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Inspection Report

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|--------------------------------------------------------------------|---------------------------------------|-------------------------------------|
| Provider Name: The Magnificent Child Care Center | Provider Information | CLR No: L383920 |
| Provider Address: 7503 Industrial Road, Florence, KY, 41042 | Provider Type: LICENSED TYPE I | Capacity: 39 |
| Owner(s): The Magnificent Child Care Center | | Director(s): Kounta, Fanta B |

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|---------------------------------------------|--------------------------------------------|------------------------------|
| Inspection Type: Renewal Application | Inspection Information | Inspection No: 307352 |
| Date Initiated: 05/17/2021 9:30 AM | Date Concluded: 05/17/2021 11:36 AM | |
| | No. of Children Present: 13 | |

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| Inspection Report | |
| Background Checks | In Compliance |
| Supervision | In Compliance |
| Staffing Requirements | In Compliance |
| General Administration | Not In Compliance |

210 - 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 and review of documentation, this regulatory requirement was not met. The following was found:

1. A staff member hired on 7/20/2020, did not have written evidence of completing an out-of-state criminal background check. This staff member has lived in Arizona within the last five years. This staff member was observed working alone with a group of four children in the Preschool Room from approximately 10:30 AM until the surveyor concluded the survey at 11:36 AM.
2. A staff member hired on 11/10/2020, did not have written evidence of completing a Kentucky criminal background check. This staff member has also lived out-of-state within the last five years. This staff member did not have an Ohio criminal background check on file. This staff member was not working alone during the renewal survey.

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 observation and review of documentation, this regulatory requirement was not met. A substitute staff member hired on 4/15/2019, did not have an evaluation on file.

Inspection Report

360 - Caregiver Alone

Not In Compliance

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:

Based on record review and observation, this regulatory requirement was not met. A staff hired on 7/20/2020, did not have written evidence of completing an out-of-state criminal background check. This staff member has lived in Arizona within the last five years. This staff member was observed working alone with a group of four children in the Preschool Room from approximately 10:30 AM until the surveyor concluded the survey at 11:36 AM.

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 observation and review of documentation, this regulatory requirement was not met. Three staff did not have proof of education on file. The staff were hired on 11/10/2020, 7/20/2020, and 4/26/2021.

395 - 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 observation and review of documentation, this regulatory requirement was not met. The following was found:

- 1. A staff member hired on 4/15/2019, had a TB skin test on file that was no longer current. The TB skin test was dated 11/28/2018, and is valid for two years.
- 2. A substitute staff member hired on 4/15/2019, had a TB skin test on file that was no longer current. The TB skin test was dated 01/25/2019, and is valid for two years.

400 - CPR/First Aid Coverage

Not In Compliance

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

(3) For a child-care center licensed for infant, toddler, or preschool-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:

- (a) Infant and child cardiopulmonary resuscitation; and
- (b) Infant and child first aid.

(4) For a child-care center licensed for school-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:

- (a) Adult cardiopulmonary resuscitation; and
- (b) First aid.

(5) Cardiopulmonary resuscitation (CPR) and first aid training shall be in addition to the fifteen (15) clock hours requirement in subsection (16) of this section.

Findings:

General: Based on observation and review of documentation, this regulatory requirement was not met. Based on interview with the staff in charge, there is no one present with current CPR and First Aid training from 6:00 AM to 8:00 AM, Monday through Friday. The facility operates from 6:00 AM to 5:00 PM, Monday through Friday and one staff has current CPR and First Aid training. This staff member works from 8:00 AM until 5:00 PM, Monday through Friday.

Programming

In Compliance

Inspection Report

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, this regulatory requirement was not met. The following was found:

1. The Preschool Room contained a blue spilled substance on the wall next to the kitchen set in the dramatic play area.
2. The Preschool Room contained excessive crayon marks on the wall next the kitchen set in the dramatic play area.
3. The Toddler Room contained areas of tape residue on the wall near the window and the wall adjacent to the window.

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, this regulatory requirement was not met. The outdoor play area contained several areas of exposed weed barrier. The weed barrier was coming through the mulch and posed a tripping hazard to the children.

Equipment

Not In Compliance

820 - Indoor/Outdoor Equipment

Not In Compliance

922 KAR 2:120. Section 11. 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, this regulatory requirement was not met. The following was found:

1. The Infant Room contained a set of mini-blinds on the window that were in disrepair.
2. The bathroom sink in the Infant room contained a plumbing fixture that was in disrepair. The handles on the sink moved back and forth and the cold-water handle leaked water around it. The water accumulated around the top of the sink where the handles were located.
3. The bathroom adjacent to the Preschool Room contained a toilet seat that was in disrepair.
4. The Preschool Room contained a tan chair next the window that appeared stained and dirty.
5. The Preschool Room contained a vent in the ceiling that had a large accumulation of dust on the surface.
6. The lower sections of the windows in the Toddler Room contained a white spilled substance.
7. The Preschool Room contained a Fresh Market Playset in the dramatic play area that contained an excessive amount of crayon marks on the toy.

Transportation

Not Applicable

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 observation and review of documentation, this regulatory requirement was not met. The following was found:

1. A child's enrollment paperwork contained an immunization certificate that was expired. The immunization certificate was dated 02/01/2021. The child has enrolled in excess of 30 days.
2. A child's enrollment paperwork contained an immunization certificate that was expired. The immunization certificate was dated 03/30/2020. The child has been enrolled in excess of 30 days.

Written Documentation

Not In Compliance

1160 - Daily Attendance Records

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(c) Daily attendance records documenting the arrival and departure time of each child, including records that are required in accordance with 922 KAR 2:160, Section 13, if a child receives services from the child-care center through the Child Care Assistance Program;

Findings:

General: Based on observation and review of documentation, this regulatory requirement was not met. The staff in charge indicated that they are not using the DCC 94 E, child care attendance forms, required for children receiving services from the Child Care Assistance Program. The staff in charge indicated most of the 14 children enrolled in the center receive child care assistance.

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 observation and review of documentation, this regulatory requirement was not met. The following was found:

1. A staff hired on 4/15/2019, did not have a dated professional development plan on file.
2. A substitute staff hired on 4/15/2019, did not have a professional development plan on file.

Posted Documentation

Not In Compliance

1210 - Disaster Course of Action

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(j) A written plan and diagram outlining the course of action in the event of a natural or manmade disaster, posted in a prominent place;

Findings:

General: Based on observation and review of documentation, this regulatory requirement was not met. The facility did not have a posted written plan of evacuation in the event of fire, earthquake, or natural disaster. The staff in charge indicated that the written plan was posted and it fell down. The staff in charge located the written plan and posted it during the survey; however, the diagram did not specify the exit plan for fire, earthquake, or natural disaster.

1215 - Daily Activities

Not In Compliance

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

(1) A director shall:

(h) Post a schedule of daily activities, to include dates and times of activities to be conducted with the children in each classroom;

Findings:

General: Based on observation and review of documentation, this regulatory requirement was not met. The Infant Room contained a posted lesson plan that was not current. The posted lesson plan was dated 4/26/2021 to 4/30/2021.

Animals

In Compliance

Emergency Regulation

Not Applicable

Signature of Provider/Representative

Title

Date