



**CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL**

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Inspection Report

Provider Name: The Oak School	Provider Information	CLR No: L358574
Provider Address: 138 North Evergreen Road, Ste. 109, Louisville, KY, 40243	Provider Type: LICENSED TYPE I	Capacity: 87
Owner(s): Leap, Inc.		Director(s): Wheatley, Amanda Mae

Inspection Type: Renewal Application	Inspection Information	Inspection No: 244128
Date Initiated: 04/12/2018 9:40 AM	Date Concluded: 04/12/2018 1:45 PM	
	No. of Children Present: 94	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	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, the child care center director failed to assure compliance with regulatory requirements. Observation in the Youngest 2's bathroom revealed a toilet brush in the bathroom. The PreK bathroom revealed a toilet plunger sitting on a plastic bag accessible to the children.

Employee Records **Not In Compliance**

390 - 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 and interview, the child care center failed to maintain employee records in accordance with regulatory requirements. A review of documentation failed to reveal a high school diploma, GED, or qualifying documentation from a comparable educational entity or a Commonwealth Child Care Credential for staff members with hire dates of: 03/26/18, 11/4/17, and 08/16/17. Interview with the staff in charge revealed the documentation was not available at the time of the survey.

Inspection Report

395 - 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 and interview, the child care center failed to maintain employee records in accordance with regulatory requirements. A review of staff records failed to reveal negative tuberculin results or a written statement from a health care professional stating the individual is free of tuberculosis for staff members with hire dates of: 12/11/17, 01/01/18, 03/26/18, 11/04/17, and 08/16/17. Interview with staff in charge revealed the documentation was not available at the time of the survey.

410 - 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 within the first three (3) months of employment;**
 - (b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment, 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 during each subsequent year of employment, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.**

Findings:

General: Based on review of documentation and interview, the child care center failed to maintain employee records in accordance with regulatory requirements. A review of staff files and ECE-Tris records failed to reveal 15 hours of cabinet approved early care and education in each subsequent year of employment for staff members with hire dates of: 08/10/16, 01/22/07, 04/13/15, 09/02/07, 03/01/10, 09/03/07 and 03/18/13. Staff members with hire dates of 12/11/17, 01/01/18, 11/04/17, and 08/16/17 failed to have documentation of having received orientation training within the first 3 months of employment. A staff member with a hire date of 03/18/13 failed to have documentation verifying PAHT training had been completed once every five (5) years. An interview with the staff in charge revealed the documentation was not available at the time of the survey.

Programming

Not In Compliance

455 - Discipline

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

- (10) A child shall not be subjected to:**
 - (a) Corporal physical discipline pursuant to KRS 199.896(18);**
 - (b) Loud, profane, threatening, frightening, humiliating, or abusive language; or**
 - (c) Discipline that is associated with:**
 - 1. Rest;**
 - 2. Toileting; or**
 - 3. Food.**

Findings:

General: Based on observation, the child care center failed to comply with regulatory programming requirements. Based on observation, a staff member in the Woodland's room was heard stating "Don't you get up!" and "Sit down (child's name)!! with a loud and threatening voice to children participating in free play time.

495 - Bedding/Toys in Crib

Not In Compliance

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.

- (3) Rest time shall include adequate space specified by the child's age as follows:**
 - (a) For an infant:**
 - 3. No loose bedding, such as a bumper or a blanket; and**
 - 4. No toys or other items except the infant's pacifier;**

Findings:

General: Based on observation, the child care center failed to comply with regulatory programming requirements. Observation revealed a child between the ages of 6 months and 10 months in the Infant room, in a crib, sleeping with a paci clip and bib. In the Younger Infant room, an infant ranging in age from 6 months to 7 months was observed sleeping in a crib with a paci clip and a loose fitting blanket. Another infant in the Younger Infant room was also observed with a loose fitting blanket and a stuffed paci toy in the crib while sleeping.

Premises

Not In Compliance

520 - 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 child care center failed to maintain the premises in accordance with regulatory requirements. Observation revealed a gallon jug of sanitizer, and a container of Clorox wipes on the floor under the sink, in the kitchen. At the kitchen door was a six (6) pack container of Clorox wipes. The aforementioned items contained labels which included: Keep out of the reach of children. The kitchen door was propped open during the length of the survey (9:40 A.M. to 1:45 P.M.) and all of the aforementioned items were accessible to all of the children in the center. Additionally, a toilet plunger was sitting on a plastic bag, accessible to the twenty-five (25) children ranging in age from four (4) years to five (5) years in the PreK bathroom.

Inspection Report

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, the child care center failed to maintain the premises in accordance with regulatory requirements. Observation in the Youngest 2's classroom revealed a section of baseboard separated from the wall. Additionally, in the Infant room, ceiling tiles were sagging and hanging down. Holes in the outside wall of the Older 2's classroom were also observed.

640 - Toilet Room

Not In Compliance

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

(2) A toilet room shall:

- (a) 1. Be provided for each gender; or**
- 2. A plan shall be implemented to use the same toilet room at separate times;**
- (b) Have a supply of toilet paper; and**
- (c) Be cleaned and disinfected daily.**

Findings:

General: Based on observation, the child care center failed to maintain the premises in accordance with regulatory requirements. Observation in the Three-Year-Old bathroom revealed no toilet paper available.

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 child care center failed to maintain the premises in accordance with regulatory requirements. Observation revealed no liquid soap available in the Three-Year-Old bathroom.

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 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 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, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. Based on observation, a child's hands failed to be washed with soap and water after diapering, in the Older Twos room and in the Infant room.

660 - 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;
(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;
 9. After smoking or vaping; and
 10. If possible, before administering first aid; and
(d) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (c) of this subsection. The staff shall wash the staff's hands as soon as practicable once liquid soap and warm running water are available.

Findings:

General: Based on observation, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. Observation revealed staff members failed to wash their hands with soap and running water after diapering children in the Older 2's room and in the Infant room. In the Older Infants room, a staff member failed to wash her hands with soap and water after wiping a child's nose.

685 - Diaper Changing Area/Surface

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.
(10) When a child is diapered, the child shall:
(b) Be placed on a surface that is:
 1. Clean;
 2. Padded;
 3. Free of holes, rips, tears, or other damage;
 4. Nonabsorbent;
 5. Easily cleaned; and
 6. Free of any items not used for diaper changing.

Findings:

General: Based on observation, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. Observation revealed a staff member changing two (2) children's diapers in the Woodland's room and failing to sanitize the mat between the diapering.

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

750 - 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, the child care center failed to maintain the outdoor play area in accordance with regulatory requirements. Observation revealed a tree/bush stump approximately ten (10) inches tall located immediately next to the leg of a swing set. The stump was rough with jagged edges creating a safety hazard.

755 - 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 maintain the outdoor play area in accordance with regulatory requirements. Observation revealed an insufficient amount of ground covering under the swings and slides. Under a separate set of swings containing three (3) swings, there was no ground covering.

Inspection Report

Equipment

Not In Compliance

815 - Toys/Furniture

Not In Compliance

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

- (1) All toys 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 maintain the equipment in accordance with regulatory requirements. Observation revealed a table with five (5) bucket seats where children ranging in age from 18 months to 21 months were eating. The seats contained slits for safety belts, which were not attached.

Transportation

In Compliance

Food Service/Food Program

In Compliance

Food Service

Not In Compliance

1025 - 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 maintain the food service in accordance with regulatory requirements. Observation failed to reveal a thermometer in the refrigerator located in the Infant room.

Children's Records

Not In Compliance

1140 - Enrollment Information

Not In Compliance

922 KAR 2:090. Section 9. Records.

- (1) A child-care center shall maintain:**
 - (a) 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 and interview, the child care center failed to maintain children's records in accordance with regulatory requirements. A review of documentation failed to reveal a preferred hospital for children with enrollment dates of 02/21/18 and 01/11/16. Documentation of a physician's contact was not available for a child enrolled on 02/21/18. Interview with the staff in charge revealed the documentation was not available at the time of the survey.

Written Documentation

Not In Compliance

1185 - Confidentiality/Maintenance/Access

Not In Compliance

922 KAR 2:090. Section 9. Records.

- (2) A child-care center shall:**
 - (a) Maintain the confidentiality of a child's record and information concerning a child or the child's parent;**
 - (b) Maintain all records for five (5) years; and**
 - (c) Provide the cabinet access and information in the completion of the investigation pursuant to KRS 620.030(4) and (5).**

Findings:

General: Based on review of documentation, the child care center failed to maintain written documentation in accordance with regulatory requirements. A review of written documentation revealed the center failed to maintain the confidentiality of a child's medical information; the information was posted in the Three Year old room.

Posted Documentation

In Compliance

Animals

In Compliance

Signature of
Provider/Representative

Title

Date