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Inspection Report

Provider Name: Bluegrass Children's Academy	Provider Information	CLR No: L358817
Provider Address: 2020 Rolling Hills Lane, Winchester, KY, 40391	Provider Type: LICENSED TYPE I	Capacity: 50
Owner(s): Bluegrass Children's Academy, Inc		Director(s): Mathieu, Rebecca Christine

Inspection Type: Renewal Application	Inspection Information	Inspection No: 245582
Date Initiated: 09/07/2018 9:55 AM	Date Concluded: 09/07/2018 12:30 PM	
	No. of Children Present: 21	

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, one (1) uncovered sippy cup was observed in the refrigerator in the preschool room. In the infant room there were five (5) uncovered sippy cups of water in the refrigerator. Leaving the sippy cups uncovered does not protect the contents for contamination while stored in the refrigerator.	
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, it was found that a staff person hired 2/16/18 did not have a copy of a high school diploma, GED or other qualifying documentation on file at the facility.	

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, there was one (1) staff person with a hire date of 9/15/12 who had the results of a T.B. test dated 8/24/16. This exceeds the two (2) year time frame for the results of a T.B. test.

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, there were three (3) staff (hire dates: 1/18/16, 1/5/09 and 9/15/12) who completed pediatric abusive head trauma training on 1/24/13. A review of ECE-TRIS records and the staff files found that these three (3) staff did not have evidence of having renewed the required pediatric abusive head trauma training. This exceeds the five (5) year time frame for renewal of the training. There was one (1) staff person with a hire date of 11/15/17 who did not complete six (6) hours of cabinet approved orientation training until 4/21/18. This exceeds the ninety (90) day requirement for completing this required training.

Programming

Not In Compliance

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 Observation, in the preschool room the posted planned program of activities was dated 8/27-8/31. During the exit conference it was stated that a current planned program of activities had been completed but there was an issue with printing the document making it available to be posted for the week.

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, a metal cabinet in the toddler room contained a can of Lysol spray disinfectant, disinfectant wipes, Cutter Bug Spray and hand sanitizer were found. The labels on the containers indicate to keep out of the reach of children. The safety latch on the outside of the cabinet was broken. The cabinet is a short cabinet that sits on the ground beside the sensory table. The items inside were accessible to the children.

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, in the preschool room the wall behind the art easel had areas where the paint had pulled away from the wall leaving drywall exposed. Four (4) dusty ceiling vents were also observed. In the toddler room there were several areas on the walls that had areas of chipping and peeling paint. Some of these areas had drywall exposed. Dusty ceiling vents were also observed in this room. Three (3) dusty ceiling vents were observed in the infant room.

Hygienic Practices

In Compliance

First Aid/Medication

Not In Compliance

730 - 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 unless the medication is:

1. A first aid supply and is maintained in accordance with subsection (1) of this section;

2. Diaper cream, sunscreen, or toothpaste. Diaper cream, sunscreen, or toothpaste shall be inaccessible to a child;

3. An epinephrine auto-injector. A licensed child-care center shall comply with KRS 199.8951 and 311.646, including:

a. An epinephrine auto-injector shall be inaccessible to a child;

b. A child-care center shall have at least one (1) person onsite who has received training on the administration of an epinephrine auto-injector if the child-care center maintains an epinephrine auto-injector;

c. A child-care center shall seek emergency medical care for a child if an auto-injector is administered to the child; and

d. A child-care center shall report to the child's parent and the cabinet in accordance with 922 KAR 2:090, Section 12(1)(b) if an epinephrine auto-injector is administered to a child; or

4. An emergency or rescue medication for a child in care, such as medication to respond to diabetic or asthmatic condition, as prescribed by the child's physician. Emergency or rescue medication shall be inaccessible to a child in care;

(b) Kept in the original bottle; and

(c) Properly labeled.

(7) Medication shall not be given to a child if the medication's expiration date has passed.

Findings:

General: Based on Observation, in the toddler room in the door of the refrigerator there was a plastic baggy that contained a bottle of Children's Motrin and some syringes. The bottle of Motrin was not labeled for an individual child. A plastic baggy containing a bottle of Children's Mucus relief was also found. A child's name was written on the side of the baggy. However, there was no name on the bottle of medication. In the infant room one of the staff showed the surveyor medication that was stored in a locked cabinet in the room. Inside the cabinet there were two (2) bottles of Children's Pain Reliever. Neither of the medications were labeled for an individual child. Staff stated that the medication belongs to the facility. A bottle of Zarbees Cough Syrup and infant pain reliever was also found in a clear plastic bag with a child's name on the side of the baggy. The bottles of medication were not labeled for an individual child. A bottle of Little Remedies Gripe Water was also found in a clear baggy. The bottle was not labeled for an individual child.

Outdoor Play Area

In Compliance

Equipment

Not In Compliance

790 - Crib/Mattress/Sheet

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:

1. An individual non-tiered crib that meets Consumer Product Safety Commission standards established in 16 C.F.R. 1219-1220;

2. A firm crib mattress in good repair with a clean tight-fitted sheet that shall be changed:

a. Weekly; or

b. Immediately if it is soiled or wet;

Findings:

General: Based on Observation, at the time of the survey there were seven (7) children present in the infant room ages seven to twenty-three months old. There were only three (3) cribs in the room. Interviews with staff found that they have mats a child who is sixteen-months-old and two (2) children who are twenty-three-months old. There were four (4) children present who were under the age of twelve (12) months. The surveyor asked staff what is done if all four (4) of the children under the age of twelve (12) months fall asleep at the same time. Staff stated that they will put a child in a bouncy seat to sleep if the three (3) cribs have children sleeping in them. Staff also stated that children will share a crib and that the sheets are changed once a child has finished napping before placing a different child in the crib to sleep.

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 plastic riding horse with a saddle that sits on a frame with springs was found in the fenced grassy outdoor play area. The saddle had a stirrup that was broken. In the infant room an adult glider rocker had a cushion that was soiled and stained. During the exit conference it was found that the rocker was also broken. In the preschool room in the book area there was a tan pillow that had areas that were soiled and stained. In the toddler room there was a large yellow pillow in the cozy area that had areas that were soiled and stained. A child sized table in the toddler room also had areas where items had been table to the table top and removed leaving a tape residue. The residue had an accumulation of dirt and grime.

Transportation

Not Applicable

Inspection Report	
Food Service/Food Program	In Compliance
Food Service	Not In Compliance
1025 - Refrigerator	Not In Compliance
<p>922 KAR 2:120. Section 8. Kitchen Requirements.</p> <p>(4) A cold-storage facility used for storage of perishable food in a nonfrozen state shall:</p> <p>(a) Have an indicating thermometer or other appropriate temperature measuring device;</p> <p>(b) Be in a safe environment for preservation; and</p> <p>(c) Be forty (40) degrees Fahrenheit or below.</p> <p>Findings:</p> <p>General: Based on Observation, in the preschool room there was a small refrigerator that contained a sippy cup. A refrigerator was also observed in the toddler room with sippy cup and other items inside. The infant room also had a small refrigerator that contained five sippy cups of water and other items. None of these refrigerators contained a thermometer to measure the temperature of the inside to the refrigerator.</p>	
Children's Records	Not In Compliance
1140 - Enrollment Information	Not In Compliance
<p>922 KAR 2:090. Section 9. Records.</p> <p>(1) A child-care center shall maintain:</p> <p>(b) A written record for each child:</p> <p>1. Completed and signed by the child's parent;</p> <p>2. Retained on file on the first day the child attends the child-care center; and</p> <p>3. To contain:</p> <p>a. Identifying information about the child, which includes, at a minimum, the child's name, address, and date of birth;</p> <p>b. Contact information to enable a person in charge to contact the child's:</p> <p>(i) Parent at the parent's home or place of employment;</p> <p>(ii) Family physician; and</p> <p>(iii) Preferred hospital;</p> <p>c. The name of each person who is designated in writing to pick-up the child;</p> <p>d. The child's general health status and medical history including, if applicable:</p> <p>(i) Allergies;</p> <p>(ii) Restriction on the child's participation in activities with specific instructions from the child's parent or health professional; and</p> <p>(iii) Permission from the parent for third-party professional services in the child-care center;</p> <p>e. The name and phone number of each person to be contacted in an emergency involving or impacting the child;</p> <p>f. Authorization by the parent for the child-care center to seek emergency medical care for the child in the parent's absence;</p> <p>Findings:</p> <p>General: Based on Review of Documentation, out of ten (10) children's files reviewed one (1) child enrolled 8/17/18 did not have information regarding a preferred hospital as part of their enrollment application.</p>	
Written Documentation	Not In Compliance
1150 - Evacuation Plan	Not In Compliance
<p>922 KAR 2:090. Section 5. Evacuation Plan.</p> <p>(1) A licensed child-care center shall have a written evacuation plan in the event of a fire, natural disaster, or other threatening situation that may pose a health or safety hazard for a child in care in accordance with KRS 199.895 and 42 U.S.C. 9858c(c)(2)(U).</p> <p>Findings:</p> <p>General: Based on Review of Documentation, there was no documentation available for review to verify that a written evacuation plan had been submitted annually as required by KRS 199.895 and 42 U.S.C 9858c(c)(2)(U). During the exit conference it was indicated that the document had been submitted to the proper agency but there had not been any documentation returned to verify the document had been received. The staff person in charge attempted to locate an e-mail where the document was submitted but was unable to retrieve the information.</p>	
1155 - Policies and Procedures	Not In Compliance
<p>922 KAR 2:090. Section 8. General.</p> <p>(4) Program policies and procedures shall:</p> <p>(a) Be in writing; and</p> <p>(b) Include:</p> <p>1. Staff policies;</p> <p>2. Job descriptions;</p> <p>3. An organization chart;</p> <p>4. Chain of command; and</p> <p>5. Other procedures necessary to ensure implementation of:</p> <p>a. KRS 199.898, Rights for children in child-care programs and their parents, custodians, or guardians - posting and distribution requirements;</p> <p>b. 922 KAR 2:120, Child-care center health and safety standards;</p> <p>c. 922 KAR 2:280, Background checks for child care staff members, reporting requirements, and appeals; and</p> <p>d. This administrative regulation.</p> <p>Findings:</p> <p>General: Based on Review of Documentation, there was no documentation to verify the facility has a written job description for each position held at the facility.</p>	

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, it was found that quarterly earthquake and tornado drills are conducted and documented as one (1) drill. It was also found that the only documentation available for review at the time of the survey was from January 2018 to August 2018. Therefore it could not be determined if tornado and earthquake drills had been conducted documenting the date, time and names of children who participate prior to January 2018 nor could it be determined if fire drills had been conducted monthly from July 2017 -December 2018 documenting the date, time and names of children who had participated.

1195 - Fire Drills

Not In Compliance

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

(12) A fire drill shall be:

(a) Conducted during hours of operation at least monthly; and

(b) Documented.

(13) An earthquake drill and a tornado drill shall be:

(a) Conducted during hours of operation at least quarterly; and

(b) Documented.

Findings:

General: Based on Review of Documentation, it was found the only documentation available for review was for January 2018 to August 2018. During the exit conference the staff person in charge attempted to locate documentation to verify fire drills had been conducted monthly from July 2017-December 2017 but was not able to locate the documentation.

Posted Documentation

In Compliance

Animals

Not In Compliance

1225 - 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, it was found that the preschool classroom has a fish. At the time of the survey documentation giving parental consent from each child's parent had not been obtained.

Signature of Provider/Representative

Title

Date