



CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL

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Inspection Report

Provider Name: Johnson's After School Activities Program at Our Lady of Mt. Carmel	Provider Information Provider Type: LICENSED TYPE I	CLR No: L354688
Provider Address: 7333 Southside Drive, Louisville, KY, 40214		Capacity: 173
Owner(s): Johnson Day Care, Inc.		Director(s): Johnson, Susan Carol

Inspection Type: Investigation	Inspection Information	Inspection No: 245467
Date Initiated: 06/12/2018 10:25 AM	Date Concluded: 06/19/2018 9:11 AM	
	No. of Children Present: 27	

Inspection Report

Staffing Requirements

Not In Compliance

125 - Ratios and Group Size

Not In Compliance

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

(2) Minimum staff-to-child ratios and group size for an operating child-care center shall be maintained as follows:

Age of Children Ratio Maximum Group Size*

Infant

1 staff for 5 children 10

Toddler 12 to 24 months

1 staff for 6 children 12

Toddler 24 to 36 months

1 staff for 10 children 20

Preschool-age 3 to 4 years

1 staff for 12 children 24

Preschool-age 4 to 5 years

1 staff for 14 children 28

School-age 5 to 7 years

1 staff for 15 children 30

School-age 7 and older

1 staff for 25 children

(for before and after school) 30

1 staff for 20 children

(full day of care) 30

***Maximum Group Size shall be applicable only to Type I child-care centers.**

(b) The age of the youngest child in the group shall determine the:

1. Staff-to-child ratio; and

2. Maximum group size.

Findings:

General: Based on observation and interview, the child care center failed to comply with the regulations regarding staffing requirements. Observation in the gym on the day of the survey (06/12/2018) revealed twenty (20) children in the care of a sole caregiver with the hire date of 05/29/2018.

Interview with the aforementioned staff member revealed the age of the youngest child was five years, and the age of the oldest child was twelve years.

Inspection Report

Director Requirements

Not In Compliance

330 - Regulatory Compliance/Staff in Charge

Not In Compliance

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

(1) A director shall:

(d) Ensure:

- 1. Compliance with 922 KAR 2:120, 922 KAR 2:280, and this administrative regulation; and**
- 2. The designation of one (1) adult staff person in charge to carry out the director's duties if the director is not present in the child-care center during operating hours. The director shall be responsible for the actions of the designee during the director's absence;**

Findings:

General: Based on interview, the child care center failed to comply with the regulations regarding director requirements. Interview on the day of the survey (06/12/2018) with three (3) staff members revealed the director was not present at the child care center, and would not return until later to assist the surveyor.

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 interview, the child care center failed to comply with the regulations regarding director requirements. Interview with a staff member revealed there was no first aid kit available during the field trip to administer first aid to an eight-year-old child who suffered an injury to the head. The aforementioned staff member instructed the eight-year-old child to take off his t-shirt and applied it to the injury, causing the eight-year-old child to be without clothing on the upper part of his body at a public playground area.

355 - Parent Notification

Not In Compliance

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

(1) A director shall:

(m) Notify the parent immediately of an accident or incident requiring medical treatment of a child;

Findings:

General: Based on interview, the child care center failed to comply with the regulations regarding director requirements. Interview with the director revealed there was an injury on a field trip at the Kenwood Elementary playground when an eight-year-old child had an injury to the head. The director revealed the child was taken from the playground, then transported down the street to the Johnson's Day Care (L352585) location where first aid was administered to the child's injury. Then the child was transported from Johnson's Day Care (L352585) location to Johnson's 2 (L355527) location where his step mother was employed. There, it was determined the child should seek medical treatment should at a hospital.

First Aid/Medication

In Compliance

Transportation

Not In Compliance

850 - Transportation Notification/Type and Vehicle

Not In Compliance

922 KAR 2:120. Section 12. Transportation.

(3) Prior to transporting a child, a center providing transportation services of a child shall notify the cabinet or its designee in writing of the:

- (a) Type of transportation offered;**
- (b) Type of vehicle used for transportation;**

Findings:

General: Based on interview, the child care center failed to comply with the regulations regarding transportation. Interview with the step mother of an eight-year-old child and two (2) staff members revealed that on the date of the incident (06/07/2018), the director transported an eight-year-old child in her personal vehicle from a field trip at Kenwood Elementary to Johnson's Day Care (L352585) location and then from there to Johnson's 2 (L355527) location.

880 - Vehicle Equipment

Not In Compliance

922 KAR 2:120. Section 12. Transportation.

(4) A vehicle used to transport children shall be equipped with:

- (a) A fire extinguisher;**
- (b) First aid supplies as described in Section 7 of this administrative regulation;**
- (c) Emergency reflective triangles; and**
- (d) A device to cut the restraint system, if necessary.**

Findings:

General: Based on interview, the child care center failed to comply with the regulations regarding transportation. Interview with the staff member revealed there was an incident on a field trip at the Kenwood Elementary playground when an eight-year-old child had an injury to his head. Further interview revealed upon arrival in the day care van, the first aid kit available was not used to administer first aid to the child's injury.

Further interview revealed the director then transported the child in her personal vehicle which was not equipped with an available first aid kit.

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 review of documentation and interview, the child care center failed to comply with the regulations regarding transportation. Review of documentation of the field trip dated 06/07/2018 to Kenwood Elementary playground revealed that not all nineteen (19) children present were documented accurately for the times the children were signed on and off of the day care van. This included the departure at the child care center to the arrival at the playground, and then again from the departure at the playground back to the child care center.

Review of documentation revealed that nineteen (19) children left the child care center at 12:00pm and arrived at the playground at 12:10pm. Documentation showed they then departed from the playground at 1:40pm and arrived back at the child care center at 1:50pm.

Interview with a staff member revealed that there were two (2) separate van trips from the child care center to the playground and back again. The first trip of passengers included thirteen (13) children and one (1) staff member along with a van driver. The second trip of passengers included six (6) children and one (1) staff member along with the van driver. Further interview with the director revealed there was no sign in and off roster for a personal vehicle that transported an eight-year-old child on the date of the incident (06/07/2018).

Children's Records

Not In Compliance

1145 - Documentation for Off Premises Trip

Not In Compliance

922 KAR 2:090. Section 9. Records.
(1) A child-care center shall maintain:
(b) A written record for each child:
3. To contain:
g. A permission form for each trip off the premises signed by the child's parent in accordance with 922 KAR 2:120, Section 12;

Findings:

General: Based on review of documentation and interview, the child care center failed to comply with the regulations regarding children's records. Review of documentation revealed there was no signed written consent from the parent of an eight-year-old child on the date of an incident (06/07/2018) to be transported in a personal vehicle of the director from the field trip location to Johnson's Day Care (L352585) location and from there to Johnson's 2 (L355527) location.

Interview with the director revealed the requested documentation was unavailable at the time of survey.

Signature of
Provider/Representative

Title

Date