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Inspection Report

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

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| Inspection Information | | Inspection No: 246711 |
| Inspection Type: Renewal Application | Date Concluded: 09/07/2018 12:00 PM | |
| Date Initiated: 09/07/2018 9:00 AM | No. of Children Present: 28 | |

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| Inspection Report | |
| Background Checks | In Compliance |
| Supervision | In Compliance |

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) For an operating child-care center, minimum staff-to-child ratios and group size shall be maintained as established in the table established in this subsection.

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 staffing requirements. Observation of the Preschool Room revealed one staff member was the sole caregiver of fourteen (14) children from 9:00 am to 9:15 am. Interview with the staff member revealed the children were three (3) and four (4) years old. At approximately 9:15 am, the aforementioned staff member escorted two (2) children outside, across the parking lot, to a school bus. While the staff member was escorting the children to the school bus, a second staff member stood in the doorway between the Preschool Room and the Two Year Old Room, and was the sole caregiver of eighteen (18) children for approximately one (1) minute. Interview with the staff member revealed that the youngest child present was two (2) years old and the oldest child was four (4) years old.

General Administration**In Compliance****Director Requirements****In Compliance****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 review of documentation and interview, the child care center failed to maintain employee records in accordance with regulatory requirements. Upon request, the staff member in charge did not present verification that the file for a staff member with a hire date of 05/31/16 contained a current statement from a health professional that the individual is free of active tuberculosis; or a copy of negative tuberculin results.

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 interview, the child care center failed to maintain employee records in accordance with regulatory requirements. Upon request, the staff member in charge did not present verification that a staff member with hire date of 05/31/16 had completed one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training within the past five (5) years, fifteen (15) hours of cabinet approved early care and education training annually, or six (6) hours of cabinet approved orientation training.

Programming**In Compliance**

Inspection Report**Premises****Not In Compliance****520 - Inaccessible Items****Not In Compliance****922 KAR 2:120. Section 3. General Requirements.**

- (7) The following shall be inaccessible to a child in care:**
- (a) Toxic cleaning supplies, poisons, and insecticides;**
 - (b) Matches, cigarettes, lighters, and flammable liquids; and**
 - (c) Personal belongings and medications of staff.**

Findings:

General: Based on observation, the child care center failed to maintain the premises in accordance with regulatory requirements. Observation of the preschool room revealed a staff member's purse was open and hanging on a low hook near the door, accessible to the children in care.

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. Observation of the One Year Old Room revealed an oval alphabet rug and a rectangular animal rug were heavily soiled. Observation of the School Age Room revealed a rectangular alphabet rug was heavily soiled. Observation of the One Year Old Room revealed the floor in the eating area was heavily soiled with an accumulation of dirt and debris. Continued observation of the One Year Old Room revealed a thick accumulation of an unknown substance on a mirror that was on the children's level. Observation of the sink in the Preschool Room revealed that it filled halfway with water before it drained, indicating that it was not draining properly.

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, the child care center failed to maintain the premises in accordance with regulatory requirements. Observation of the Preschool, Two Year Old and School Age Rooms revealed the carpet was frayed in several areas. Observation of the School Age Room revealed a large area of red floor tiles were missing. Observation of the Preschool and Infant Rooms revealed chipped and peeling paint in several places throughout the rooms. Observation of the One Year Old Room revealed the walls near the feeding table were soiled with what appeared to be an accumulation of food debris. Observation of the bathroom in the Preschool room revealed a hole in the wall near the toilet and several holes on the wall near the toilet paper holder. Observation of the kitchen revealed a ceiling tile to the left of the stove was separated from its frame.

640 - Toilet Room**Not In Compliance****922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.**

- (2) A toilet room shall:**
- (a) 1. Be provided for each gender; or**
 - 2. A plan shall be implemented to use the same toilet room at separate times;**
 - (b) Have a supply of toilet paper; and**
 - (c) Be cleaned and disinfected daily.**

Findings:

General: Based on observation, the child care center failed to maintain the premises in accordance with regulatory requirements. Observation of the bathroom in the two (2) year old room revealed that there was not a supply of toilet paper in the room.

Hygienic Practices**Not In Compliance****655 - Child Personal Care/Handwashing****Not In Compliance****922 KAR 2:120. Section 3. General Requirements.**

- (4) A child shall:**
- (a) Be helped with personal care and cleanliness based upon his or her developmental skills;**
 - (b) Except as established in paragraph (c) of this subsection, 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 touching an item or an area of the body soiled with body fluids or wastes; and**
 - 6. After outdoor or indoor play time; and**
 - (c) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (b) of this subsection. The child shall wash the child's hands as soon as practicable once liquid soap and warm running water are available.**

Findings:

General: Based on observation, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. Observation of the Infant Room revealed three (3) children's hands were not washed with soap and warm running water after breakfast.

Inspection Report**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. A licensed child-care center shall comply with KRS 199.8951 and 311.646, including:**

a. An epinephrine auto-injector shall be inaccessible to a child;**b. A child-care center shall have at least one (1) 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(1)(b) 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 and interview, the child care center failed to comply with the regulatory requirements regarding medication. Observation of the locked first aid box revealed an EpiPen, which was not labeled with a child's name, was located inside. Interview with staff members revealed that they were unable to identify the child who required the potential use of the EpiPen. Additionally, the EpiPen expired in November 2013.

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. Observation of the toddler playground revealed tall weeds growing along the fence. Continued observation revealed the chains of a swing were broken.

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, the child care center failed to maintain an outdoor play area in accordance with regulatory requirements. Observation of the toddler playground revealed the protective surface under three (3) slides and three (3) swings did not sufficiently cover the ground.

760 - Fences**Not In Compliance****922 KAR 2:120. Section 4. Premises Requirements.****(23) Fences shall be:****(a) Constructed of safe material;****(b) Stable; and****(c) In good condition.****Findings:**

General: Based on observation, the care center failed to maintain an outdoor play area in accordance with regulatory requirements. Observation of the wooden fence in the back of the older children's playground revealed splintering wood throughout the length of the fence.

| Inspection Report | |
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| Equipment | Not In Compliance |
| 790 - Crib/Mattress/Sheet | Not In Compliance |
| <p>922 KAR 2:120. Section 6. Sleeping and Napping Requirements.</p> <p>(3) Rest time shall include adequate space specified by the child's age as follows:</p> <p>(a) For an infant:</p> <ol style="list-style-type: none"> 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: <ol style="list-style-type: none"> a. Weekly; or b. Immediately if it is soiled or wet; <p>Findings:</p> <p>General: Based on observation, the child care center failed to maintain equipment in accordance with regulatory requirements. Observation of the infant room revealed five (5) of the nine (9) cribs had loose-fitting sheets.</p> | |
| 815 - Toys/Furniture | Not In Compliance |
| <p>922 KAR 2:120. Section 11. Toys and Furnishings.</p> <p>(1) All toys and furniture contacted by a child shall be:</p> <ol style="list-style-type: none"> (a) Kept clean and in good repair; and (b) Free of peeling, flaking, or chalking paint. <p>Findings:</p> <p>General: Based on observation, the child care center failed to maintain equipment in accordance with regulatory requirements. Observation of the Preschool Room revealed the vinyl cover of a blue, child-sized couch was torn.</p> | |
| 820 - Indoor/Outdoor Equipment | Not In Compliance |
| <p>922 KAR 2:120. Section 11. Toys and Furnishings.</p> <p>(2) Indoor and outdoor equipment shall:</p> <ol style="list-style-type: none"> (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. <p>Findings:</p> <p>General: Based on observation, the child care center failed to maintain equipment in accordance with regulatory requirements. Observation of the refrigerator containing items served to the children in the One Year Old Room revealed the bottom vent cover was partially detached, and a towel was stuffed underneath it. Continued observation revealed an accumulation of food debris and dirt was inside of the refrigerator.</p> | |
| Transportation | Not In Compliance |
| 845 - Requirements for Transportation Services | Not In Compliance |
| <p>922 KAR 2:120. Section 12. Transportation.</p> <p>(2) A center providing or arranging transportation service shall:</p> <ol style="list-style-type: none"> (a) Be licensed and approved by the cabinet or its designee prior to transporting a child; (b) Have a written plan that details the type of transportation, staff schedule, transportation schedule, and transportation route; and (c) Have written policies and procedures, including emergency procedures practiced monthly by staff who transports children. <p>Findings:</p> <p>General: Based on review of documentation and interview, the child care center failed to comply with regulatory requirements regarding transportation. Upon request, the staff member in charge did not present verification that monthly transportation evacuation drills had been conducted.</p> | |
| Food Service/Food Program | In Compliance |
| Food Service | Not In Compliance |
| 1010 - Kitchen Requirements | Not In Compliance |
| <p>922 KAR 2:120. Section 8. Kitchen Requirements.</p> <p>(1) The kitchen shall:</p> <ol style="list-style-type: none"> (a) Be clean; (b) Be equipped for proper food: <ol style="list-style-type: none"> 1. Preservation; 2. Storage; 3. Preparation; and 4. Service; (c) Be adequately ventilated to the outside air; and (d) Except in a Type II child-care center when a meal is not being prepared, not be used for the activity of a child. <p>Findings:</p> <p>General: Based on observation, the child care center failed to maintain food service in accordance with regulatory requirements. Observation of the kitchen revealed a thick accumulation of dust directly above the stove.</p> | |

| Inspection Report | |
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| Children's Records | Not In Compliance |
| 1135 - Immunization | Not In Compliance |
| 922 KAR 2:090. Section 9. Records. (1) A child-care center shall maintain: (a) A current immunization certificate for each child in care within thirty (30) days of the child's enrollment, unless an attending physician or the child's parent objects to the immunization of the child pursuant to KRS 214.036; | |
| Findings: <p>General: Based on observation and interview, the child care center failed to maintain children's records in accordance with regulatory requirements. Upon request, the staff member in charge did not present verification that the files for children with enrollment dates of 09/15/17, 11/1/17, 11/13/17 and two children with an enrollment date of 08/7/17 contained a current immunization certificate.</p> | |
| 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: <p>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, the staff member in charge did not present verification that the files for children with enrollment dates of 9/15/17, 11/1/17, 11/13/17, and two children with an enrollment date of 08/7/17 contained a preferred hospital.</p> | |
| Written Documentation | In Compliance |
| Posted Documentation | Not In Compliance |
| 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: <p>General: Based on review of documentation, the child care center failed to post documentation in accordance with regulatory requirements. Review of posted documentation in the One Year Old Room revealed that the daily schedule of activities, which included the dates and times of activities to be conducted, were outdated, as the month listed was July.</p> | |
| Animals | Not Applicable |

Signature of Provider/Representative

Title

Date