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**Inspection Report**

|  |                                       |  |
|--|---------------------------------------|--|
| <b>Provider Name:</b> Ms. Gina's SDK - Kinder Academy              | <b>Provider Information</b>           | <b>CLR No:</b> L383973                     |
| <b>Provider Address:</b> 21 Pete Niser Road, Alexandria, KY, 41001 | <b>Provider Type:</b> LICENSED TYPE I | <b>Capacity:</b> 103                       |
| <b>Owner(s):</b> Ms. Gina's SDK, LLC                               |                                       | <b>Director(s):</b> Franklin, Desirae Lynn |

|   |  |                              |
|---|--|------------------------------|
| <b>Inspection Type:</b> Renewal Application | <b>Inspection Information</b>              | <b>Inspection No:</b> 318835 |
| <b>Date Initiated:</b> 11/05/2021 10:51 AM  | <b>Date Concluded:</b> 11/05/2021 12:47 PM |                              |
|   | <b>No. of Children Present:</b> 40         |                              |

| Inspection Report   |                          |
|---|--------------------------|
| Background Checks   | Not In Compliance        |
| <b>5 - Background check/left alone/dismissed/relocated</b>  | <b>Not In Compliance</b> |
| <p><b>922 KAR 2:280. Section 3. Implementation and Enforcement.</b></p> <p>(1) A person who is a child care staff member prior to January 1, 2018, shall submit to and complete background checks in accordance with this administrative regulation no later than September 30, 2018.</p> <p>(2) A child care staff member hired on or after April 1, 2018, shall:</p> <p>(a) Have completed the background checks required in accordance with this administrative regulation and been found to have no disqualifying offense prior to becoming a child care staff member; or</p> <p>(b) 1. Have submitted to the background checks required in accordance with this administrative regulation;</p> <p>2. Not be left unsupervised with a child in care pending the completion of the background checks in accordance with this administrative regulation; and</p> <p>3. Be dismissed or relocated from the residence if the person is found to have a disqualifying background check result.</p> <p><b>Findings:</b></p> <p>Based on review of documentation and interview, the surveyor found a 17-year-old staff person hired on 8/30/21, did not have the results of a central registry check (CA/N) on file. The staff person in charge could not show proof that a CA/N check had been requested.</p> |                          |
| <b>Supervision</b>  | <b>In Compliance</b>     |
| <b>Staffing Requirements</b>  | <b>In Compliance</b>     |
| <b>General Administration</b>   | <b>In Compliance</b>     |
| <b>Director Requirements</b>  | <b>Not In Compliance</b> |
| <b>360 - Staff Evaluation</b>   | <b>Not In Compliance</b> |
| <p><b>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</b></p> <p>(1) A director shall:</p> <p>(j) Assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation;</p> <p><b>Findings:</b></p> <p>General: Based on review of documentation, five staff did not have an annual evaluation completed.</p>   |                          |

**400 - 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 review of documentation, three staff (hire dates: (2) 9/6/21, 8/30/21) did not have proof of education on file.

**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, four staff (hire dates; (2) 8/22/19, 9/30/19, 8/23/21) had TB documentation on file that was no longer valid as of: (2) 6/9/21, 9/26/21, 10/28/21.

One staff member hired on 9/20/21, did not have TB documentation available for review.

**410 - 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 interview and review of documentation, there is not at least one staff person on duty and present with the children currently certified in cabinet approved First Aid training.

The staff person in charge identified three staff designated to open and close the child-care center. A review of staff files found the staff are only certified in CPR. Further review found six additional staff certified in CPR, but not certified in First Aid. The staff person in charge stated that the staff completed CPR and First Aid training on the same day.

**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 ECE-TRIS, two staff hired on 8/22/2019, did not complete 15 hours of early care and education training from July 1, 2020 to June 30, 2021.

One staff person hired on 9/20/2020, did not complete the Pediatric Abusive Head Trauma training within the first year of employment.

**Inspection Report**

**Programming**

**Not In Compliance**

**455 - 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 and 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 interview and review of documentation, this regulatory requirement was not met.

The surveyor found the daily planned program (lesson plan) posted in the infant classroom was not current. The staff person stated that she had not finished the lesson plan for November.

Additionally, the surveyor found that there was not a daily planned program posted or available for review in the toddler classroom. The staff person stated that she had not printed the lesson plan for November.

Furthermore, the surveyor observed only one book available to 12 children present in the toddler classroom. Observation of extra materials stored in the classroom did not include additional books.

**Premises**

**Not In Compliance**

**565 - Inaccessible Items**

**Not In Compliance**

**922 KAR 2:120. Section 3. General Requirements.**

**(7) The following shall be inaccessible to a child in care:**

- (a) Toxic cleaning supplies, poisons, and insecticides;**
- (b) Matches, cigarettes, lighters, and flammable liquids; and**
- (c) Personal belongings and medications of staff.**

**Findings:**

General: Based on observation, the surveyor found a magic dry eraser sponge on the handwashing sink located in the two-year-old classroom. It should be noted, dry eraser sponges are considered non-toxic, but need to be kept out of the reach of children due to accidental ingestion and potential abrasions on the skin.

**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 in the preschool classroom, the surveyor found a hole in the ceiling.

**Hygienic Practices**

**In Compliance**

**First Aid/Medication**

**In Compliance**

**Outdoor Play Area**

**Not In Compliance**

**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, the surveyor found a Little Tykes climber positioned on a bare patch of grass. There was no protective surfacing material around the climber.

**Equipment**

**In Compliance**

**Inspection Report**

**Transportation**

**Not Applicable**

**Kitchen Requirements**

**Not In Compliance**

**1040 - 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 surveyor found the indicating thermometer inside the refrigerator located in the kitchen measured 50 degrees Fahrenheit.

**Food Service**

**Not In Compliance**

**1070 - Bottle Feeding**

**Not In Compliance**

**922 KAR 2:120. Section 3. General Requirements.**

- (11) While bottle feeding a child, the:**
  - (a) Child shall be held; and**
  - (b) Bottle or beverage container shall not be:**
    - 1. Propped;**
    - 2. Left in the mouth of a sleeping child; or**
    - 3. Heated in a microwave.**

**Findings:**

General: Based on observation, this regulatory requirement was not met.

At approximately 10:56 a.m., the surveyor observed a staff member give two infants their bottles while they were propped on Boppy pillows on the floor. It should be noted, both infants were approximately nine-months-old and able to hold their own bottles.

**1090 - Food Protected From Contamination**

**Not In Compliance**

**922 KAR 2:120. Section 9. Food and Drink Requirements for All Child-Care Centers.**

- (1) Food shall be:**
  - (h) Protected against contamination from:**
    - 1. Dust;**
    - 2. Flies;**
    - 3. Rodents and other vermin;**
    - 4. Unclean utensils and work surfaces;**
    - 5. Unnecessary handling;**
    - 6. Coughs and sneezes;**
    - 7. Cuts in skin;**
    - 8. Communicable disease;**
    - 9. Flooding;**
    - 10. Drainage; and**
    - 11. Overhead leakage.**

**Findings:**

General: Based on observation and interview, food was not protected from contamination. At approximately 11:15 a.m., the surveyor opened a refrigerator located in the preschool classroom and observed two uncovered plates of food.

The surveyor noted that there were cheese slices, cottage cheese, pepperonis, and fruit on one paper plate. The second plate contained bread, fruit, mac-n-cheese, and yogurt. Interviews with staff found the food belonged to two preschool children.

The preschool staff person stated that both plates of food had been placed in the refrigerator approximately 15 minutes prior to the surveyor's arrival.

**Meal Planning/Center Provides Meals**

**In Compliance**

**Meal Planning/Center Does Not Provide Meals**

**Not Applicable**

**Children's Records**

**In Compliance**

**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, five staff did not have an annual professional development plan on file.

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1285 - Earthquake/Tornado/Fire Drills

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(h) A written record of quarterly practiced earthquake drills and tornado drills detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;

(i) A written record of practiced fire drills conducted monthly detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;

Findings:

General: Based on review of documentation, there was no written documentation of practiced tornado drills at the facility.

Posted Documentation

In Compliance

Animals

Not Applicable

Signature of Provider/Representative

Title

Date