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Inspection Report

Provider Name: YMCA Crayon Club	Provider Information	CLR No: L353613
Provider Address: 1080 U.S. Highway 68, Maysville, KY, 41056	Provider Type: LICENSED TYPE I	Capacity: 128
Owner(s): Limestone Family Ymca, Inc.		Director(s): Clark, Patti Dawn

Inspection Type: Investigation	Inspection Information	Inspection No: 247421
Date Initiated: 10/26/2018 10:00 AM	Date Concluded: 10/26/2018 1:25 PM	
	No. of Children Present: 52	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
Director Requirements	Not In Compliance
350 - Health, Safety, Comfort	Not In Compliance

922 KAR 2:090. Section 10. Director Requirements and Responsibilities.

(1) A director shall:

- (l) Assure the health, safety, and comfort of each child;**

Findings:

General: Based on Interview, and a review of documentation it was found that on 10/24/18 a six (6) month old child was placed in the left front seat of a six (6) passenger Bye Bye Buggy while in the care of the facility. The child fell from the seat and landed on his head. At the time of the incident the staff person had a group of infants in the racquetball area. The staff person opened the door to the hall and retrieved the six (6) passenger Bye Bye Buggy and placed the front of the buggy partially inside the door. She placed her foot between the door and the buggy and placed the six (6) month old child in the first seat in the front on the left. She stated she recalled hearing one (1) side of the strap click and struggled to get the other side to click. She stated she was unsure if she heard the other side click but thought it had done so. She indicated she did not tug on the harness to assure it was secure but did notice the straps were loose. The staff person indicated that she did not adjust them at that point because she wanted to get the rest of the children in the buggy. She also stated that this particular child couldn't sit up unassisted very well. She stated there was another child on the floor beside her crying and tugging on her leg. She turned to pick the child up to put him in the buggy. At that point she saw the first child had fallen and was lying on the floor in the doorway of the racquetball court. She picked the child up and immediately saw a bump. There was another staff person in the racquetball court with the one-year-old children. She yelled for this staff person and that staff person looked over the child. The staff person stated she then ran down the hall by herself to get an ice pack and alert the director of what happened. The staff person indicated she had not been given any instruction upon hire on how to put children in the buggy and use the straps. Let it be noted that at first this staff person could not remember if the children were in the six (6) passenger buggy or the four (4) passenger buggy nor could she remember if the straps are hooked the same in both of the buggies. The staff person also stated she never uses the brakes to steady the buggies. Further interviews with other staff found that when placing children in the buggy's they listen for each side of the harness to click and then do a tug to assure that the harness is secure. It was also found that if the straps are loose they will adjust them to the height of the child in the seat. The child's mother was called and the child was taken to the emergency room and diagnosed with a contusion (bruise) to his head.

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, presented at the time of the survey a staff person hired 8/25/18 did not have a copy of a high school diploma, GED or other qualifying documentation.

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, presented at the time of the survey a staff person hired 8/25/18 did not have a copy of a current T.B. test or a statement from a health professional indicating the individual is free from the symptoms of T.B.

Programming

Not In Compliance

420 - Program of Activities Followed

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

- (4) The child-care center shall provide a daily planned program:**
 - (a) Posted in writing in a conspicuous location with each age group and followed;**
 - (b) Of activities that are individualized and developmentally appropriate for each child served;**
 - (c) That provides experience to promote the individual child's physical, emotional, social, and intellectual growth and well-being; and**
 - (d) Unless the child-care center is a before- or after-school program that operates part day or less, that offers a variety of creative activities including:**
 - 1. Art or music;**
 - 2. Math or numbers;**
 - 3. Dramatic play;**
 - 4. Stories and books;**
 - 5. Science or nature;**
 - 6. Block building or stacking;**
 - 7. Tactile or sensory activity;**
 - 8. Multi-cultural exposure;**
 - 9. Indoor or outdoor play in which a child makes use of both small and large muscles;**
 - 10. A balance of active and quiet play, including group and individual activity;**
 - 11. An opportunity for a child to:**
 - a. Have some free choice of activities;**
 - b. If desired, play apart from the group at times;**

Findings:

General: Based on Interview, it was found that the infants and one-year-old children are taken to an empty racquetball court to play on days they cannot go outside. At the time of the investigation, staff showed the surveyor the space. The surveyor observed that when talking while inside of the racquetball court the sound echoed and was very loud. The staff person also commented that it is loud and it takes the children a while to adjust to the echo and the noise. During an interview with the staff person in charge it was also found that there are autistic children at the facility who have to wear head phones to cancel out the noise. This is not a developmentally appropriate environment for the children.

430 - Electronic Viewing/Listening Devices

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

- (4) The child-care center shall provide a daily planned program:**
 - (d) Unless the child-care center is a before- or after-school program that operates part day or less, that offers a variety of creative activities including the following:**
 - 12. Use of electronic viewing and listening devices if the:**
 - a. Material is appropriate to the child using the equipment;**
 - b. Material does not include any violence, adult content viewing, or inappropriate language;**
 - c. Viewing or individual listening is limited to two (2) hours per day;**
 - d. Viewing or listening is discussed with parents prior to viewing or listening; and**
 - e. Viewing or listening is designed as an educational tool.**
- (5) A child who does not wish to use the electronic devices during the planned program shall be offered other appropriate activities.**

Findings:

General: Based on Observation, at the time of the investigation a group of seventeen (17) two to three (2-3) year old children were observed sitting on the floor in front of a television. One (1) of the staff was searching on Netflix to find a program for the children to watch. The staff person then put on the movie Hotel Transylvania. This movie is rated PG. The children watched a few minutes of the program and then the staff person changed the program to The Land Before Time. As the children were watching this program one (1) of the children started to fall asleep. Another staff person told the child to sit and not to fall asleep. The child was not given an alternate activity and was required to sit and watch the movie. A review of the posted planned program of activities found that there was nothing documented on the plan that indicated the children would be watching a movie. It was also noted that the theme for the week was Spiders. At 11:05 a.m. in the preschool room the children were observed watching the program Super Baby Monsters. The daily schedule shows television viewing from 12:30 p.m.-1:00 p.m. each day. Based on observation it was found that a planned program of activities was not posted to determine if the television program had been part of the planned program of activities. An interview with the staff person in charge found that she had left her lesson plan at home.

Inspection Report

465 - Electronic Viewing/Listening Planned Program

Not In Compliance

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

(1) Electronic viewing and listening devices shall only be used in the center as a part of the child's planned program of activity as established in Section 2(4) of this administrative regulation.

Findings:

General: Based on Observation, at the time of the investigation a group of seventeen (17) two to three (2-3) year old children were observed sitting on the floor in front of a television. One (1) of the staff was searching on Netflix to find a program for the children to watch. The staff person then put on the movie Hotel Transylvania. This movie is rated PG. The children watched a few minutes of the program and then the staff person changed the program to The Land Before Time. As the children were watching this program one (1) of the children started to fall asleep. Another staff person told the child to sit and not to fall asleep. The child was not given an alternate activity and was required to sit and watch the movie. A review of the posted planned program of activities found that there was nothing documented on the plan that indicated the children would be watching a movie. There was nothing documented on the daily schedule that indicated the children would be watching television at a specific time. At 11:05 a.m. in the preschool room the children were observed watching the program Super Baby Monsters. The daily schedule shows television viewing from 12:30 p.m.-1:00 p.m. each day. Based on observation it was found that a planned program of activities was not posted to determine if the television program had been part of the planned program of activities. An interview with the staff person in charge found that she had left her lesson plan at home.

Equipment

Not In Compliance

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, the Bye Bye Buggies used to transport the younger children were inspected. The surveyor observed a blue string tied to the top part of the right break on the six (6) passenger buggy. The string was tied to the handle used to push the buggy. A black string was observed tied to the right break of the four (4) passenger buggy and then tied to the side of the buggy. Interviews with staff found that the right break on each buggy would not stay in the upright position when not in use and would become disengaged and drop down causing the break to drag on the floor when pushed. This disrepair did not allow the break to be used when the buggy was not moving. An interview with the staff person in charge found that she had been notified the week prior that the right break on each buggy would not stay in the locked position. She stated that the staff person who informed her assured her that another staff person knew how to fix the problem. The staff person in charge stated she did not follow-up to see if the problem was fixed. She added she was not aware that the method used to fix the problem was tying the break in an upright position making it unusable.

Signature of Provider/Representative

Title

Date