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INSPECTOR GENERAL

**Inspection Report**

<b>Provider Name:</b> Our Magic Years Childcare Center	<b>Provider Information</b>	<b>CLR No:</b> L359348
<b>Provider Address:</b> 1016 & 1020 N. Limestone, Lexington, KY, 40505	<b>Provider Type:</b> LICENSED TYPE I	<b>Capacity:</b> 98(Bldg 1: 49;Bldg 2: 49)
<b>Owner(s):</b> Our Magic Years Childcare Center Llc		<b>Director(s):</b> Brown, Marva

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 318412
<b>Date Initiated:</b> 10/20/2021 10:00 AM	<b>Date Concluded:</b> 10/20/2021 1:00 PM	
	<b>No. of Children Present:</b> 22	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance
<b>225 - Licensee Responsibility</b>	<b>Not In Compliance</b>
<b>922 KAR 2:090. Section 8. General.</b> <b>(1) A licensee shall:</b> <b>(a) Be responsible for the operation of the child-care center pursuant to this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280; and</b> <b>(b) Protect and assure the health, safety, and comfort of each child.</b>	
<b>Findings:</b> General: Based on observation, a container of vaseline was found on top of the changing table in the Two's classroom. The item was not labeled with a child's name.	
Director Requirements	Not In Compliance
<b>380 - Parental/Family Involvement Activity</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>(o) Coordinate at least one (1) annual activity involving parental or family participation;</b>	
<b>Findings:</b> General: Based on review of documentation, there was no evidence on file at the facility of any family involvement activities being conducted.	

**Inspection Report****Employee Records****Not In Compliance****395 - Personnel File****Not In Compliance****922 KAR 2:090. Section 9. Records.****(1) A child-care center shall maintain:****(e) A current personnel file for each child-care center staff person to include:**

- 1. Name, address, date of birth, and date of employment;**
- 2. Proof of educational qualifications;**
- 3. Record of annual performance evaluation;**
- 4. Documentation of compliance with tuberculosis screening in accordance with Section 11(1)(b) of this administrative regulation; and**
- 5. The results of background checks conducted in accordance with 922 KAR 2:280;**

**Findings:**

General: Based on review of documentation, four staff members did not have the results of the KARES background check on file showing that each staff is eligible for employment. The staff members were listed on the KARES report as cleared, but the facility did not have the written evidence in each of the staff member's file.

**405 - 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, one staff did not have documentation of a negative TB on file at the facility.

**415 - CPR/First Aid Required Training****Not In Compliance****922 KAR 2:120. Section 7. First Aid and Medicine.****(8) Each center shall ensure that every staff member has received training on first aid and cardiopulmonary resuscitation (CPR).****Findings:**

General: Based on review of documentation, four staff did not have documentation of the required CPR/FA training on file at the facility.

**435 - 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 completed within the first three (3) months of employment in a child-care program;**
  - (b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment in a child care program, 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 completed between July 1 and the following June 30 of each subsequent year of employment in a child care program, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.**
- (17) A staff person's compliance with training requirements of this section shall be verified through the cabinet-designated database maintained pursuant to 922 KAR 2:240.**

**Findings:**

General: Based on review of documentation, two staff persons hired on 9/27/19 and 5/10/21 did not have documentation of completing the required Orientation training within the first three months of employment. Both staff have been employed more than three months. One staff person did not complete the required 15 hours of annual training. A review of ECE-TRIS confirms this finding.

**450 - Driver Requirements****Not In Compliance****922 KAR 2:120. Section 14. Transportation.****(18) A driver of a vehicle transporting a child for a center shall:**

- (a) Be at least twenty-one (21) years old;**
- (b) Complete:**
  - 1. The background checks as described in 922 KAR 2:280; and**
  - 2. An annual check of the:**
    - a. Kentucky driver history records in accordance with KRS 186.018; or**
    - b. Driver history records through the state transportation agency that issued the driver's license;**
- (c) Hold a current driver's license which has not been suspended or revoked during the last five (5) years; and**
- (d) Not caused an accident that resulted in the death of a person.**

**Findings:**

General: Based on review of documentation, two of the staff designated as drivers for the facility did not have evidence of an annual driving record on file at the facility.

**Programming****In Compliance**

Inspection Report	
<b>Premises</b>	<b>Not In Compliance</b>
<b>625 - 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 carpet in the Two's classroom was not found in good repair due to a cut out in the carpet under the sink and carpet was heavily soiled in another area of this classroom. Also, duct tape was found to cover seams in carpet in the Toddler and Pre-K classrooms. In the after school classroom, the roof had previously leaked and had a large water stain on a portion of the ceiling.	
<b>Hygienic Practices</b>	<b>Not In Compliance</b>
<b>730 - Diaper Changing Area/Surface</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 12. Toilet, Diapering, and Toiletry Requirements.</b> <b>(10) When a child is diapered, the child shall:</b> <b>(b) Be placed on a surface that is:</b> 1. Clean; 2. Padded; 3. Free of holes, rips, tears, or other damage; 4. Nonabsorbent; 5. Easily cleaned; and 6. Free of any items not used for diaper changing.	
<b>Findings:</b> General: Based on observation, two tears were found on the changing pad in the Two's classroom.	
<b>First Aid/Medication</b>	<b>In Compliance</b>
<b>Outdoor Play Area</b>	<b>In Compliance</b>
<b>Equipment</b>	<b>In Compliance</b>
<b>Transportation</b>	<b>In Compliance</b>
<b>Kitchen Requirements</b>	<b>In Compliance</b>
<b>Food Service</b>	<b>In Compliance</b>
<b>Meal Planning/Center Provides Meals</b>	<b>In Compliance</b>
<b>Meal Planning/Center Does Not Provide Meals</b>	<b>In Compliance</b>
<b>Children's Records</b>	<b>In Compliance</b>
<b>Written Documentation</b>	<b>Not In Compliance</b>
<b>1305 - Fire Drills</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 3. General Requirements.</b> <b>(12) A fire drill shall be:</b> <b>(a) Conducted during hours of operation at least monthly; and</b> <b>(b) Documented.</b> <b>(13) An earthquake drill, shelter-in-place or lockdown drill, and tornado drill shall be:</b> <b>(a) Conducted during hours of operation at least quarterly; and</b> <b>(b) Documented.</b>	
<b>Findings:</b> General: Based on review of documentation, there was no documentation of lockdown drills being performed on file at the facility.	
<b>Posted Documentation</b>	<b>Not In Compliance</b>
<b>1325 - Daily Activities</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>(h) Post a schedule of daily activities, to include dates and times of activities to be conducted with the children in each classroom;</b>	
<b>Findings:</b> General: Based on observation, posted documentation in the Two's and Three's classrooms did not include a daily schedule.	
<b>Animals</b>	<b>In Compliance</b>

Signature of Provider/Representative

Title

Date