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**Adam Mather**  
INSPECTOR GENERAL

**Inspection Report**

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| <b>Provider Name:</b> Pikeville Scholar House Early Childhood Education Center<br><b>Provider Address:</b> 127 Saad Avenue, Pikeville, KY, 41501<br><b>Owner(s):</b> The Pikeville Area Family Ymca, Inc. | <b>Provider Information</b><br><b>Provider Type:</b> LICENSED TYPE I | <b>CLR No:</b> L383202<br><br><b>Capacity:</b> 92<br><b>Director(s):</b> Justice-Fouts, Shelly Lynn |
| <b>Inspection Information</b><br><b>Inspection Type:</b> Investigation<br><b>Date Initiated:</b> 07/07/2017 11:45 AM<br><b>Date Concluded:</b> 07/07/2017 2:00 PM<br><b>No. of Children Present:</b> 50   |                                                                      |                                                                                                     |
| <b>Inspection No:</b> 220909                                                                                                                                                                              |                                                                      |                                                                                                     |

| Inspection Report                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                   |
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| Supervision                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | In Compliance     |
| Staffing Requirements                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | In Compliance     |
| Director Requirements                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Not In Compliance |
| 250 - Staff Management/Policy Development/Supervision                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Not In Compliance |
| <b>922 KAR 2:110. Section 4. Director Requirements and Responsibilities.</b><br><b>(1) Effective with the adoption of this administrative regulation, a director shall:</b><br><b>(e) Manage the staff in their individual job descriptions;</b><br><b>(f) Develop child-care center plans, policies, and procedures;</b><br><b>(g) Supervise staff conduct to ensure implementation of program policies and procedures;</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                   |
| <b>Findings:</b><br>General: Based on review of documentation, the surveyor found that the childcare center director did not supervise staff conduct to ensure implementation of program policies and procedures. On 07/03/17, a two-year-old child repeatedly kicked, hit and threw items at a staff person. The child ran and laid down on the classroom rug. The staff person repositioned the child by picking the child up by one (1) arm. The staff person then swatted the child two (2) times on the side of the leg.<br><br>Review of the childcare center's policy and procedures found the following:<br><br>1. The Pikeville Area Family YMCA Code of Conduct states that "Staff shall not abuse children including: Physical Abuse - strike, spank, slap"...<br><br>2. The Child Abuse Reporting Procedures states, "At no time will the following disciplinary techniques be tolerated: physical punishment, striking, biting, kicking, squeezing, shaming, withholding food or restroom privileges, confining children in small locked rooms or verbal abuse". |                   |

**Inspection Report****Employee Records****Not In Compliance****300 - Background checks/left alone****Not In Compliance****922 KAR 2:090. Section 6. License Issuance.****(5) An individual described in subsection (4) of this subsection shall:****(a) Submit to background checks described in paragraph (b) of this subsection;****(b) May be employed or work with a child on a probationary basis for up to ninety (90) calendar days, pending completion of a:****1. Child abuse or neglect check using the central registry in accordance with 922 KAR 1:470;****2. Criminal records check required by KRS 199.896(19);****3. Criminal records check for any previous state of residence if the person resided outside the state of Kentucky in the last five (5) years; and****4. An address check of the Sex Offender Registry; and****(c) Not be left alone in the presence of a child until copies of the background checks in accordance with paragraph (b) of this subsection have been received by the licensee.****Findings:**

General: Based on review of documentation available at the time of the investigative visit, the surveyor found that a recently hired staff's file contained no verification that a criminal records check or Child Abuse and Neglect background check were submitted for approval. Through interview, the surveyor learned that the staff person had not been alone with the children.

**320 - TB Verification****Not In Compliance****922 KAR 2:110. Section 5. 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 available at the time of the investigative visit, the surveyor found that a recently hired staff's file did not contain a copy of a negative tuberculin result or a statement from a health professional that the individual is free of active tuberculosis. Through interview, the surveyor learned that the staff person was awaiting test results.

**Programming****Not In Compliance****385 - Discipline****Not In Compliance****922 KAR 2:120. Section 2. Child Care Services.****(10) A child shall not be subjected to:****(a) Corporal physical discipline pursuant to KRS 199.896(18);****(b) Loud, profane, threatening, frightening, or abusive language; or****(c) Discipline that is associated with:****1. Rest;****2. Toileting; or****3. Food.****Findings:**

General: Based on review of documentation and interviews, the surveyor found that a two-year-old child was acting out by kicking, hitting and throwing items at a staff person. The staff person pulled the child by her arm and then swatted her twice on the leg. 922 KAR 2:120 states that a child shall not be subjected to corporal physical discipline pursuant to KRS 199.896(18).

Signature of Provider/Representative

Title

Date