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**Inspection Report**

<b>Provider Name:</b> Independence Learning Center	<b>Provider Information</b> <b>Provider Type:</b> LICENSED TYPE I	<b>CLR No:</b> L359106
<b>Provider Address:</b> 155 Court House Crossing, Independence, KY, 41051		<b>Capacity:</b> 107
<b>Owner(s):</b> Independence Learning Center, Llc		<b>Director(s):</b> Rauch, Laura Beth

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 245731
<b>Date Initiated:</b> 08/01/2018 10:05 AM	<b>Date Concluded:</b> 08/01/2018 2:40 PM	
	<b>No. of Children Present:</b> 77	

Inspection Report	
<b>Background Checks</b>	<b>In Compliance</b>
<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>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, in the Green Room there were nine (9) sippy cups in the refrigerator that were not covered. Each cup contained a liquid and was stored side by side inside the refrigerator. An uncovered sippy cup was also observed in the refrigerator in the infant room. There was a thick substance inside the cup. An interview with staff in the infant room found that the sippy cup contained soy milk.	
<b>Employee Records</b>	<b>Not In Compliance</b>
<b>390 - Educational Requirements</b>	<b>Not In Compliance</b>
<b>922 KAR 2:090. Section 11. Staff Requirements.</b> <b>(1) Child-care center staff:</b> <b>(a) Hired after January 1, 2009, who have supervisory power over a minor and are not enrolled in secondary education, shall have a:</b> <b>1. High school diploma;</b> <b>2. GED or qualifying documentation from a comparable educational entity; or</b> <b>3. Commonwealth Child Care Credential as described in 922 KAR 2:250;</b>	
<b>Findings:</b>	
General: Based on Review of Documentation, there was one (1) staff person with a hire date of 11/2/17 who was still enrolled in high school when they were first employed. However, this staff person graduated from high school in May 2018. A review of this staff person's file found that there was not a high school diploma or other qualifying documentation to verify this person has graduated.	

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, it was found that a staff person hired 8/16/15 had the results of a T.B. skin test dated 8/6/15. This exceeds the two-year time frame for 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, and a review of ECE-TRIS records there were two (2) staff with hire dates of 11/2/17 and 2/8/18 who had not completed the required six (6) hours of cabinet approved orientation training. There was one (1) staff person with a hire date of 12/31/17 who took Pediatric Abusive Head Trauma Training 2/8/13. There was no documentation to verify this staff person had renewed this training. A staff person with a hire date of 11/5/14 only had evidence of having completed three (3) hours of training for the 2016-2017 training year. There was an additional staff person with a hire date of 3/2/15 who had not completed the required fifteen (15) hours of training for the 2017-2018 training year.

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 the following:
    - 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 school age room there was not a planned program of activities posted. The schedule posted was for a half day. There was no evidence of a full day schedule posted. An interview with staff in the room found that they were not the regular teachers in the room. They confirmed they did not know where the lesson plan was located but stated they had been doing activities with the children.

Premises

Not In Compliance

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, during a tour of the facility the following was found: 1) In the purple room there were numerous areas of chipping and peeling paint on the walls that exposed the drywall beneath. 2) In the Blue Room there were areas of the wall where the bulletin board is located where the paint had chipped and peeled. There were also sections of the wall near the bathroom and the children's cubbies that had drywall exposed.

**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, in the bathroom located in the Purple Room feces and urine were observed in the toilet.

**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. In accordance with KRS 199.8951:**
      - a. An epinephrine auto-injector shall be inaccessible to a child;**
      - b. A child-care center shall have at least one 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 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 a locked closet in the office area there was a clear plastic container with a green lid that contained a bottle of Children's Motrin and a dispensing cup. The bottle of Motrin was not labeled for an individual child. In the same closet there was a bottle of Kroger brand Children's ibuprofen in a clear plastic baggy. The baggy contained a child's name and the bottle did not contain a child's name. There was also a bottle of Equate brand children's pain reliever stored in this same manner with only the the baggy labeled with a child's name. There was also a bottle of infants ibuprofen that was not labeled with a child's name and a bottle of Neomycin and Polymycin B Sulfate drops that was labeled with the letters SR. In an unlocked drawer in the office area where the first aid supplies were stored there were two (2) bottles of ibuprofen and one (1) bottle of acetaminophen that were not labeled for an individual and they were stored in an unlocked condition. Let it be noted that the office area is an open area located at the front of the facility.

**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, on the large playground used by the school age children and older preschool children a large metal basketball goal post with a clear backboard was observed lying face down in front of a section of the fence that runs along the back of the playground. The metal rim and net were on the ground beside the post. It appeared that the rim had broken off of the clear backboard.

**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, there was a long red, green and tan plastic climber on the playground located off of the Green Room and the Blue Room. These rooms have children ages one to two (1-2) years old. The climber with a slide was sitting on astroturf and the back of the structure was up against the fence.

**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, in the book area in the Yellow Room there were several pillows that were soiled and stained. In the Blue Room in the far corner near the door to go to the playground there were several soiled and stained blue pillows in the space.

**Transportation**

**Not In Compliance**

**890 - Vehicle Inspection Documentation**

**Not In Compliance**

**922 KAR 2:120. Section 12. Transportation.**

- (6) A vehicle used to transport children shall meet the following requirements:**
  - (a) For a twelve (12) or more passenger vehicle, the child-care center shall maintain a current certification of inspection from the Transportation Cabinet.**

**Findings:**

General: Based on Interview, at the time of the survey a 2014 Chevy Express 3500 was being used to transport children on field trips. The last documented inspection for this vehicle from the Transportation Cabinet was 9/15/16.

**Food Service/Food Program**

**In Compliance**

**Food Service**

**Not In Compliance**

**1050 - Bottles**

**Not In Compliance**

**922 KAR 2:120. Section 8. Kitchen Requirements.**

- (9) Bottles shall be:**
  - (a) Individually labeled;**
  - (b) Promptly refrigerated;**
  - (c) Covered when not in use; and**
  - (d) Consumed within one (1) hour of being heated or removed from the refrigerator.**

**Findings:**

General: Based on Observation, in the infant room there was an uncovered bottle of formula sitting on the counter by the sink.

**Children's Records**

**In Compliance**

**Written Documentation**

**Not In Compliance**

**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, there was no documentation to verify that quarterly earthquake drills had been conducted for 2017. Let it be noted that the facility was issued a deficiency during a relicensure survey conducted on 7/10/17 regarding this same violation.

**Posted Documentation**

**Not In Compliance**

**1200 - Posting Requirements**

**Not In Compliance**

**922 KAR 2:090. Section 8. General.**

- (6) In addition to the posting requirement of KRS 199.898(3), a child-care center shall post the following in a conspicuous place and make available for public inspection:**
  - (a) The provider's preliminary or regular license;**
  - (b) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year;**
  - (c) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year;**
  - (d) Information on the Kentucky Consumer Product Safety Program and the program's website as specified in KRS 199.897;**
  - (e) A description of services provided by the child-care center, including:**
    - 1. Current rates for child care; and**
    - 2. Each service charged separately and in addition to the basic rate for child care;**
  - (f) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and**
  - (g) Daily planned program.**

**Findings:**

General: Based on Observation, it was found that a civil penalty issued to the facility on 10/24/17 was not posted. It was also found that a statement of deficiencies issued and the facility's plan of correction from a follow-up visit conducted on 8/10/17 was not posted.

**Inspection Report**

**1215 - Daily Activities**

**Not In Compliance**

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

**(1) A director shall:**

**(h) Post a schedule of daily activities, to include dates and times of activities to be conducted with the children in each classroom;**

**Findings:**

General: Based on Observation, it was found that a half day daily schedule was the only schedule posted in the school age room. Let it be noted that school age children were present all day due to school being out for the summer.

**Animals**

**In Compliance**

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Signature of Provider/Representative

Title

Date