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Inspection Report

Provider Name: Academy of Learning Primary House 1	Provider Information	CLR No: L358901
Provider Address: 610/612 West Port Rd, Elizabethtown, KY, 42701	Provider Type: LICENSED TYPE I	Capacity: 130
Owner(s): Academy Of Learning-elizabethtown, Llc		Director(s): Pennella, Martina Louise

Inspection Type: Renewal Application	Inspection Information	Inspection No: 291138
Date Initiated: 09/25/2019 9:25 AM	Date Concluded: 09/25/2019 12:44 PM	
	No. of Children Present: 30	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance
140 - Zoning	Not In Compliance
922 KAR 2:090. Section 6. License Issuance. (8) To qualify for a preliminary license, or maintain a regular license, a child-care center shall: (a) Provide written documentation from the local authority showing compliance with local zoning requirements;	
Findings:	
General: Based on interview and review of documentation, the child care center failed to comply with regulatory requirements. Upon request, the child care director did not provide verification that a copy had been maintained of a written documentation from the local authority showing compliance with local zoning requirements.	
Director Requirements	Not In Compliance
320 - Operation instruction/Regulation copy	Not In Compliance
922 KAR 2:090. Section 8. General. (2) Child-care center staff shall be: (a) Instructed by the child-care center's director regarding requirements for operation; and (b) Provided with a copy of this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280.	
Findings:	
General: Based on interview and review of documentation, the child care center director failed to assure compliance with regulatory requirements. Upon request the staff in charge did not present a current copy of the administrative regulations.	
340 - Staff Meeting	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (i) Conduct, manage, and document in writing recurring staff meetings;	
Findings:	
General: Based on interview and review of documentation, the child care center director failed to assure compliance with regulatory requirements. Upon request, the staff in charge did not present verification that more than one (1) staff meeting had been conducted and documented in writing within the last year.	

Inspection Report

370 - Parental/Family Involvement Activity

Not In Compliance

922 KAR 2:090. Section 10. Director Requirements and Responsibilities.

(1) A director shall:

(p) Coordinate at least one (1) annual activity involving parental or family participation;

Findings:

General: Based on interview and review of documentation, the child care center director failed to assure compliance with regulatory requirements. Upon request, the staff in charge did not present verification that the child care center had coordinated at least one (1) annual activity involving parental or family participation.

Employee Records

Not In Compliance

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 interview and review of documentation, the child care center failed to maintain employee records in accordance with regulatory requirements. Upon request, the staff in charge did not present verification that the record for the employee with the hire date of 05/08/2018, contained a current copy of a statement from a health professional that the individual is free of active tuberculosis; or a copy of negative tuberculin results.

400 - 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.

Findings:

General: Based on interview and review of documentation, the child care center failed to maintain employee records in accordance to regulatory requirements. Upon request, the staff in charge did not present verification that the van driver with the date of hire of 06/04/2018 had CPR/First Aid training. The above-mentioned staff was supervising the children alone while transporting the children in the month of September 2019. Continued review revealed the employee with the hire date of 08/24/19, transported children on three (3) separate occasions with no verification of CPR/First Aid.

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 interview and review of documentation, the child care center failed to maintain employee records in accordance with regulatory requirements. Upon request the staff in charge did not present verification that the record of the employee with the hire date of 07/28/2014 had met the requirement of fifteen (15) hours of cabinet-approved early care and education training during the last year of employment. Review of documentation in the ECE-TRIS training system revealed the staff member listed above had not met the requirements.

Inspection Report

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 interview and review of documentation, the child care center failed to comply with regulatory programming requirements. Upon request, the staff in charge did not present verification that the daily activity of programming was posted to include the activities that are individualized and developmentally appropriate for each child served in five (5) of the six (6) classrooms inspected.

Premises

Not In Compliance

535 - Smoking Protocol

Not In Compliance

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

(10) Smoking or vaping shall:

- (a) Be permitted in accordance with local ordinances;
- (b) Be allowed only in outside designated areas; and
- (c) Not be permitted in the presence of a child.

Findings:

General: Based on observation and review of documentation, the child care center failed to maintain premises in accordance with regulatory requirements. Upon exit of the child care center, onto the parking lot, a staff member was observed sitting on the running board on the child care van smoking a cigarette. Upon review of the child care centers policies it was revealed that the van was not a designated smoking area.

540 - Premises Requirements

Not In Compliance

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

(1) The premises shall be:

- (a) Suitable for the purpose intended;
- (b) Kept clean and in good repair;

Findings:

General: Based on observation, the child care center failed to maintain the premises in accordance with regulatory requirements. The school age classroom contained several area were the paint had chipped and was peeling away. Continued observation of the classroom revealed the walls were stained and containing marking of an unknown substance.

Hygienic Practices

In Compliance

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 an outdoor play area in accordance with regulatory requirements. The playground area located in the rear of the building contained wooden railroad ties along the fence line. The wooden material was broken and splintered with jagged edges.

Inspection Report

Equipment

Not In Compliance

775 - Sufficient Appropriate Equipment

Not In Compliance

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

(28) A child-care center shall have enough toys, play apparatus, and developmentally appropriate materials to provide each child with a variety of activities during the day, as specified in Section 2 of this administrative regulation.

Findings:

General: Based on observation and interview, the child care center failed to maintain equipment in accordance with regulatory requirements. Observation of the two-year-old classroom revealed that the room did not contain a variety of developmentally appropriate toys. Interview with the staff revealed there were no materials for science, art, music or reading materials that were available.

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, the child care center failed to maintain equipment in accordance with regulatory requirements. Upon entry into the infant classroom, it was observed that there was a three-month-old infant sleeping in a bouncy seat for an undetermined amount of time; therefore, not providing the infant with appropriate equipment for sleeping. Continued review revealed two (2) of the four (4) cribs sheets were not tight fitting. Observation revealed the sheets had an excessive amount of material.

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 equipment in accordance with regulatory requirements. Observation of the cubicles in the one-year-old classroom that are utilized for the toys revealed they have a build-up of dark stains along with a sticky residue on them.

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, the child care center failed to maintain equipment in accordance with regulatory requirements. Observation of the two (2) cushioned chairs in the pre-school classroom revealed the cushions were soiled with a dark residue. The table located in the playroom had a slat that was pulled away from the table exposing nails. Observation of the yellow-cushioned mat in the playroom revealed the edges were worn with the inside material exposed.

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 food service in accordance with regulatory requirements. The refrigerator unit located in the kitchen and in the infant classroom revealed no thermometer or other appropriate temperature-measuring device present.

Inspection Report

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:

(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 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 interview and review of documentation, the child care center failed to maintain children's records in accordance with regulatory requirements. Upon request, the staff in charge did not present verification that the enrollment records for the children with the enrollment dates of 07/29/2014, 08/02/2017,11/22/2017 and 02/07/2018 contained information listing a name of a preferred hospital.

Written Documentation

Not In Compliance

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 interview and review of documentation, the child care center failed to maintain written documentation in accordance with regulatory requirements. Upon request, the staff in charge did not present verification that the monthly fire drills had been conducted for the months of November and December of 2018.

Posted Documentation

In Compliance

Animals

In Compliance

Signature of Provider/Representative

Title

Date