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**Inspection Report**

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

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 321295
<b>Date Initiated:</b> 06/15/2022 10:05 AM	<b>Date Concluded:</b> 06/15/2022 11:55 AM	
	<b>No. of Children Present:</b> 22	

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>

**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.) There was an uncovered electrical outlet in the Preschool room.
- 2.) The plunger was being on the floor and accessible to the children in care within the Toddler bathroom.
- 3.) It was found that the staff person in the Infant classroom was preparing formula in bottles for the children in care in the classroom's bathroom. It is not sanitary for bottles to be prepared in the bathroom.

**290 - Abuse/Neglect Report Procedure** **Not In Compliance**

**922 KAR 2:120. Section 2. Child Care Services.**  
**(3)(b) The program shall include:**  
**1. A procedure to ensure compliance with and inform child care staff of the laws of the Commonwealth pertaining to child abuse or neglect set forth in KRS 620.030;**

**Findings:**

General: Based on review of documentation, this regulatory requirement was not met. The review of the Employee Handbook found that Abuse/Neglect Reporting Procedure states: "All employees must report all actual or suspected child abuse of any child attending the center as soon as possible to the Director". KRS 620.030 requires anyone who suspects child abuse or neglect to report these allegations to the cabinet or law enforcement.

**Inspection Report**

**Director Requirements**

**Not In Compliance**

**360 - 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, it was found that a staff member hired on 11/10/2020, did not have evidence of an annual evaluation on file at the facility.

**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:**

General: Based on review of documentation, it was found that a staff member hired on 4/11/2022, did not obtain a TB test or statement from a health professional until 4/16/2022.

**415 - CPR/First Aid Required Training**

**Not In Compliance**

**922 KAR 2:120. Section 7. First Aid and Medicine.**

**(8) Each center shall ensure that every staff member has received training on first aid and cardiopulmonary resuscitation (CPR).**

**Findings:**

General: Based on review of documentation, a staff member hired on 4/15/2019, did not have evidence of completing the required CPR/First Aid training on file at the facility. A review of ECE-TRIS records supports the information found during the survey.

**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 ½) 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 documentation, the following was found:

- 1.) A staff member hired 11/2/2021, did not take Orientation within three months of employment. The course was taken 4/6/2022.
- 2.) Three staff members hired on 11/10/2020, and two on 4/15/2019, did not have evidence of completing 15 hours of annual early care and education training on file.

A review of ECE-TRIS records supports the information found during the survey.

**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:**

Based on observation, one crib had an infant sleeping in it while the blanket was hanging on the crib rail. There should be no blankets inside of the crib.

**Premises**

**Not In Compliance**

**585 - 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 hallway leading to the Preschool room was cluttered with toys, chairs, boxes, a large plastic container, and other items. This made it very difficult to access the room.

605 - Building Requirements

Not In Compliance

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

(5) The building shall be constructed to ensure the:

(a) Building is:

- 1. Dry;
- 2. Ventilated; and
- 3. Well lit, including clean light fixtures that are:
  - a. In good repair in all areas; and
  - b. Shielded or have shatter-proof bulbs installed; and

(b) Following are protected:

- 1. Windows;
- 2. Doors;
- 3. Stoves;
- 4. Heaters;
- 5. Furnaces;
- 6. Pipes; and
- 7. Stairs.

Findings:

Based on observation, there was an uncovered light fixture found in the Preschool room.

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 following was found:

- 1.) There was chipped paint, markings, and holes found on the walls in all three classrooms.
- 2.) The baseboard was chipped and dirty in the Toddler room.

685 - Toilet Room

Not In Compliance

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

(2) A toilet room shall:

- (a) 1. Be provided for each gender; or
- 2. A plan shall be implemented to use the same toilet room at separate times;
- (b) Have a supply of toilet paper; and
- (c) Be cleaned and disinfected daily.

Findings:

General: Based on observation, in the Toddler bathroom the following was found:

- 1.) The sink and walls were dirty.
- 2.) The bathroom was cluttered, as there was a wooden box with toys and papers on the sink countertop and the bathroom's shower contained many items, such as buckets, trash cans, mop, and a changing pad.
- 3.) There was a used paper towel left on the sink.

Hygienic Practices

Not In Compliance

725 - Soiled Diapers/Clothing

Not In Compliance

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

(8) Diapers or clothing shall be:

- (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, there was a trash can with no lid that contained soiled diapers found in the Infant room.

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730 - Diaper Changing Area/Surface

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, in the Infant room the diaper changing pad contained several tears. Therefore, the changing pad could not be properly cleaned and sanitized.

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

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, this regulatory requirement was not met. During the inspection of the outdoor play area two trash bags with the trash inside were found on the ground.

795 - 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 following was found:

- 1.) During the inspection of the outdoor play area, the stairs leading to the playground were cluttered, containing small infant chairs with the trays, on and in front of the stairs.
- 2.) During the inspection of the front porch area used by the children at the time of the survey, there were several vines protruding through the fence.

Equipment

Not In Compliance

835 - Crib/Mattress/Sheet

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:
    - 1. An individual non-tiered crib that meets Consumer Product Safety Commission standards established in 16 C.F.R. 1219-1220;
    - 2. A firm crib mattress in good repair with a clean tight-fitted sheet that shall be changed:
      - a. Weekly; or
      - b. Immediately if it is soiled or wet;

Findings:

General: Based on observation, the Infant room, it was found that all cribs used by the children in the room, had loose bedding instead of tight-fitted sheets.

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, chipped paint was found on the shelves in the Infant and Toddler rooms.

Transportation

Not Applicable

Kitchen Requirements

In Compliance

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Food Service

Not In Compliance

1100 - Bottle Preparation by Parent

Not In Compliance

922 KAR 2:120. Section 9. Food and Drink Requirements for All Child-Care Centers. (4) Formula or breast milk provided by the parent shall be prepared and labeled.

Findings:

General: Based on observation and interview, it was determined that the staff person in the Infant classroom was preparing formula in bottles for the children in care in the classroom's bathroom. The facility does not provide formula for all children. The powdered formula and water being prepared were not pre-measured by the parent before mixing.

Meal Planning/Center Provides Meals

Not In Compliance

1185 - Breakfast Requirements

Not In Compliance

922 KAR 2:120. Section 10. Meal Planning Requirements for a Center that Provides Meals.

(1) Breakfast shall include the following three (3) components:

- (a) Milk;
(b) Bread or grain, which may:
1. Be exchanged for a meat or meat alternative up to three (3) times per week; and
2. Include ready-to-eat cereal with six (6) grams of sugar or less per dry ounce; and
(c) 1. Fruit;
2. Vegetable; or
3. 100 percent juice.

Findings:

General: Based on observation, it was found that facility serves ready-to-eat cereal "cocoa puffs" which contains eight (8) grams of sugar.

Meal Planning/Center Does Not Provide Meals

In Compliance

Children's Records

Not In Compliance

1245 - 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, it was found that a child enrolled on 11/18/2021, did not have a current immunization certificate on file at the facility.

Written Documentation

Not In Compliance

1260 - Evacuation Plan

Not In Compliance

922 KAR 2:090. Section 5. Evacuation Plan.

(1) A licensed child-care center shall have a written evacuation plan in the event of a fire, natural disaster, or other threatening situation that may pose a health or safety hazard for a child in care in accordance with KRS 199.895 and 42 U.S.C. 9858c(c)(2)(U).

Findings:

General: Based on interview and review of documentation, it was found that emergency preparedness plan had not been updated nor submitted to the proper emergency management authority since 2/14/2019.

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, it was found that a staff member hired on 11/10/2020, did not have evidence of an annual professional development plan on file at the facility.

1305 - 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, shelter-in-place or lockdown drill, and tornado drill shall be:

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

Findings:

General: Based on review of documentation, there was no written evidence of completed fire drill for the month of May, 2022.

**Inspection Report**

**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, there was no current daily planned program of activities (lesson plan) posted in any classroom.

**Animals**

**Not Applicable**

Signature of Provider/Representative

Title

Date