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**Adam Mather**  
INSPECTOR GENERAL

**Inspection Report**

<b>Provider Name:</b> Mary Anita Nursery & Preschool	<b>Provider Information</b>	<b>CLR No:</b> L359341
<b>Provider Address:</b> 2301 Lower Hunters Trace, Louisville, KY, 40216	<b>Provider Type:</b> LICENSED TYPE I	<b>Capacity:</b> 49
<b>Owner(s):</b> Parker O'Neal Inc.		<b>Director(s):</b> Collins, Cortnie Shay

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 242151
<b>Date Initiated:</b> 11/13/2017 9:15 AM	<b>Date Concluded:</b> 11/13/2017 1:47 PM	
	<b>No. of Children Present:</b> 44	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	In Compliance
Employee Records	In Compliance
Programming	Not In Compliance
350 - 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) That offers a variety of creative activities including the following:
  - 1. Art;
  - 2. Music;
  - 3. Dramatic play;
  - 4. Stories and books;
  - 5. Science;
  - 6. Block building;
  - 7. Tactile activity;
  - 8. Culture;
  - 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 and interview, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. Upon request in the school age and toddler classrooms, a daily program of activities was not presented or posted.

Inspection Report	
Premises	Not In Compliance
<b>520 - Floors, Walls, Ceilings</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 4. Premises Requirements.</b> <b>(9) Floors, walls, and ceilings shall be smooth, in good repair, and constructed to be easily cleaned.</b>	
<b>Findings:</b> General: Based on observation, the child care center failed to maintain the premises in accordance with regulatory requirements. In the infant room the blue paint was peeling off of the walls at a height that the infants could reach.	
<b>585 - Sink</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.</b> <b>(3) A sink shall be:</b> (a) Located in or immediately adjacent to toilet rooms; (b) Equipped with hot and cold running water that allows for hand washing; (c) Equipped with hot water at a minimum temperature of ninety (90) degrees Fahrenheit and a maximum of 120 degrees Fahrenheit; (d) Equipped with liquid soap; (e) Equipped with hand-drying blower or single use disposable hand drying material; (f) Equipped with an easily cleanable waste receptacle; and (g) Immediately adjacent to a changing area used for infants and toddlers.	
<b>Findings:</b> General: Based on observation, the child care center failed to maintain the premises in accordance with regulatory requirements. The diaper changing station in the infant room is not adjacent to a sink. A staff member has to open a bathroom door and go into a bathroom prior to having access to a sink to wash hands.	
Hygienic Practices	
<b>595 - Child Personal Care/Handwashing</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 3. General Requirements.</b> <b>(4) A child shall:</b> (a) Be helped with personal care and cleanliness based upon their developmental skills; and (b) Wash his or her hands with liquid soap and warm running water: 1. a. Upon arrival at the center; or b. Within thirty (30) minutes of arrival for school-age children; 2. Before and after eating or handling food; 3. After toileting or diaper change; 4. After handling animals; 5. After wiping or blowing nose; 6. After touching items soiled with body fluids or wastes; and 7. After outdoor or indoor play time.	
<b>Findings:</b> General: Based on observation, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. Upon completion of a diaper change, an eleven-month-old child failed to have his hands washed with warm soapy water.	
First Aid/Medication	
<b>670 - Medication</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 7. First Aid and Medicine.</b> <b>(6) Medication, including refrigerated medication, shall be:</b> (a) Stored in a separate and locked place, out of the reach of a child; (b) Kept in the original bottle; and (c) Properly labeled. <b>(7) Medication shall not be given to a child if the expiration date on the bottle has passed.</b>	
<b>Findings:</b> General: Based on observation and interview, the child care center failed to comply with the regulatory requirements regarding medication. Upon request, staff members were unable to identify the child who required the potential use of an epi-pen that was located in the locked first aid supplies. The epi-pen failed to be labeled with a child's name or have any documentation attached to it. The epi-pen was expired as of November 2013. In the toddler classroom, a tube of diaper cream was identified in a child's cubbie, failing to be in a locked container. In the infant room, there were two tubes of diaper cream in a child's cubbie and one bottle of medicated diaper cream that failed to be in a locked container.	
Outdoor Play Area	
<b>695 - Protective Surface</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 4. Premises Requirements.</b> <b>(21) A protective surface shall:</b> (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.	
<b>Findings:</b> General: Based on observation, the child care center failed to maintain an outdoor play area in accordance with regulatory requirements. The swing set located on the toddler playground, situated between a fence, tree and a shed, failed to have an adequate fall zone.	

**Inspection Report****Equipment****Not In Compliance****710 - Play Equipment****Not In Compliance****922 KAR 2:120. Section 4. Premises Requirements.**

- (24) Supports for climbing apparatus and large equipment shall be securely fastened to the ground.**
- (25) Crawl spaces, such as tunnels, shall be short and wide enough to permit access by adults.**
- (26) A sandbox shall be:**
  - (a) Constructed to allow for drainage;**
  - (b) Covered when not in use;**
  - (c) Kept clean; and**
  - (d) Checked for vermin prior to use.**

**Findings:**

General: Based on observation, the child care center failed to maintain equipment in accordance with regulatory requirements. A large swing set located on the toddler playground behind the shed failed to be securely fastened to the ground.

**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. The pink swing in the infant room failed to have the safety straps on the equipment. Interview with the director revealed that she was aware that the swing was missing the straps. The ABC rug in the far side of the school age classroom was dirty and stained.

**760 - 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. A smoke detector was continuously chirping indicating that it was not working properly to detect smoke. A baby buggy used as a stroller for multiple infants or toddlers was observed to have the safety straps missing for one seat.

**Transportation****Not In Compliance****900 - 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, the child care center failed to comply with regulatory requirements regarding transportation. The child care center failed to document the children's last names that have been transported on the center's vehicle.

**Food Service****Not In Compliance****935 - 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 in the infant room was forty-eight (48) degrees Fahrenheit, failing to meet the required temperature of forty (40) degrees Fahrenheit.

**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 observation, the child care center failed to maintain food service in accordance with regulatory requirements. The freezer in the toddler classroom was eight degrees Fahrenheit, failing to be the required zero degrees Fahrenheit.

**1020 - Individual Portion**

**Not In Compliance**

**922 KAR 2:120. Section 9. Food and Meal Requirements.**

**(11) An individual portion of food served to a child or adult shall not be served again.**

**Findings:**

General: Based on observation and interview, the child care center failed to maintain food service in accordance with regulatory requirements. In the two-year-old classroom the children's sippy cups from breakfast that had milk remaining in the cup, were name labeled, placed in the refrigerator and saved for the children to use again at lunch time.

**Children's Records**

**Not In Compliance**

**1075 - Enrollment Information**

**Not In Compliance**

**922 KAR 2:110. Section 3. 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 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 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;**

**Findings:**

General: Based on review of documentation and interview, the child care center failed to maintain children's records in accordance with regulatory requirements. Upon request, documentation indicating a preferred hospital for children enrolled on 8-7-17 and 8-14-17 was not presented at the time of survey. Upon further request, documentation indicating a pick up list, an emergency contact list and the child's health care provider was not presented for a child enrolled on 8-14-17.

**Written Documentation**

**Not In Compliance**

**1095 - Daily Attendance Records**

**Not In Compliance**

**922 KAR 2:110. Section 3. Records.**

**(1) A child-care center shall maintain:**

**(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;**

**Findings:**

General: Based on review of documentation, the child care center failed to maintain written documentation in accordance with regulatory requirements. Review of daily attendance sheets revealed that twenty-seven (27) children were signed into care; however, forty-four (44) children were actually present.

**1100 - Staff Schedule**

**Not In Compliance**

**922 KAR 2:110. Section 3. Records.**

**(1) A child-care center shall maintain:**

**(d) A written schedule of staff working hours;**

**Findings:**

General: Based on review of documentation and interview, the child care center failed to maintain written documentation in accordance with regulatory requirements. The staff schedule that was presented upon request was not a current staff schedule as a staff member that has not been working at the center for over a month was still on the schedule presented.

**Posted Documentation**

**In Compliance**

**Animals**

**In Compliance**

Signature of Provider/Representative

Title

Date