General: Based on observation, surveyor found an infant in a bouncy seat with a large thick blanket draped around the infant. The infant was found alone in a room located between the toddler and infant classrooms. The teachers and other infant and toddler children were in the toddler classroom.

Employee Records

Not In Compliance

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 on review of documentation, staff hired on 10/22/18, 10/08/18 and 01/22/18 did not have the required fifteen (15) hours of cabinet approved training on file. This information was verified through ECE-TRIS.

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, there was no lesson plan posted in the older preschool classroom.

520 - 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) There was a bottle of bleach, baby lotion, hair and body wash and Mr. Clean Pads found in unlocked floor cabinets in the play and eating area room which is located between the infant and toddler classrooms.
- 2) The door to the laundry room was open and a bottle of bleach and Tide was sitting on top of a dryer.
- 3) The kitchen door was propped open and a large container of Arm & Hammer Baking Soda was found in an unlocked floor cabinet.

These items were all accessible to the children and each label stated to keep out of the reach of children.

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 following was found:

- 1) There were water stains found on several of the ceiling tiles throughout the facility.
- 2) There was chipping paint found on the walls in the two-year-old classroom.
- 3) There was a large section of baseboard missing throughout the facility.
- 4) Two sticky puddles of a light yellow substance was found on the floor of the hallway bathroom.
- 5) There was chipping paint found on the walls in the school age classroom.
- 6) There were several marker/crayon marks found on the walls in the older preschool classroom.
- 7) There were several large, round stains found on the carpet throughout the facility.
- 8) A large section of carpet was missing in an area next to the school age classroom.

Inspection Report

Hygienic Practices

Not In Compliance

660 - Staff Hygiene/Handwashing

Not In Compliance

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

(5) Staff shall:

- (a) Maintain personal cleanliness;**
- (b) Conform to hygienic practices while on duty;**
- (c) Except as established in paragraph (d) of this subsection, wash their hands with liquid soap and running water:**
 - 1. Upon arrival at the center;**
 - 2. After toileting or assisting a child in toileting;**
 - 3. Before and after diapering each child;**
 - 4. After wiping or blowing a child's or own nose;**
 - 5. After handling animals;**
 - 6. After caring for a sick child;**
 - 7. Before and after feeding a child or eating;**
 - 8. Before dispensing medication;**
 - 9. After smoking or vaping; and**
 - 10. If possible, before administering first aid; and**
- (d) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (c) of this subsection. The staff shall wash the staff's hands as soon as practicable once liquid soap and warm running water are available.**

Findings:

General: Based on observation, staff member did not wash her hands after wiping a child's nose in the two-year-old classroom.

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

745 - 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, there were several pieces of paper and a large blue blanket that was soaking wet found on the playground.

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 weedcloth was showing through the mulch in several areas of the playground posing a tripping hazard.

Equipment

Not In Compliance

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 following was found:

- 1) The large ABC rug in the two-year-old classroom was covered in stains.
- 2) The top of a book shelf in the two-year-old classroom was covered in crayon marks.

Transportation

In Compliance

Food Service/Food Program

In Compliance

Food Service

In Compliance

Inspection Report

Children's Records

Not In Compliance

1135 - Immunization

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(a) A current immunization certificate for each child in care within thirty (30) days of the child's enrollment, unless an attending physician or the child's parent objects to the immunization of the child pursuant to KRS 214.036;

Findings:

General: Based on review of documentation, child enrolled on 11/13/18 did not have a current immunization record on file.

Written Documentation

Not In Compliance

1195 - Fire Drills

Not In Compliance

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

(12) A fire drill shall be:

- (a) Conducted during hours of operation at least monthly; and**
- (b) Documented.**

(13) An earthquake drill and a tornado drill shall be:

- (a) Conducted during hours of operation at least quarterly; and**
- (b) Documented.**

Findings:

General: Based on review of documentation, the October 2019 fire drill was the only monthly fire drill listing the names of the children who were in attendance. The other documented months did not list the children's names.

Posted Documentation

In Compliance

Animals

Not Applicable

Signature of Provider/Representative

Title

Date