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GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES
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Inspection Report

Provider Name: Kids Empowerment Learning Academy	Provider Information	CLR No: L383808
Provider Address: 1527 North Limestone St., Lexington, KY, 40505	Provider Type: LICENSED TYPE I	Capacity: 160
Owner(s): Kids Empowerment Learning Academy, LLC		Director(s): Davis, Brandalynn Denise

Inspection Type: Investigation	Inspection Information	Inspection No: 268001
Date Initiated: 12/20/2018 1:30 PM	Date Concluded: 01/09/2019 12:00 PM	
	No. of Children Present: 79	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance
165 - Cooperate with state agency	Not In Compliance

922 KAR 2:090. Section 6. License Issuance.

(8) To qualify for a preliminary license, or maintain a regular license, a child-care center shall:

(f) Cooperate with the cabinet, the cabinet's designee, or another agency with regulatory authority during:

- 1. An investigation of an alleged complaint, including an allegation of child abuse or neglect pursuant to KRS 620.030(4); and**
- 2. Unannounced inspections;**

Findings:

General: Based on interview and review of documentation, it was determined this regulatory requirement was not met. The surveyor and representatives from DCBS and Crimes Against Children visited the facility and after a short interview, asked to see staff files for those employees allegedly involved. Investigators also asked to see attendance records for the child involved and a sibling. The staff member present stated she could not locate the files and the owner was not at the facility. The owner arrived some time later and provided the necessary files for review. The owner stated the attendance records provided indicated the children were not at the facility during the timeframe in question. The owner stated the contract had lapsed and the children had quit coming to the facility. DCBS investigators conducted a home visit with the child's mother later that evening and she stated the children had always gone to the facility and never had a lapse in attendance. The mother produced text messages from teachers and photos from a field trip during the dates in question.

Investigators returned to the facility and questioned the staff about this. Staff stated billing records were provided earlier and the family was not current with the new ownership. Staff stated the family was still paying the previous owner, as their contract had not ended. Staff stated the current attendance records were stored off site and could not be immediately accessed.

Director Requirements	In Compliance
Employee Records	In Compliance

Inspection Report

Written Documentation

Not In Compliance

1160 - Daily Attendance Records

Not In Compliance

922 KAR 2:090. Section 9. 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 interview and review of documentation, it was determined this regulatory requirement was not met. Upon asking to review attendance records for two (2) specific children, investigators were provided attendance records that were not accurate and factual. The records provided indicated the children in question had not been in attendance at the facility for approximately one (1) month. Text messages and pictures provided by the children's mother from a field trip during the time frame in question, prove the children were present and in attendance at the facility. Staff stated the original records provided were only billing records and the family was still paying their old contract to the previous owner and had not started a new contract with the current ownership. Staff did not provide an accurate attendance record for the children.

Signature of Provider/Representative

Title

Date