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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): LeDet, Shirrod Isaiah

Inspection Type: Renewal Application	Inspection Information	Inspection No: 290883
Date Initiated: 09/24/2019 9:30 AM	Date Concluded: 09/24/2019 11:47 AM	
	No. of Children Present: 74	

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

390 - 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, one staff member hired on 5/6/19, did not have proof of education on file.

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, the child-care center failed to meet this regulation.
 1. Four staff had TB documentation on file that was obtained after their date of hire.

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 ECE-TRIS, the surveyor found the following:

1. One (1) staff hired 1/16/19, completed the six (6) hour orientation training on 7/24/19, which is after the ninety-day timeframe requirement.
2. Two staff hired 4/11/19 and 10/29/18, have yet to complete the six-hour Orientation training.
3. Four staff hired 7/25/18, did not complete fifteen hours of early care and education training.
4. One staff hired 7/25/18, has yet to complete the pediatric abusive head trauma training that is required within the first year of employment.

Programming

In Compliance

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, this regulatory requirement was not met. The following was found:

1. The men's bathroom upstairs, which is used by the children, contained three rusted metal partitions between the toilets.
2. The men's bathroom downstairs, which is used by the children, contained long, rusted screws exposed at the base of several of the toilets.
3. The women's bathroom downstairs, which is used by the children, contained a long rusted screw exposed at the base of one of the toilets.

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, this regulatory requirement was not met. The upstairs women's bathroom, which is used by the children, contained a stained ceiling tile next to a vent.

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, this regulatory requirement was not met. Three metal framed cars in the outdoor play area were sitting on blacktop. These cars contained bars that the children can climb on. Blacktop is not a protective surface for climbing equipment.

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, this regulatory requirement was not met. The chain-link fence around the outdoor play area contained two sections where the top metal railing was not connected to the fencing.

Inspection Report

Equipment

Not In Compliance

815 - Toys/Furniture

Not In Compliance

922 KAR 2:120. Section 11. Toys and Furnishings.

- (1) All toys and furniture contacted by a child shall be:**
 - (a) Kept clean and in good repair; and**
 - (b) Free of peeling, flaking, or chalking paint.**

Findings:

General: Based on observation, this regulatory requirement was not met. The back of a wooden cubby in the three-year-old room was broken and a hole was visible.

820 - Indoor/Outdoor Equipment

Not In Compliance

922 KAR 2:120. Section 11. Toys and Furnishings.

- (2) Indoor and outdoor equipment shall:**
 - (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.**

Findings:

General: Based on observation, this regulatory requirement was not met. The following items were found:

1. A shapes rug in the three-year-old room was stained around the edges.
2. A blue ball catcher on the playground was cracked and broken.
3. The Early Head Start Room (nine months to one-year-old) contained a sink vanity with a broken wooden drawer. The bottom of the drawer was not attached to the sides. This was the top drawer of the vanity.

Transportation

In Compliance

Food Service/Food Program

In Compliance

Food Service

In Compliance

Children's Records

In Compliance

Written Documentation

Not In Compliance

1170 - Professional Development

Not In Compliance

922 KAR 2:090. Section 9. Records.

- (1) A child-care center shall maintain:**
 - (f) A written annual plan for child-care staff professional development;**

Findings:

General: Based on review of documentation, the surveyor found individualized professional development plans on file for staff. The surveyor found five staff members did not have a professional development plan on file.

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:

General: Based on observation and review of documentation, this regulatory requirement was not met. The three-year-old room did not have a posted daily schedule of activities.

Animals

Not In Compliance

1225 - Animals in the Presence of Children

Not In Compliance

922 KAR 2:120. Section 13. Animals.

- (1) An animal shall not be allowed in the presence of a child in care:**
 - (a) Unless:**
 - 1. The animal is under the supervision and control of an adult;**
 - 2. Written parental consent has been obtained; and**
 - 3. The animal is certified as vaccinated against rabies; or**
 - (b) Except in accordance with subsection (3) of this section.**

Findings:

General: Based on observation and review of documentation, this regulatory requirement was not met. The older school-age room contained a fish. The facility did not have written parental consent for the children to be in the presence of the fish.

Signature of Provider/Representative

Title

Date