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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): Garcia, Maria Teresa

Inspection Type: Renewal Application	Inspection Information	Inspection No: 318427
Date Initiated: 11/09/2021 9:50 AM	Date Concluded: 11/09/2021 12:47 PM	
	No. of Children Present: 52	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance
150 - Fire Marshal	Not In Compliance
<p>922 KAR 2:090. Section 6. License Issuance.</p> <p>(8) To qualify for a preliminary license, or maintain a regular license, a child-care center shall:</p> <p>(b) Be approved by the Office of the State Fire Marshal or designee;</p> <p>Findings:</p> <p>General: Based on review of documentation, the child-care center did not have current Fire Marshal documentation. The surveyor found Fire Marshal documentation posted in the child-care center dated 12/17/2018. Another document presented for review was the Fire Alarm Inspection Certificate; however, this does not meet the regulation.</p>	
225 - Licensee Responsibility	Not In Compliance
<p>922 KAR 2:090. Section 8. General.</p> <p>(1) A licensee shall:</p> <p>(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</p> <p>(b) Protect and assure the health, safety, and comfort of each child.</p> <p>Findings:</p> <p>General: Based on observation, the surveyor found three bouncy seats stored inside of a crib designated for a child enrolled in the infant classroom. The child was present during the observation. The staff person stated that she had placed the bouncy seats inside of the child's crib to make more room for the children to play with toys. It should be noted, storage of the bouncy seats in a crib designated for a child promotes the transfer of germs and/or other debris to the crib.</p>	
Director Requirements	In Compliance

Inspection Report

Employee Records

Not In Compliance

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 1/2) 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 1/2) 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, a staff person hired on 7/25/2018, did not complete 15 hours of early care and education training between July 1, 2020 and June 30, 2021.

Programming

In Compliance

Premises

Not In Compliance

565 - Inaccessible Items

Not In Compliance

922 KAR 2:120. Section 3. General Requirements.

(7) The following shall be inaccessible to a child in care:
(a) Toxic cleaning supplies, poisons, and insecticides;
(b) Matches, cigarettes, lighters, and flammable liquids; and
(c) Personal belongings and medications of staff.

Findings:

General: Based on observation, the surveyor found a wristlet wallet and car keys on a low shelf in the two-year-old classroom. The staff person stated that the wallet and car keys belonged to an Occupational Therapist who was present in the classroom and working with a child.

625 - 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, the surveyor found a water-stained ceiling tile in the two-year-old classroom, the three-year-old classroom, and preschool #2 classroom. Additionally, the surveyor found a hole in a ceiling tile in the preschool #2 classroom.

Hygienic Practices

In Compliance

First Aid/Medication

In Compliance

Outdoor Play Area

In Compliance

Equipment

In Compliance

Transportation

Not In Compliance

895 - Transportation Notification/Type and Vehicle

Not In Compliance

922 KAR 2:120. Section 14. Transportation.

(3) Prior to transporting a child, a center providing transportation services of a child shall notify the cabinet or its designee in writing of the:
(a) Type of transportation offered;
(b) Type of vehicle used for transportation;

Findings:

General: Based on interview and review of documentation, the child-care center failed to get prior approval from the Division of Regulated Child Care before using three vehicles to transport children. The surveyor found that the 2008 and 2010 Ford Econoline 15-passenger vans were the only two vehicles approved during the change of ownership inspection conducted on 7/25/2018. These two vehicles are currently not in use.

The surveyor found that three additional vehicles have since been added: a 2018 Chevy Express 15-passenger van, a 2019 Chevy Express 15-passenger van, and a 2004 Toyota Sienna minivan. The staff person in charge stated that the 2018 Chevy Express van was currently in the shop. The 2019 Chevy Express van is used each day, and occasionally the 2004 Toyota Sienna minivan.

925 - Vehicle Equipment

Not In Compliance

922 KAR 2:120. Section 14. Transportation.

(4) A vehicle used to transport children shall be equipped with:
(a) A fire extinguisher;
(b) First aid supplies as established in Section 7 of this administrative regulation;
(c) Emergency reflective triangles; and
(d) A device to cut the restraint system, if necessary.

Findings:

General: Based on observation, the 2004 Toyota Sienna minivan was not equipped with a fire extinguisher and emergency triangles.

Inspection Report

935 - Vehicle Inspection Documentation

Not In Compliance

922 KAR 2:120. Section 14. Transportation.

(6) A vehicle used to transport children shall comply with the requirements established in paragraphs (a) through (d) of this subsection.

(a) For a twelve (12) or more passenger vehicle, the child-care center shall maintain a current certification of inspection from the Transportation Cabinet.

Findings:

General: Based on review of documentation, an annual inspection conducted by the transportation cabinet or it's designee was not completed on the 2018 and 2019 Chevy Express 15-passenger vans.

Kitchen Requirements

In Compliance

Food Service

Not In Compliance

1100 - Bottle Preparation by Parent

Not In Compliance

922 KAR 2:120. Section 9. Food and Drink Requirements for All Child-Care Centers.

(4) Formula or breast milk provided by the parent shall be prepared and labeled.

Findings:

General: Based on observation and interview, this regulatory requirement was not met. The surveyor observed two cans of formula (Good Start and Nutramigen) in the infant classroom. The staff person stated that the children's parents provide the cans of formula and she prepares the bottles.

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

Signature of Provider/Representative

Title

Date