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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: YMCA Central Kentucky: Maxwell Elementary	Provider Information Provider Type: LICENSED TYPE I	CLR No: L384216
Provider Address: 301 Woodland Avenue, Lexington, KY, 40508		Capacity: 150
Owner(s): Young Men's Christian Association Of Central Kentucky, Inc.		Director(s): Haury, Kevin

Inspection Type: Renewal Application	Inspection Information	Inspection No: 323106
Date Initiated: 10/26/2022 2:45 PM	Date Concluded: 10/26/2022 4:15 PM	
	No. of Children Present: 124	

Inspection Report	
Background Checks	Not In Compliance
20 - Out of state background checks	Not In Compliance
922 KAR 2:280. Section 5. Checks of Other States. (1) In accordance with 45 C.F.R. 98.43(b)(3), a prospective child care staff member who resides in or has resided in another state within the last five (5) years shall: (a) Request from each state of current or prior residency, in accordance with the state's laws, policies, and procedures, with a courtesy notice to the cabinet: 1. An in-state criminal records check by: a. Means of fingerprints for the state of residence; or b. Any means accepted by a state of prior residency; 2. A check of the state's sex offender registry or repository; and 3. A check of the state-based child abuse and neglect registry and database; and (b) Direct results of the checks required in paragraph (a) of this subsection to the Department for Community Based Services, Division of Child Care, 275 East Main Street, 3C-F, Frankfort, Kentucky 40621, or securely send results to CHFSDCCNBCP@ky.gov. Findings: General: Based on review of documentation, this regulatory requirement was not met. A staff member hired on 8/31/2020, did not have evidence of submission or results of a child abuse and neglect check or a sexual offender registry check on file from New Jersey. The KARES background check indicated that the staff member lived in New Jersey from 2005-2020.	
85 - Employment Status	Not In Compliance
922 KAR 2:280. Section 11. Status of Employment. (1) A child care provider shall maintain the employment or residential status of each child care staff member who has submitted to a fingerprint-based criminal background check by reporting the status using the NBCP Web-based system. Findings: General: Based on review of documentation, this regulatory requirement was not met. None of the staff members were in the KARES background check system under the facility name. The facility did not maintain the status of the employees in the KARES background check system.	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
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 ½) 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 ½) 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, this regulatory requirement was not met. A staff member hired on 2/26/2021, did not complete the fifteen cabinet-approved early care and education training hours. The ECE-TRIS system was reviewed and confirmed this finding.

Programming**In Compliance****Premises****In Compliance****Hygienic Practices****In Compliance****First Aid/Medication****In Compliance****Outdoor Play Area****In Compliance****Equipment****In Compliance****Transportation****Not Applicable****Kitchen Requirements****In Compliance****Food Service****In Compliance****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****Not In Compliance****1310 - Posting Requirements****Not In Compliance****922 KAR 2:090. Section 8. General.****(6) In addition to the posting requirement of KRS 199.898(3), a child-care center shall post the following in a conspicuous place and make available for public inspection:**

- (a) The provider's preliminary or regular license;**
- (b) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year;**
- (c) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year;**
- (d) Information on the Kentucky Consumer Product Safety Program and the program's Web site as specified in KRS 199.897;**
- (e) A description of services provided by the child-care center, including:**
 - 1. Current rates for child care; and**
 - 2. Each service charged separately and in addition to the basic rate for child care;**
- (f) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and**
- (g) Daily planned program.**

Findings:

General: Based on observation, this regulatory requirement was not met. The statement of deficiency and plan of correction from an investigation conducted on 7/14/2022, was not posted for public inspection.

Animals**In Compliance**

Signature of Provider/Representative

Title

Date