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Inspection Report

Provider Name: Safe Harbor Learning Academy	Provider Information	CLR No: L383949
Provider Address: 104 Mint Lane, Nicholasville, KY, 40356	Provider Type: LICENSED TYPE I	Capacity: 86
Owner(s): Safe Harbor Learning Academy, LLC		Director(s): Creque, Debra K

Inspection Type: Investigation	Inspection Information	Inspection No: 305717
Date Initiated: 12/11/2020 1:35 PM	Date Concluded: 12/11/2020 2:30 PM	
	No. of Children Present: 19	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
Director Requirements	Not In Compliance
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 and interview, the following was found:	
1. Staff person in the School-age classroom stated that a child was hit by another child at least two times on 11/20/2020. This disrupted the child's NTI lesson.	
2. A 1-year-old child was observed sleeping on a cot with his head covered with a thick blanket. This poses a suffocation risk for the child.	

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 review of documentation, there was no planned programming being utilized in the School-age classroom on 12/2/20, from 9:40 a.m. until 10:05 a.m. Video footage provided by the facility shows that the classroom at that time was chaotic with no planned activities being performed. The children were observed running around the room, hitting each other, climbing on furniture, yelling and hiding from the staff person in the classroom.

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, a tour of the Director's office found a used soda can, a used ketchup cup, a bottle of steak sauce, a half-empty bottle of "Bug Juice" and used food wrappers on the Director's desk. Insects were observed feeding on these items at the time of the visit. There was no attempt to discard any of these items during the investigation.

570 - Pest Control

Not In Compliance

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

- (7) Measures shall be utilized to control the presence of:**
- (a) Rodents;**
 - (b) Flies;**
 - (c) Roaches; and**
 - (d) Other vermin.**

Findings:

General: Based on observation, there were flies and gnats flying around in the Director's office. The surveyor observed several gnats and at least five flies flying and/or landing on a used soda can, a used ketchup cup, a bottle of steak sauce, a half-empty bottle of "Bug Juice" and used food wrappers on the Directors desk.

575 - Protected Openings

Not In Compliance

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

- (8) An opening to the outside shall be effectively protected against the entrance of vermin by:**
- (a) Self-closing doors;**
 - (b) Closed windows;**
 - (c) Screening;**
 - (d) Controlled air current; or**
 - (e) Other effective means.**

Findings:

General: Based on observation, the facility's front door was propped open when the surveyor arrived at the facility. A staff person was seen carrying items into the facility from a vehicle in front of the facility. After the vehicle left the area, the surveyor sat in the parking lot for approximately three minutes before walking to the door of the facility. The door remained propped open and there was no attempt to close the door until the surveyor entered the building.

Inspection Report

Hygienic Practices

Not In Compliance

655 - 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, there were two 3-year-old children observed sleeping on their cots during nap time. The children's faces were smeared with tomato sauce from the spaghetti they had for lunch.

Food Service

Not In Compliance

1050 - Bottles

Not In Compliance

922 KAR 2:120. Section 8. Kitchen Requirements.

(9) Bottles shall be:

- (a) Individually labeled;**
- (b) Promptly refrigerated;**
- (c) Covered while not in use; and**
- (d) Consumed within one (1) hour of being heated or removed from the refrigerator.**

Findings:

General: Based on observation and interview, there was an uncovered bottle of formula sitting on the Director's desk at the time of the investigation. The staff person in charge did not know if the bottle belonged to a child in the facility. Another staff person stated that the bottle belonged to a child in the Infant/Toddler classroom.

Emergency Regulation

Not In Compliance

1260 - Emergency Regulation

Not In Compliance

922 KAR 2:410E. Emergency Regulation.

Due to the current declared public health emergency caused by the Novel Coronavirus Disease (COVID-19), licensed child care centers must operate under Centers for Disease Control and Prevention and public health guidelines, as mandated by 922 KAR 2:410E, to prevent the spread of COVID-19.

Findings:

General: Based on observation, the following was found during the investigation:

- 1. Upon arrival in the facility, the two staff persons in the Director's office were not wearing masks.
- 2. There was a staff person in the front hallway talking to a parent. The staff person was not wearing a mask.
- 3. The staff person on the playground with the School-age children had her mask under her chin. The staff person was observed holding a child by her upper arms and speaking to the child inches from the child's face.
- 4. Video footage viewed during the investigation showed that none of the school-age children were wearing masks in the School-age classroom on 12/2/2020.

Signature of Provider/Representative

Title

Date