



Andy Beshear
GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL

Eric Friedlander
SECRETARY

Melissa A. Moore, Director
Division of Regulated Child Care
Eastern Branch
455 Park Place, Suite 120A
Lexington, KY 40511

Adam Mather
INSPECTOR GENERAL

Phone: (859) 246-2301 Fax: (859) 246-2307
<https://chfs.ky.gov/agencies/os/oig>

Inspection Report

Provider Name: Tender Love & Care Learning Center	Provider Information	CLR No: L359364
Provider Address: 7220 Turfway Road, Florence, KY, 41042	Provider Type: LICENSED TYPE I	Capacity: 99
Owner(s): Tender Love & Care Learning Center, LLC		Director(s): Jackson, Savannah

Inspection Type: Renewal Application	Inspection Information	Inspection No: 305889
Date Initiated: 01/06/2021 9:40 AM	Date Concluded: 01/06/2021 11:30 AM	
	No. of Children Present: 15	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance

320 - Operation instruction/Regulation copy **Not In Compliance**

922 KAR 2:090. Section 8. General.
(2) Child-care center staff shall be:
(a) Instructed by the child-care center’s director regarding requirements for operation; and
(b) Provided with a copy of this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280.

Findings:

General: Based on review of documentation, a copy of the regulations titled 922 KAR 2:120 was not on file in the facility.

Employee Records	In Compliance
Programming	Not In Compliance

480 - Infant/Toddler Combined with Older Children **Not In Compliance**

922 KAR 2:120. Section 5. Infant and Toddler Play Requirements.
(2) Except in accordance with subsection (3) of this section or Section 2(2)(c) of this administrative regulation, an infant or toddler under twenty-four (24) months of age shall not participate in an activity with an older child for no more than one (1) hour per day.
(3) If a toddler is developmentally appropriate for a transition to a preschool age group, a toddler may participate in an activity with an older child for more than one (1) hour per day if:
(a) Space for the toddler is available in the preschool-age group;
(b) The staff-to-child ratios and group sizes are maintained based on the age of the youngest child;
(c) The center has a procedure for listing a transitioning toddler on attendance records, including a specific day and time the toddler is with either age group; and
(d) The child care center has obtained the signature and approval of the toddler’s parent on the toddler’s transition plan.

Findings:

General: Based on observation and interview, it was found that there were six children being cared for in the Toddler II classroom. In an interview with staff, it was determined that the children in the classroom ranged in age from one year to four years old. The age of the youngest child in the group was 15 months. None of the children over 24 months had a transition plan signed by the parent on file in the facility.

Inspection Report

Premises

Not In Compliance

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, there was no plate cover on the electrical outlet in the reading area of the School-age classroom.

Hygienic Practices

In Compliance

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

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, there were four toddler climber/slide play structures sitting directly on the grass on the playground. There was no protective surfacing under or around these structures.

Equipment

In Compliance

Transportation

In Compliance

Food Service/Food Program

In Compliance

Food Service

In Compliance

Children's Records

In Compliance

Written Documentation

Not In Compliance

1155 - Policies and Procedures

Not In Compliance

922 KAR 2:090. Section 8. General.

- (4) Program policies and procedures shall:**
 - (a) Be in writing; and**
 - (b) Include:**
 - 1. Staff policies;**
 - 2. Job descriptions;**
 - 3. An organization chart;**
 - 4. Chain of command; and**
 - 5. Other procedures necessary to ensure implementation of:**
 - a. KRS 199.898, Rights for children in child-care programs and their parents, custodians, or guardians - posting and distribution requirements;**
 - b. 922 KAR 2:120, Child-care center health and safety standards;**
 - c. 922 KAR 2:280, Background checks for child care staff members, reporting requirements, and appeals; and**
 - d. This administrative regulation.**

Findings:

General: Based on review of documentation, there were no job descriptions on file in the facility for a director or a cook.

1175 - Earthquake/Tornado/Fire Drills

Not In Compliance

922 KAR 2:090. Section 9. Records.

- (1) A child-care center shall maintain:**
 - (h) A written record of quarterly practiced earthquake drills and tornado drills detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;**
 - (i) A written record of practiced fire drills conducted monthly detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;**

Findings:

General: Based on review of documentation, there was no written record of practiced fire drills for November 2020 or December 2020.

Posted Documentation

In Compliance

Animals

Not Applicable

Inspection Report

Emergency Regulation

Not In Compliance

1260 - Emergency Regulation

Not In Compliance

922 KAR 2:410E. Emergency Regulation.

Due to the current declared public health emergency caused by the Novel Coronavirus Disease (COVID-19), licensed child care centers must operate under Centers for Disease Control and Prevention and public health guidelines, as mandated by 922 KAR 2:410E, to prevent the spread of COVID-19.

Findings:

General: Based on observation upon entering the School-age classroom, the staff person present had her mask positioned under her nose. The mask was only covering her mouth. The mask remained in that position during the inspection of the School-age classroom.

Signature of Provider/Representative

Title

Date