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Inspection Report

<b>Provider Name:</b> Wee Care Nursery	<b>Provider Information</b>	<b>CLR No:</b> L352647
<b>Provider Address:</b> 11616 Main Street, Louisville, KY, 40243	<b>Provider Type:</b> LICENSED TYPE I	<b>Capacity:</b> 100
<b>Owner(s):</b> Wee-care Nursery, Inc.		<b>Director(s):</b> Reisert, Melissa Ann

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 221168
<b>Date Initiated:</b> 08/03/2017 9:30 AM	<b>Date Concluded:</b> 08/03/2017 12:45 PM	
	<b>No. of Children Present:</b> 25	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance

250 - Staff Management/Policy Development/Supervision Not In Compliance

**922 KAR 2:110. Section 4. Director Requirements and Responsibilities.**  
**(1) Effective with the adoption of this administrative regulation, a director shall:**  
**(e) Manage the staff in their individual job descriptions;**  
**(f) Develop child-care center plans, policies, and procedures;**  
**(g) Supervise staff conduct to ensure implementation of program policies and procedures;**

**Findings:**

General: Based on Observation and review of documentation, the child care center failed to comply with regulations regarding director requirements. Observation in the Infant B room revealed staff member with hire date 08/22/2016 was using her cell phone during naptime. Upon review of documentation the staff policy booklet stated, "Restrict cell phone usage during work hours".

265 - Health, Safety, Comfort Not In Compliance

**922 KAR 2:110. Section 4. Director Requirements and Responsibilities.**  
**(1) Effective with the adoption of this administrative regulation, a director shall:**  
**(l) Provide for the health, safety, and comfort of each child;**

**Findings:**

General: Based on Observation, the child care center failed to comply with regulations regarding director requirements. Observation of the red room revealed there was an electrical outlet separating from the wall exposing drywall. In the infant B room there was a electrical outlet with no protective covering above a crib accessible to a child's reach. Further observation in the entry way, was a bottle of "Germ-X" hand sanitizer that indicates to "keep out of reach of children" on the label.

Inspection Report

275 - Caregiver Alone

Not In Compliance

922 KAR 2:110. Section 4. Director Requirements and Responsibilities.

(1) Effective with the adoption of this administrative regulation, a director shall:

(n) 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 Section 3(1)(e)6 of this administrative regulation;

Findings:

General: Based on Observation, the childcare center failed to comply with regulations for employee records. Upon review of presented staff files revealed the file for a staff member with the hire date of 07/24/2017 did not contain a Child Abuse and Neglect check. It was observed that this aforementioned staff member was working alone in the Infant A room with three (3) infants from the age of three (3) months to ten (10) months on the date of survey for the timeframe of 9:30am-11:30am.

Employee Records

Not In Compliance

300 - Background checks/left alone

Not In Compliance

922 KAR 2:090. Section 6. License Issuance.

(5) An individual described in subsection (4) of this section shall:

(a) Submit to background checks described in paragraph (b) of this subsection;

(b) May be employed or work with a child on a probationary basis for up to ninety (90) calendar days, pending completion of a:

1. Child abuse or neglect check using the central registry in accordance with 922 KAR 1:470;
2. Criminal records check required by KRS 199.896(19);
3. Criminal records check for any previous state of residence if the person resided outside the state of Kentucky in the last five (5) years; and
4. An address check of the Sex Offender Registry; and

(c) Not be left alone in the presence of a child until copies of the background checks in accordance with paragraph (b) of this subsection have been received by the licensee.

Findings:

General: Based on Observation, the childcare center failed to comply with regulations for employee records. Upon review of presented staff files revealed the file for a staff member with the hire date of 07/24/2017 did not contain a Child Abuse and Neglect check for the aforementioned staff member. It was observed that this aforementioned staff member was working alone in the Infant A room with three (3) infants from the age of three (3) months to ten (10) months on the date of survey for the timeframe of 9:30am-11:30am.

315 - Educational Requirements

Not In Compliance

922 KAR 2:110. Section 5. 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 Review of Documentation, the childcare center failed to comply with regulations for employee records. Review of presented staff files revealed a file for a staff member with the hire date of 07/06/2017 failed to contain proof education.

Programming

In Compliance

Premises

In Compliance

Hygienic Practices

Not In Compliance

595 - 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 their developmental skills; and

(b) 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 wiping or blowing nose;
6. After touching items soiled with body fluids or wastes; and
7. After outdoor or indoor play time.

Findings:

General: Based on Observation, the child care center failed to comply with regulations regarding hygiene practices. In the Infant A room a staff member with the date of hire 08/22/2016 did not assist the child to wash his/her hands after completing a diaper change.

**600 - 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; and**
  - (c) 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; and**
    - 9. If possible, before administering first aid.**

**Findings:**

General: Based on Observation, the child care center failed to comply with regulations regarding hygiene practices. In the Infant A room a staff member with the date of hire 08/22/2016 did not wash her hands after completing a diaper change.

**635 - Diapering Practice**

**Not In Compliance**

**922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.**

- (12) Staff shall disinfect the diapering surface after each child is diapered.**
- (13) If staff wear disposable gloves, the gloves shall be changed and disposed after each child is diapered.**

**Findings:**

General: Based on Observation, the child care center failed to comply with regulations regarding hygiene practices. In the Infant A room a staff member with the date of hire 08/22/2016 did not disinfect the diapering surface after completing a diaper change.

**First Aid/Medication**

**Not In Compliance**

**670 - Medication**

**Not In Compliance**

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

- (6) Medication, including refrigerated medication, shall be:**
- (a) Stored in a separate and locked place, out of the reach of a child;**
  - (b) Kept in the original bottle; and**
  - (c) Properly labeled.**
- (7) Medication shall not be given to a child if the expiration date on the bottle has passed.**

**Findings:**

General: Based on Observation, the child care center failed to comply with regulations regarding medication. Observation in the Older Toddler's room revealed a bottle of diaper rash ointment on the top shelf of the changing table that was not in a locked place.

**Outdoor Play Area**

**Not In Compliance**

**685 - 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, the child care center failed to comply with regulations regarding the outdoor play area. Observation of the small playground revealed over grown weeds under and through the ground mat under the yellow, orange, and blue tunnel apparatus and horse spring rider.

**695 - 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, the child care center failed to comply with regulations regarding outdoor play. Observation of the toddler play area revealed there was no protective covering under the red, green, and blue slide. On the small play area there is no protective covering under the purple and white playhouse or the white playhouse.

Inspection Report

Equipment

Not In Compliance

710 - Play Equipment

Not In Compliance

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

- (24) Supports for climbing apparatus and large equipment shall be securely fastened to the ground.
- (25) Crawl spaces, such as tunnels, shall be short and wide enough to permit access by adults.
- (26) A sandbox shall be:
  - (a) Constructed to allow for drainage;
  - (b) Covered when not in use;
  - (c) Kept clean; and
  - (d) Checked for vermin prior to use.

Findings:

General: Based on Observation, the child care center failed to comply with regulations regarding equipment. Observation of the school age playground revealed a yellow, blue, and red climbing apparatus was not anchored securely to the ground.

755 - Toys/Equipment/Furniture

Not In Compliance

922 KAR 2:120. Section 11. Toys and Furnishings.

- (1) All toys, equipment, 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 child care center failed to comply with regulations regarding equipment. Observation of the school age playground revealed the fabric for the roof netting on the playset was torn and frayed, exposing fabric at the seams.

Transportation

Not In Compliance

785 - Requirements for Transportation Services

Not In Compliance

922 KAR 2:120. Section 12. Transportation.

- (2) A center providing or arranging transportation service shall:
  - (a) Be licensed and approved by the cabinet or its designee prior to transporting a child;
  - (b) Have a written plan that details the type of transportation, staff schedule, transportation schedule, and transportation route; and
  - (c) Have written policies and procedures, including emergency procedures practiced monthly by staff who transports children.

Findings:

General: Based on Review of Documentation and interview, the child care center failed to comply with regulations regarding transportation. There was no written plan that details the type of transportation, staff schedule, transportation schedule and transportation route. Interview with the director revealed they are no longer using transportation.

795 - Transportation Notification/Plan for Ensuring Staff Duties

Not In Compliance

922 KAR 2:120. Section 12. Transportation.

- (3) Prior to transporting a child, a center providing transportation services of a child shall notify the cabinet or its designee in writing of the:
  - (c) Plan for ensuring staff perform duties relating to transportation properly;

Findings:

General: Based on Review of Documentation and interview, the child care center failed to comply with regulations regarding transportation. There was no written plan for staff duties related to transportation properly. Interview with the director revealed they are no longer using transportation.

815 - Transportation Notification/Safety Procedures - Transporting, Loading/Unloading and Supervision

Not In Compliance

922 KAR 2:120. Section 12. Transportation.

- (3) Prior to transporting a child, a center providing transportation services of a child shall notify the cabinet or its designee in writing of the:
  - (g) Safety procedures for:
    - 1. Transporting a child;
    - 2. Loading and unloading a child; and
    - 3. Providing adequate supervision of a child.

Findings:

General: Based on Review of Documentation and interview, the child care center failed to comply with regulations regarding transportation. There was no written plan for safety procedures in transporting a child, loading and unloading a child, and providing adequate supervision. Interview with the director revealed they are no longer using transportation.

Food Service

Not In Compliance

935 - Refrigerator

Not In Compliance

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

- (4) A cold-storage facility used for storage of perishable food in a nonfrozen state shall:
  - (a) Have an indicating thermometer or other appropriate temperature measuring device;
  - (b) Be in a safe environment for preservation; and
  - (c) Be forty (40) degrees Fahrenheit or below.

Findings:

General: Based on Observation, the child care center failed to comply with regulations regarding food service. Observation in the toddler room revealed that the refrigerator has no thermometer or other appropriate temperature measuring device was present.

**Inspection Report**

**Children's Records**

**Not In Compliance**

**1075 - Enrollment Information**

**Not In Compliance**

**922 KAR 2:110. Section 3. 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 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 situation 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, child care center failed to maintain children's records in accordance with regulatory requirements. The file for one child did not contain information identifying the child's physician.

**Written Documentation**

**Not In Compliance**

**1095 - Daily Attendance Records**

**Not In Compliance**

**922 KAR 2:110. Section 3. 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 Review of Documentation and interview, the child care center failed to comply with regulations regarding written documentation. Not all twenty-five (25) children present during time of survey were signed into the daily attendance records. Only twenty (20) were signed into the daily attendance record for that day.

**Posted Documentation**

**Not In Compliance**

**1165 - Daily Activities**

**Not In Compliance**

**922 KAR 2:110. Section 4. Director Requirements and Responsibilities.**

**(1) Effective with the adoption of this administrative regulation, 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 Review of Documentation, the child care center failed to post documentation in accordance with regulations. The posted daily activities in the Red room and the Preschool room were no longer current.

**Animals**

**Not In Compliance**

**1175 - Animals in the Presence of Children**

**Not In Compliance**

**922 KAR 2:120. Section 13. Animals.**

**(1) An animal shall not be allowed in the presence of a child in care:**

**(a) Unless:**

- 1. The animal is under the supervision and control of an adult;**
- 2. Written parental consent has been obtained; and**
- 3. The animal is certified as vaccinated against rabies; or**

**(b) Except in accordance with subsection (3) of this section.**

**Findings:**

General: Based on Observation and interview with the director, the child care center failed to comply with regulations regarding animals. Observation in the preschool room revealed there was a small fish in an aquarium on a teacher's desk. Interview with the director revealed the fish is a pet in the classroom for the preschool children. Upon review of documentation there was no written parental consent for the fish.

Signature of Provider/Representative

Title

Date