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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Young Nonprofit Foundation, Inc.	Provider Information	CLR No: L383592
Provider Address: 9811 Merioneth Drive, Louisville, KY, 40299	Provider Type: LICENSED TYPE I	Capacity: 51(Bldg 1: 49)
Owner(s): Young NonProfit Foundation, Inc.		Director(s): Young, Jacque DeShay

Inspection Type: Renewal Application	Inspection Information	Inspection No: 321510
Date Initiated: 10/03/2022 1:15 PM	Date Concluded: 10/03/2022 3:15 PM	
	No. of Children Present: 19	

Inspection Report	
Background Checks	Not In Compliance
5 - Background check/left alone/dismissed/relocated	Not In Compliance
922 KAR 2:280. Section 3. Implementation and Enforcement. (1) A child care staff member shall complete the background checks required in accordance with this administrative regulation and be found to have no disqualifying offense prior to becoming a child care staff member. (2) A current or prospective child care staff member shall be subject to background checks in accordance with Sections 4 and 5 of this administrative regulation at intervals pursuant to 45 C.F.R. 98.43(d).	
Findings: General: Based on review of documentation, the surveyor found the that a Staff (DOH: 08/30/22) file contained documentation of background checks submitted through the Kentucky National Background Check Service on 08/13/22 that stated that the staff person was Not Eligible for employment. The surveyor observed the staff person to be working alone with children in the nursery during the renewal visit. Therefore, the staff person was hired prior to clearance for employment. During interview with the staff-in-charge, the surveyor was presented with a letter from Staff (DOH: 08/30/22) that stated she had appealed the findings. Staff-in-charge stated that the staff (DOH: 08/30/22) had been working at the child-care center since 08/30/22.	

30 - Disqualifying background check result

Not In Compliance

922 KAR 2:280. Section 6. Disqualifying Background Check Results.

(1) Unless a rehabilitative review pursuant to Section 9 of the administrative regulation determines the individual is eligible to be hired, an individual shall be ineligible to:

(a) Be hired or otherwise serve as a child care staff member if the individual:

1. Meets a criterion specified in 45 C.F.R. 98.43(c);

2. Has been convicted of, or has entered an Alford plea, a plea of guilty, or a plea of nolo contendere to:

a. A drug-related felony, and five (5) years has not elapsed since the person was fully discharged from imprisonment, probation, or parole;

b. A sex or violent crime pursuant to KRS 17.165;

c. A felony offense under:

(i) KRS Chapter 209, protection of adults;

(ii) KRS Chapter 506, inchoate offenses;

(iii) KRS Chapter 511, burglary and related offenses;

(iv) KRS Chapter 515, robbery;

(v) KRS Chapter 520, escape and other offense related to custody;

(vi) KRS Chapter 525, riot, disorderly conduct, and related offense;

(vii) KRS Chapter 527, offenses relating to firearms and weapons;

(viii) KRS Chapter 529, prostitution offenses; or

(ix) KRS Chapter 530, family offenses, excluding KRS 530.050; or

d. A misdemeanor offense under:

(i) KRS 525.130, cruelty to animals in the second degree - exemptions - offense involving equines; or

(ii) KRS 525.135, torture of dog or cat;

3. Is listed on:

a. The central registry established in accordance with 922 KAR 1:470; or

b. Another state's state-based child abuse and neglect registry or database;

4. Has been convicted of, or has entered an Alford plea, plea of guilty, or a plea of nolo contendere to, an offense under a criminal statute of the United States or of another state similar to an offense specified in this paragraph;

5. Has an open warrant for a disqualifying offense established in this paragraph; or

6. Has a pending charge for a criminal offense specified in this paragraph; or

(b) Serve as a child-care provider's applicant, licensee, administrative staff, or director if the individual has been convicted of, or has entered an Alford plea, a plea of guilty, or a plea of nolo contendere to, a felony offense involving fraud, embezzlement, theft, or forgery.

(2) An individual who has received a pardon for a disqualifying offense, has had the record expunged, or has evidenced dismissal of a warrant or disqualifying charge may serve as a child care staff member.

Findings:

General: Based on observation, the surveyor found the that a Staff (DOH: 08/30/22) file contained documentation of background checks submitted through the Kentucky National Background Check Service on 08/13/22 that stated that the staff person was Not Eligible for employment. The surveyor observed the staff person to be working alone with children in the nursery during the renewal visit. Therefore, the staff person was hired prior to clearance for employment.

During interview with the staff-in-charge, the surveyor was presented with a letter from Staff (DOH: 08/30/22) that stated she had appealed the findings. Staff-in-charge stated that the staff (DOH: 08/30/22) had been working at the child-care center since 08/30/22.

Supervision

Not In Compliance

90 - 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 shall be:

1. Provided with adequate supervision at all times by a qualified staff person who ensures the child is:

a. 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 surveyor found a Staff (DOH: 08/30/22) who did not have a completed background check through the Kentucky National Background Check Service. The surveyor observed the staff person to be working alone with children ages 3 months - 1 years in the nursery; therefore, the children were not supervised by a qualified staff person.

Staffing Requirements

In Compliance

General Administration

Not In Compliance

225 - Licensee Responsibility

Not In Compliance

922 KAR 2:090. Section 8. General.

(1) A licensee shall:

(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) Protect and assure the health, safety, and comfort of each child.

Findings:

General: Based on observation, the surveyor found a toilet brush beside the toilet located in the Preschool and School Age restroom; therefore, the health, safety and comfort of the children was compromised.

Inspection Report	
Director Requirements	Not In Compliance
370 - Caregiver Alone	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (m) Assume that a person acting as a caregiver of a child in care shall not be left alone with a child, if the licensee has not received the results of the background checks as described in 922 KAR 2:280;	
Findings: General: Based on review of documentation, the surveyor found the that a Staff (DOH: 08/30/22) file contained documentation of background checks submitted through the Kentucky National Background Check Service on 08/13/22 that stated that the staff person was Not Eligible for employment. The surveyor observed the staff person to be working alone with children in the nursery during the renewal visit. Therefore, the staff member did not have a completed background check indicating she was Eligible for employment prior to being hired by the child-care center. During interview with the staff-in-charge, the surveyor was presented with a letter from Staff (DOH: 08/30/22) that stated she had appealed the findings. Staff-in-charge stated that the staff (DOH: 08/30/22) had been working at the child-care center since 08/30/22.	
Employee Records	Not In Compliance
400 - Educational Requirements	Not In Compliance
922 KAR 2:090. Section 11. 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 surveyor found the following Staff (DOH: 08/30/22 and 09/13/22) files did not contain verification of a High School Diploma, GED or Commonwealth Child Care Credential.	
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 and ECE-TRIS, the surveyor found a Staff (DOH: 06/15/22) had not completed the required CPR-Training.	
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 and ECE-TRIS, the surveyor found the following: 1. A staff (DOH: 02/12/20) obtained twelve (12) hours of the required fifteen (15) hours of cabinet-approved early care and education training for the review period 07/01/21 – 06/30/22. 2. A staff (DOH: 09/14/21) obtained fourteen (14) hours of the required fifteen (15) hours of cabinet-approved early care and education training for the review period 07/01/21 – 06/30/22. 3. A Staff (DOH: 06/15/22) had not completed the required six-hour Orientation I & II training within three (3) months of being hired.	
Programming	In Compliance
Premises	In Compliance
Hygienic Practices	In Compliance
First Aid/Medication	In Compliance

Inspection Report	
Outdoor Play Area	Not In Compliance
800 - Protective Surface	Not In Compliance
<div>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.</div>	
Findings: General: Based on observation, the surveyor found the following: 1. Two (2) red Little Tyke slides were located on grass; therefore, the two (2) slides did not have an adequate protective surface. 2. Two (2) blue large slides were located on grass; therefore, the two (2) slides did not have an adequate protective surface.	
Equipment	In Compliance
Transportation	In Compliance
Kitchen Requirements	In Compliance
Food Service	In Compliance
Meal Planning/Center Provides Meals	In Compliance
Meal Planning/Center Does Not Provide Meals	In Compliance
Children's Records	In Compliance
Written Documentation	In Compliance
Posted Documentation	In Compliance
Animals	In Compliance