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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Cindy's Teddy Bear Day Care	Provider Information	CLR No: L359295
Provider Address: 671 Knox Blvd., Radcliff, KY, 40160	Provider Type: LICENSED TYPE I	Capacity: 76
Owner(s): Cindy's Teddy Bear Day Care, Inc.		Director(s): Blake, Constance Louise

Inspection Type: Renewal Application	Inspection Information	Inspection No: 220315
Date Initiated: 07/13/2017 11:00 AM	Date Concluded: 07/13/2017 3:09 PM	
	No. of Children Present: 26	

Inspection Report	
Supervision	Not In Compliance
5 - Children Supervised	Not In Compliance
922 KAR 2:120. Section 2. Child Care Services. (3)(a) Each center shall maintain a child-care program that assures each child will be: 1. Provided with adequate supervision at all times by a qualified staff person who: a. Ensures the child is within scope of vision and range of voice; or b. For a school-age child, within scope of vision or range of voice;	
Findings: General: Based on Observation, the child care center failed to maintain adequate supervision in accordance with regulatory requirements. Observation of the Infant classroom revealed one (1) infant in a high chair in the classroom alone and unsupervised for less than one (1) minute. When the surveyor entered the room, staff were observed in the refrigerator of the classroom, outside the scope of vision of the child.	
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
280 - Altered/Falsified Records	Not In Compliance
922 KAR 2:110. Section 4. Director Requirements and Responsibilities. (1) Effective with the adoption of this administrative regulation, a director shall: (o) Assure each mandatory record specified in Section 3 of this administrative regulation has not been altered or falsified;	
Findings: General: Based on Review of Documentation, the child care center failed to assure compliance with regulatory requirements with regard to altered/falsified records. Review of employee records for the director with a hire date of 10/30/10 revealed an altered tuberculosis result certificate. The document presented for review was an Immunization Certificate, typically used for child immunizations, containing identifying information for the referenced staff member. It also indicated a date for the 'ppd' and the date that it was 'read'. Additionally, the document contained dates for when an 'immunization' expired and when the document was signed by the health professional. All dates on the document appeared to be altered, with the last number of the year being changed to reflect a more recent date.	

Inspection Report**Employee Records****Not In Compliance****315 - Educational Requirements****Not In Compliance****922 KAR 2:110. Section 5. 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, the child care center failed to maintain employee records in accordance with regulatory requirements. Review of employee records for staff with a hire date of 06/06/17, revealed no documented evidence of a high school diploma, GED or qualifying documentation from a comparable educational entity or Commonwealth Child Care Credential as described in 922 KAR 2:250. Further review revealed an "Academic Achievement Award" from the House of Representatives, which was used as documentation of education.

320 - TB Verification**Not In Compliance****922 KAR 2:110. Section 5. 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, the child care center failed to maintain employee records in accordance with regulatory requirements. Upon request of a current document verifying that the director with a hire date of 10/30/10 was free of active tuberculosis, the director presented an immunization certificate containing her identifying information, as well as a date for the 'ppd' and a date that it was 'read'. However, all dates on the document appeared to be altered with the last number of year changed to reflect a more recent date. Therefore, the document presented did not adequately verify that the director was currently free of active tuberculosis.

Programming**Not In Compliance****435 - 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; and**
- 4. No toys or other items except the infant's pacifier;**

Findings:

General: Based on Observation and interview, the child care center failed to comply with regulatory programming requirements. Observation of the Infant Classroom revealed four (4) of four (4) cribs with loose bedding. The staff member in the room identified one of the four cribs as being used by a infant that was present in the classroom.

Premises**Not In Compliance****460 - Inaccessible Items****Not In Compliance****922 KAR 2:120. Section 3. General Requirements.****(7) Except in accordance with subsection (8) of this section, the following shall be inaccessible to a child in care:**

- (a) Toxic cleaning supplies, poisons, and insecticides;**
- (b) Knives and sharp objects;**
- (c) Matches, cigarettes, lighters, and flammable liquids;**
- (d) Plastic bags;**
- (e) Litter and rubbish;**
- (f) Bar soap; and**
- (g) Personal belongings and medications of staff.**

Findings:

General: Based on Observation and interview, the child care center failed to maintain premises in accordance with regulatory requirements. Observation of the School-age classroom revealed a black and gray coach purse in accessible reach of children. In addition, a spray bottle of bleach was accessible to children in the classroom. An interview with staff revealed the purse belonged to a staff in the classroom.

500 - Building Requirements

Not In Compliance

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

(5) The building shall be constructed to ensure the:

(a) Building is:

- 1. Dry;**
- 2. Adequately heated;**
- 3. Ventilated; and**
- 4. Well lit, including clean light fixtures that are:**
 - a. In good repair in all areas; and**
 - b. Shielded or have shattered proof bulbs installed; and**

(b) Following are protected:

- 1. Windows;**
- 2. Doors;**
- 3. Stoves;**
- 4. Heaters;**
- 5. Furnaces;**
- 6. Pipes; and**
- 7. Stairs.**

Findings:

General: Based on Observation, the child care center failed to maintain premises in accordance with regulatory requirements. Observation of the Two-year-old's bathroom revealed no evidence of a shielded light fixture over the sink.

520 - 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 premises in accordance with regulatory requirements. Observation of the Preschool classroom revealed chipping plaster in the window area which was not smooth or in good repair. In addition, the ceiling tile in the room revealed brown stains indicative of a water leak.

Hygienic Practices

Not In Compliance

650 - Toy Sanitation Procedure

Not In Compliance

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

(4) Toys and other items that are considered mouth contact surfaces by a child not toilet trained shall be sanitized daily by:

- (a) Scrubbing in warm, soapy water using a brush to reach into crevices;**
- (b) Rinsing in clean water;**
- (c) Submerging in a sanitizing solution for at least two (2) minutes; and**
- (d) Air dried.**

Findings:

General: Based on Interview, the child care center failed to comply with hygienic practices in accordance with regulatory requirements with regard to toy sanitation procedures. Interview with staff revealed the process used to sanitize toys was to soak the toys in soap and water for five (5) minutes, rinse the toys in warm water, put the toys in a bleach solution that included a tablespoon (tbsp.) of bleach, remove and allow to air dry. For toys that could not be submerged, soap and water was sprayed on the toys, and wiped with wet rag. The toys were rinsed in water, sprayed with a bleach solution and allowed to air dry.

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

695 - 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 an outdoor play area in accordance with regulatory requirements with regard to protective surfaces. Observation of the outdoor play area revealed insufficient and loose surfacing material in the fall zone of climbing and slide equipment. Furthermore, dirt and rocks indicative of concrete covering were exposed at the bottom of the slide.

705 - Infant/Toddler Outdoor Space

Not In Compliance

922 KAR 2:120. Section 5. Infant and Toddler Play Requirements.

(4) If a child-care center provides an outdoor play area for an infant or toddler, the outdoor area shall be:

- (a) Shaded; and**
- (b) A separate area or scheduled at a different time than an older child.**

Findings:

General: Based on Observation, the child care center failed to maintain an outdoor play area in accordance with regulatory requirements with regard to Infant/Toddler Outdoor Space. Observation of the outdoor play area revealed no area of shade for toddlers when they played on the playground. Interview with staff revealed the toddlers play on the playground without shade for up to fifteen (15) minutes.

Inspection Report**Equipment****Not In Compliance****730 - 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 and interview, the child care center failed to maintain equipment in accordance with regulatory requirements with regard to cribs, mattresses and sheets. Observation of the Infant Classroom revealed four (4) of four (4) cribs with loosely fitted sheets. The staff member in the classroom identified one of the cribs as being used by an infant that was present in the classroom.

755 - Toys/Equipment/Furniture**Not In Compliance****922 KAR 2:120. Section 11. Toys and Furnishings.****(1) All toys, equipment, 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 with regard to transportation equipment. Observation of the transportation vehicle used to transport children in care revealed torn seats with exposed foam, torn roofing with exposed foam, a missing seat belt buckle in the middle of the front row seat, an inoperable air/heat conditioner in the back area of the vehicle and metal tire car rims in the middle and back seat area. In addition, the passenger side tail light and brake light were inoperable.

Transportation**Not In Compliance****820 - 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 Observation, the child care center failed to comply with regulatory requirements regarding transportation. Upon inspection of the child care center's transportation First Aid supplies kit, the following items were deficient; liquid soap, scissors, a working flashlight, and a working thermometer.

840 - Seatbelts for Each Occupant**Not In Compliance****922 KAR 2:120. Section 12. Transportation.****(6) A vehicle used to transport children shall meet the following requirements:**

- (c) A vehicle shall be equipped with seat belts for each occupant to be individually secured.**

Findings:

General: Based on Observation, the child care center failed to comply with regulatory requirements regarding transportation. Observation of the transportation vehicle used to transport children revealed a missing seat belt buckle in the center of the front row seat.

Food Service**Not In Compliance****940 - Frozen Food****Not In Compliance****922 KAR 2:120. Section 8. Kitchen Requirements.****(5) Frozen food shall be:**

- (a) Kept at a temperature of zero degrees Fahrenheit or below; and**
- (b) Thawed:**
 - 1. At refrigerator temperatures;**
 - 2. Under cool, potable running water;**
 - 3. As part of the cooking process; or**
 - 4. By another method in accordance with the Department of Public Health's food safety standards and permits, established in KRS Chapter**

217.**Findings:**

General: Based on Review of Documentation, the child care center failed to maintain food service in accordance with regulatory requirements. Review of the temperature measuring device in the two-sided freezer revealed a temperature of fourteen (14) degrees Fahrenheit. In addition, the white refrigerator freezer revealed a broken temperature measuring device, therefore the temperature of the freezer could not be determined.

Inspection Report		
Children's Records		Not In Compliance
1075 - Enrollment Information		Not In Compliance
<p>922 KAR 2:110. Section 3. Records.</p> <p>(1) A child-care center shall maintain:</p> <p>(b) A written record for each child:</p> <ol style="list-style-type: none"> 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: <ol style="list-style-type: none"> a. Identifying information about the child, which includes, at minimum, the child's name, address, and date of birth; b. Contact information to enable a person in charge to contact the child's: <ol style="list-style-type: none"> (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: <ol style="list-style-type: none"> (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 situation 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; 		
<p>Findings:</p> <p>General: Based on Review of Documentation, the child care center failed to maintain children's records in accordance with regulatory requirements. Review of children's record revealed one (1) enrollment document completed for two children enrolled on 11/02/15. A separate enrollment document signed by parent was not observed for one (1) of the children to include the child's medical history, general health status, allergies, emergency medical permission and etc. In addition, enrollment documents for a child with an enrollment date of 06/11/13 revealed no documented evidence of a preferred hospital as should have been indicated by a parent or legal guardian.</p>		
Written Documentation		Not In Compliance
1095 - Daily Attendance Records		Not In Compliance
<p>922 KAR 2:110. Section 3. Records.</p> <p>(1) A child-care center shall maintain:</p> <p>(c) Daily attendance records documenting the arrival and departure time of each child, including records that are required in accordance with 922 KAR 2:160, Section 13, if a child receives services from the child-care center through the Child Care Assistance Program;</p>		
<p>Findings:</p> <p>General: Based on Observation and review of documentation, the child care center failed to maintain written documentation in accordance with regulatory requirements with regard to daily attendance records. Observation of the child care center on 07/13/17 revealed twenty-six (26) children in attendance. Review of the child care center's attendance records revealed twenty-two (22) children were signed in for care.</p>		
Posted Documentation		In Compliance
Animals		Not Applicable

Signature of Provider/Representative

Title

Date