



Andy Beshear
GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL

Melissa A. Moore, Director
Division of Regulated Child Care
Eastern Branch
455 Park Place, Suite 120A
Lexington, KY 40511
Phone: (859) 246-2301 Fax: (859) 246-2307
<https://chfs.ky.gov/agencies/os/oig>

Eric Friedlander
SECRETARY

Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Teaching Learning Caring Childcare	Provider Information	CLR No: L383935
Provider Address: 529 East Washington Street, Georgetown, KY, 40324	Provider Type: LICENSED TYPE I	Capacity: 60
Owner(s): Teaching Learning Caring Childcare LLC		Director(s): Sammons, Wendy Renee

Inspection Type: Renewal Application	Inspection Information	Inspection No: 321243
Date Initiated: 07/22/2022 8:21 AM	Date Concluded: 07/22/2022 10:25 AM	
	No. of Children Present: 28	

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.</p> <p>(3)(a) Each center shall maintain a child-care program that assures each child shall be:</p> <p>1. Provided with adequate supervision at all times by a qualified staff person who ensures the child is:</p> <p>a. Within scope of vision and range of voice; or</p> <p>b. For a school-age child, within scope of vision or range of voice;</p> <p>Findings:</p> <p>General: Based on observation and interview, this regulatory requirement was not met. Upon arrival (8:21AM), the surveyor rang the front entrance doorbell and knocked. While waiting for someone to open the door and allow entrance into the facility, the surveyor observed a staff person escort a child into the main hallway, open the door leading to the lower level, instruct the child to go downstairs to her classroom, and then close the door behind the child. The staff person then opened the door for the surveyor to enter the building. The surveyor followed the staff person to her classroom (School-Age Classroom) and observed three school-age children present in the classroom. Once the surveyor entered the facility, the child that the staff person instructed to go downstairs could be heard screaming, crying, and beating on the opposite side of the door leading to the lower level classrooms. The surveyor opened the door and the child immediately ran back into the school-age classroom. There was not a staff person present on the other side of the door or at the base of the stair case; therefore, the child was not being visually supervised. The staff person working in the school-age classroom identified the child as her three-year-old niece. It is important to note that the surveyor toured the lower level of the building and found one staff person and nine preschool children present. They were located in the hallway on the opposite side of the building from the stairwell. Children were taking turns using the restroom before the group went outside.</p>	
Staffing Requirements	In Compliance
General Administration	Not In Compliance
225 - Licensee Responsibility	Not In Compliance
<p>922 KAR 2:090. Section 8. General.</p> <p>(1) A licensee shall:</p> <p>(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</p> <p>(b) Protect and assure the health, safety, and comfort of each child.</p> <p>Findings:</p> <p>General: Based on observation and interview, this regulatory requirement was not met. The surveyor toured the toddler classroom and observed a two-year-old male child asleep face-down on the laminate floor. The child was not provided an individual cot or mat to lie on. Furthermore, the surveyor observed a female child walk on the child's legs while he was asleep on the floor. The staff person in charge stated that the child was placed on a floor pillow when he arrived asleep; however, he must have rolled off of it.</p>	

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, one staff person hired on 6/25/20, did not have an annual evaluation on file.	
Employee Records	Not In Compliance
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 and the Training Records Information System (TRIS), four staff (hire dates: 2 on 3/26/19, 6/25/20, and 6/15/20) did not complete the required 15 hours of cabinet-approved training between 7/1/2021 and 6/30/22.	
Programming	In Compliance
Premises	Not In Compliance
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 review of documentation and observation this regulatory requirement was not met. The following was found: <ol style="list-style-type: none"> The wooden surface on the set of steps leading from the main floor to the lower level of the building was embedded with dirt, grime, and several dark stains. The baseboard was missing on both walls at the bottom of the staircase and in the hallway leading to the bathrooms on the lower level of the building. Vinyl floor tiles were chipped and/or missing in two classrooms (preschool and school-age) and one bathroom on the lower level of the building. Embedded dirt and grime was observed in these areas. One wall in the hallway on the lower level of the building contained chipped paint where hooks had been removed. Also, a couple areas on the wall were rough from attempted dry wall repairs. These areas had not been sanded and repainted. A review of Division of Regulated Child Care files found that this regulatory violation was previously issued as a result of a renewal inspection conducted on 6/22/21. The director had indicated on the Plan of Correction that the floor tiles were replaced in the classrooms, new baseboards were attached and carpet was installed on the stairs as of 8/29/21; however, this was not done. The staff person in charge acknowledged this finding during the exit interview and stated that she would speak with the owners about it.	
695 - Toilet	Not In Compliance
922 KAR 2:120. Section 12. Toilet, Diapering, and Toiletry Requirements. (4) Each toilet shall: (a) Be kept in clean condition; (b) Be kept in good repair; (c) Be in a lighted room; and (d) Have ventilation to outside air.	
Findings: General: Based on observation and interview, this regulatory requirement was not met. One of the toilets on the lower level of the building had a sign taped on top of it and clear tape was being used to secure the lid to the toilet basin so it could not be used. The words on the sign were smeared and could no longer be read. The staff person in charge stated during interview that the toilet broke approximately two weeks ago.	

Inspection Report**Hygienic Practices****Not In Compliance****700 - Child Personal Care/Handwashing****Not In Compliance****922 KAR 2:120. Section 3. General Requirements.****(4) A child shall:**

- (a) Be helped with personal care and cleanliness based upon his or her developmental skills;**
- (b) Except as established in paragraph (c) of this subsection, wash his or her hands with liquid soap and warm running water:**

- 1. a. Upon arrival at the center; or**
- b. Within thirty (30) minutes of arrival for school-age children;**
- 2. Before and after eating or handling food;**
- 3. After toileting or diaper change;**
- 4. After handling animals;**
- 5. After touching an item or an area of the body soiled with body fluids or wastes; and**
- 6. After outdoor or indoor play time; and**

(c) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (b) of this subsection. The child shall wash the child's hands as soon as practicable once liquid soap and warm running water are available.

Findings:

General: Based on observation, this regulatory requirement was not met. The surveyor observed one child in the toddler classroom get their diaper changed and return to the group without washing their hands with liquid soap and running water.

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 a tour of the toddler playground, the surveyor observed a roll of wet paper towels lying on the steps. The paper towels were no longer useable.

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. During a tour of the playgrounds, the following was found:

- 1. High grass and weeds were observed on the toddler playground.
- 2. A gap approximately 12 inches wide between the chain link fence used to separate the two outdoor playgrounds and the wooden fence along the back of both playgrounds. A rocking fish play apparatus had been positioned in the gap.
- 3. In the corner of the toddler playground, there is a gap between the wooden fence and the chain link fence large enough for a child to get an arm or a leg stuck. The gap is approximately three to four inches wide. A review of Division of Regulated Child Care files found that this regulatory violation was previously issued as a result of a renewal inspection conducted on 6/22/21. The director had indicated on the Plan of Correction that the gap was enclosed with a 2X4 on 7/25/21; however, it was not.

800 - Protective Surface**Not In Compliance****922 KAR 2:120. Section 4. Premises Requirements.****(21) A protective surface shall:****(a) Be provided for outdoor play equipment used to:**

- 1. Climb;**
- 2. Swing; and**
- 3. Slide; and**

(b) Have a fall zone equal to the height of the equipment.**Findings:**

General: Based on observation, this regulatory requirement was not met. The preschool/school-age playground contained a large climbing structure with two slides measuring approximately four to five feet tall. A thin layer of mulch was on the ground around the climbing structure; however, the mulch did not cover the dirt surface underneath. This did not provide a sufficient fall zone for the children.

Inspection Report**Equipment****Not In Compliance****840 - Individual Bed/Mat/Cot and Bedding****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:
- (b) For a toddler or preschool-age child:
1. An individual bed, a two (2) inch thick waterproof mat, or cot in good repair; and
 2. Bedding that is in good repair and is changed:
 - a. Weekly; or
 - b. Immediately if it is soiled or wet.

Findings:

General: Based on observation and interview, this regulatory requirement was not met. The surveyor toured the toddler classroom and observed a two-year-old male child asleep face-down on the laminate floor. The child was not provided an individual cot or mat to lie on. The staff person in charge stated that the child was placed on a floor pillow when he arrived asleep; however, he must have rolled off of it.

865 - Indoor/Outdoor Equipment**Not In Compliance****922 KAR 2:120. Section 13. 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. A smoke detector was heard beeping throughout the lower level of the building during the entire survey. This usually indicates a low battery or a malfunction of the device.
2. Two foot pedals were missing on a trike merry-go-round play structure.

Transportation**Not Applicable****Kitchen Requirements****In Compliance****Food Service****In Compliance****Meal Planning/Center Provides Meals****Not In Compliance****1220 - Menu****Not In Compliance****922 KAR 2:120. Section 10. Meal Planning Requirements for a Center that Provides Meals.**

- (9) A weekly menu shall be:
- (a) Prepared;
 - (b) Dated;
 - (c) Posted in advance in a conspicuous place;
 - (d) Kept on file for thirty (30) days; and
 - (e) Amended in writing with any substitutions on the day the meal is served.

Findings:

General: Based on review of documentation, this regulatory requirement was not met. A menu was posted that was dated June 2022; therefore, it was not current.

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, one child (enrollment date: 7/7/20) had an immunization certificate on file that was no longer current as of 7/1/22.

Inspection Report

1250 - Enrollment Information

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(b) A written record for each child:

1. Completed and signed by the child's parent;
2. Retained on file on the first day the child attends the child-care center; and
3. To contain:
 - a. Identifying information about the child, which includes, at a minimum, the child's name, address, and date of birth;
 - b. Contact information to enable a person in charge to contact the child's:
 - (i) Parent at the parent's home or place of employment;
 - (ii) Family physician; and
 - (iii) Preferred hospital;
 - c. The name of each person who is designated in writing to pick-up the child;
 - d. The child's general health status and medical history including, if applicable:
 - (i) Allergies;
 - (ii) Restriction on the child's participation in activities with specific instructions from the child's parent or health professional; and
 - (iii) Permission from the parent for third-party professional services in the child-care center;
 - e. The name and phone number of each person to be contacted in an emergency involving or impacting the child;
 - f. Authorization by the parent for the child-care center to seek emergency medical care for the child in the parent's absence;

Findings:

General: Based on review of documentation, one child's file/enrollment documentation did not contain information for the family's preferred hospital. This child was enrolled at the facility on 7/11/22.

Written Documentation

Not In Compliance

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, one staff person hired on 6/25/20, did not have a professional development plan on file.

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 review of documentation, this regulatory requirement was not met. The Statement of Deficiency/Plan of Correction from the 8/21/20, renewal inspection was posted; however, the Statement of Deficiency/Plan of Correction from the most recent renewal inspection conducted on 6/22/21, was not posted.

Animals

In Compliance

Signature of Provider/Representative

Title

Date