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**Adam Mather**  
INSPECTOR GENERAL

**Inspection Report**

<b>Provider Name:</b> Academy of Learning Owensboro South <b>Provider Address:</b> 4801 Towne Square Ct, Owensboro, KY, 42301 <b>Owner(s):</b> Academy Of Learning-Harvard, LLC	<b>Provider Information</b> <b>Provider Type:</b> LICENSED TYPE I	<b>CLR No:</b> L358403  <b>Capacity:</b> 80 <b>Director(s):</b> Morales , Tammy Renee
<b>Inspection Type:</b> Renewal Application <b>Date Initiated:</b> 11/10/2020 9:00 AM	<b>Inspection Information</b> <b>Date Concluded:</b> 11/10/2020 1:45 PM <b>No. of Children Present:</b> 25	<b>Inspection No:</b> 304715

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
<b>345 - Staff Evaluation</b>	<b>Not In Compliance</b>
<b>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</b> <b>(1) A director shall:</b> <b>(j) Assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation;</b>	
<b>Findings:</b> General: Based on review of documentation, a caregiver hired on 3/12/18, did not have an annual written performance evaluation on file.	
<b>350 - Health, Safety, Comfort</b>	<b>Not In Compliance</b>
<b>922 KAR 2:090. Section 10. Director Requirements and Responsibilities.</b> <b>(1) A director shall:</b> <b>(l) Assure the health, safety, and comfort of each child;</b>	
<b>Findings:</b> General: Based on observation, an electrical outlet was not covered in the three-year-olds' room. Four (4) electrical outlets were not covered in the after school room #1. An electrical outlet adjacent to a washer and dryer was uncovered in the restroom next to the preschool room. A child had a nickel size necklace pendant in his mouth in the three-year-olds' room.	
Employee Records	In Compliance
Programming	In Compliance

## Inspection Report

### Premises

Not In Compliance

#### 560 - 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:

General: Based on observation, eight (8) bulbs were not shatterproof or shielded in the restroom near the three-year-olds' classroom, in a restroom next to the preschool room, and in the men's restroom next to the laundry room. Six (6) bulb light bulbs were not shatterproof or shielded in the women's restroom next to the laundry room.

#### 580 - 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, a six (6) inch long area of baseboard was missing from the wall and exposed broken drywall and a wooden stud in the one-year-olds' room. An area of peeled plaster was on the ceiling next to the ceiling vent in the women's restroom next to the laundry room.

#### 645 - Sink

Not In Compliance

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

###### (3) A sink shall be:

- (a) Located in or immediately adjacent to toilet rooms;
- (b) Equipped with hot and cold running water that allows for hand washing;
- (c) Equipped with hot water at a minimum temperature of ninety (90) degrees Fahrenheit and a maximum of 120 degrees Fahrenheit;
- (d) Equipped with liquid soap;
- (e) Equipped with hand-drying blower or single use disposable hand drying material;
- (f) Equipped with an easily cleanable waste receptacle; and
- (g) Immediately adjacent to a changing area used for infants and toddlers.

##### Findings:

General: Based on observation, the hot water temperature registered one hundred forty (140) degrees Fahrenheit at a sink in the two-year-olds' room, at a sink in the women's restroom next to the laundry room, and at a sink in the after school room #1. The hot water temperature registered one hundred thirty-seven (137) degrees Fahrenheit at a sink in the three-year-olds' room.

#### 650 - Toilet

Not In Compliance

##### 922 KAR 2:120. Section 10. 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, a toilet was clogged in the women's restroom next to the laundry room.

Inspection Report	
<b>Hygienic Practices</b>	<b>Not In Compliance</b>
<b>655 - Child Personal Care/Handwashing</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 3. General Requirements.</b> <b>(4) A child shall:</b> <b>(a) Be helped with personal care and cleanliness based upon his or her developmental skills;</b> <b>(b) Except as established in paragraph (c) of this subsection, wash his or her hands with liquid soap and warm running water:</b> <b>1. a. Upon arrival at the center; or</b> <b>    b. Within thirty (30) minutes of arrival for school-age children;</b> <b>2. Before and after eating or handling food;</b> <b>3. After toileting or diaper change;</b> <b>4. After handling animals;</b> <b>5. After touching an item or an area of the body soiled with body fluids or wastes; and</b> <b>6. After outdoor or indoor play time; and</b> <b>(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.</b>	
<b>Findings:</b> General: Based on observation, dirt marks were left on the face of a child in the three-year-olds' room. The class previously played in the outdoor play area.	
<b>First Aid/Medication</b>	<b>In Compliance</b>
<b>Outdoor Play Area</b>	<b>Not In Compliance</b>
<b>745 - Playground Clean</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 4. Premises Requirements.</b> <b>(20) An outdoor play area shall be:</b> <b>(c) Free from:</b> <b>1. Litter;</b> <b>2. Glass;</b> <b>3. Rubbish; and</b> <b>4. Flammable materials;</b>	
<b>Findings:</b> General: Based on observation, a towel, paper plate, restaurant cup, plastic cup lid and candy wrappers were scattered on the ground in the outdoor play area.	
<b>755 - Protective Surface</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 4. Premises Requirements.</b> <b>(21) A protective surface shall:</b> <b>(a) Be provided for outdoor play equipment used to:</b> <b>1. Climb;</b> <b>2. Swing; and</b> <b>3. Slide; and</b> <b>(b) Have a fall zone equal to the height of the equipment.</b>	
<b>Findings:</b> General: Based on observation, a Little Tikes Slide was placed on concrete on the outdoor playground.	
<b>Equipment</b>	<b>Not In Compliance</b>
<b>770 - Play Equipment</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 4. Premises Requirements.</b> <b>(24) Supports for climbing apparatus and large equipment shall be securely fastened to the ground.</b> <b>(25) Crawl spaces, such as tunnels, shall be short and wide enough to permit access by adults.</b> <b>(26) A sandbox shall be:</b> <b>(a) Constructed to allow for drainage;</b> <b>(b) Covered when not in use;</b> <b>(c) Kept clean; and</b> <b>(d) Checked for vermin prior to use.</b>	
<b>Findings:</b> General: Based on observation, a sandbox, not in use, was partially uncovered in the outdoor play area next to the outdoor playground.	
<b>795 - Individual Bed/Mat/Cot and Bedding</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 6. Sleeping and Napping Requirements.</b> <b>(3) Rest time shall include adequate space specified by the child's age as follows:</b> <b>(b) For a toddler or preschool-age child:</b> <b>1. An individual bed, a two (2) inch thick waterproof mat, or cot in good repair; and</b> <b>2. Bedding that is in good repair and is changed:</b> <b>a. Weekly; or</b> <b>b. Immediately if it is soiled or wet.</b>	
<b>Findings:</b> General: Based on observation, a blue nap mat was torn along the seam in the restroom adjacent to the one-year-olds' room.	

**Inspection Report****820 - Indoor/Outdoor Equipment****Not In Compliance****922 KAR 2:120. Section 11. 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, a foot pedal was missing from two (2) red tricycles in the outdoor play area. The rim and backboard were missing from a plastic basketball hoop system on the outdoor playground. Sharp edges and a broken leg was on a blue, plastic stepstool in the outdoor play area. An area rug with children's printed faces and a gray area rug were soiled with several dark spots in the two-year-olds' room. Black smudges were across a white, half door in the three-year-olds' room. White smears were on a mirror next to gray shelves in the preschool room.

**Transportation****Not In Compliance****915 - Pre-trip Inspection****Not In Compliance****922 KAR 2:120. Section 12. Transportation.****(8) A daily inspection of the vehicle shall be performed prior to the vehicle's use and documented for:**

- (a) Tire inflation consistent with tire manufacturer's recommended air pressure;**
- (b) Working lights, signals, mirrors, gauges, and wiper blades;**
- (c) Working safety restraints;**
- (d) Adequate fuel level; and**
- (e) Cleanliness and good repair.**

**Findings:**

General: Based on observation, a face mask, license plate cover, and candy wrappers were on the floor of the center's van. In addition, a plastic drinking straw and a brown crumbled food substance were wedge between a seat on the last row of the center's van.

**960 - Children's Transportation Records****Not In Compliance****922 KAR 2:120. Section 12. Transportation.****(17) Transportation services provided shall:**

- (a) Be recorded in writing and include:**
  - 1. The first and last name of the child transported; and**
  - 2. The time each child gets on and the time each child gets off;**
- (b) Be completed by a staff member other than the driver; and**
- (c) Be kept for five (5) years.**

**Findings:**

General: Based on observation and review of documentation, the time each child got on and off the center's van was not documented for seven (7) children transported during the week of 10/28/20, for eight (8) children transported during the weeks of 10/05/20 and 10/14/20, for ten (10) children transported during the weeks of 10/12/20 and 10/21/20, and for four (4) children transported during the week of 11/9/20.

**Food Service/Food Program****In Compliance****Food Service****Not In Compliance****1130 - Menu****Not In Compliance****922 KAR 2:120. Section 9. Food and Meal Requirements.****(16) 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 observation, the posted menu was dated 8/10/20 – 8/14/20.

**Children's Records****In Compliance****Written Documentation****Not In Compliance****1170 - 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, a caregiver hired on 3/12/18, had a written annual professional development plan on file that was dated 4/9/19.

## Inspection Report

### 1175 - 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, the names of children participants were not documented for a monthly practiced fire drill conducted on 1/13/20.

#### Posted Documentation

Not In Compliance

### 1220 - Diapering/Handwashing

Not In Compliance

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

(9) The proper methods of diapering and hand-washing shall be posted at each diaper changing area.

#### Findings:

General: Based on observation, the posted proper methods of diapering and handwashing were not posted in the one-year-olds' room.

#### Animals

Not Applicable

#### Emergency Regulation

Not In Compliance

### 1255 - Emergency Regulation

Not In Compliance

#### 922 KAR 2:405E. 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 2:405E, to prevent the spread of COVID-19.

#### Findings:

General: Based on review of documentation, the center failed to ensure new staff shall undergo name-based background in accordance with 922 KAR 2:280. Two (2) caregivers hired on 10/12/20, and 10/26/20 did not have a processed name-based criminal record check on file. In addition, the center failed to assure all child care staff, directors, owners and operators complete a new, mandatory training on cleaning, sanitizing, health procedures, and mandatory reporting prior to the date of reopening, in accordance with 922 KAR 2:405E Section 9 (1). A caregiver hired on 3/12/18, did not complete the reopening training.

Signature of Provider/Representative

Title

Date