

## Statement of Deficiencies

### 7311-A.5: Criminal Record Check

**Not Met**

7311-A.5: A record for each paid and non-paid staff person, including substitutes and foster grandparents shall be on file at the center. Personnel record shall include documentation of a satisfactory criminal record check from Louisiana State Police as required by R.S. 46:51.2. This check shall be obtained prior to the individual being present in the child care facility. No person who has been convicted of, or pled guilty or nolo contendere to any offense included in R.S. 15:587.1, R.S. 14:2, R.S. 15:541 or any offense involving a juvenile victim, shall be eligible to own, operate, and/or be present in any capacity in any licensed child care facility. For any owner or operator, a clear criminal background check in accordance with R.S. 46:51.2 shall be obtained prior to the issuance of a license or approval of a change of ownership. In addition, neither an owner, nor a director, nor a director designee shall have a conviction of, or pled guilty or nolo contendere to any crime in which an act of fraud or intent to defraud is an element of the offense. An individual who applies for a position of supervisory or disciplinary authority over children in a child care facility may provide a certified copy of their criminal background check obtained from the Louisiana Bureau of Criminal Identification and Information Section of the Louisiana State Police. If an individual provides a certified copy of their criminal background check obtained from the Louisiana State Police to the provider, this criminal background check shall be accepted by the department for a period of one year from the date of issuance of the certified copy. A photocopy of the certified copy shall be kept on file at the facility in which the individual is currently employed. However, prior to the one year date of issuance of the certified criminal background check, the provider shall request and obtain a satisfactory criminal check from Louisiana State Police in order for the individual to continue employment at the center. If the clearance is not obtained by the provider prior to the one year date of issuance of the certified criminal background check, the staff person is no longer allowed on the child care premises until a clearance is received.

#### Finding:

\*\*\*\*\*NEW 7311-A.5 Based on record review:

Documentation of a satisfactory criminal record check, as required by Louisiana R.S. 15:587.1, was not available for 1 of 22 staff, prior to the individual (s) being present in the childcare facility. S-7 date of re-hire is ~1-31-12 ~(S-7) was working on the premises on 1-31-12 and 2-1-12, the provider conducted a new criminal clearance for S-7 on 2-1-12 time of survey..

### 7311-B.1: Criminal Record Check-Extracurricular

**Not Met**

7311-B.1: The following information shall be kept on file for independent contractors including therapeutic professionals and extracurricular personnel, e.g. computer instructors, dance instructors, librarians, tumble bus personnel, speech therapists, licensed health care professionals, state-certified teachers employed through a local school board, art instructors, and other outside contractors: Documentation of a satisfactory criminal record check from Louisiana State Police as required by R.S. 46:51.2. This check shall be obtained prior to the individual being present in the child care facility. No person who has been convicted of, or pled guilty or nolo contendere to any offense included in R.S. 15:587.1, R.S. 14:2, R.S. 15:541 or any offense involving a juvenile victim, shall be present in any capacity in any child care facility. Independent contractors, therapeutic professionals, and/or extracurricular personnel may provide a certified copy of their criminal background check obtained from the Bureau of Criminal Identification and Information Section of the Louisiana State Police to the provider prior to being present and working with a child or children at the facility. If an individual provides a certified copy of their criminal background check obtained from the Louisiana State Police to the provider, this criminal background check shall be accepted by the department for a period of one year from the date of issuance of the certified copy. A photocopy of the certified copy shall be kept on file at the facility. Prior to the one year date of issuance of the certified copy, the individual shall request and obtain a current certified copy of their criminal background check obtained from the Louisiana Bureau of Criminal Identification and Information Section of the Louisiana State Police in order to continue providing services to a child or children at the child care facility. If the clearance is not obtained by the provider prior to the one year date of issuance of the certified criminal background check, the individual shall no longer be allowed on the child care premises until a clearance is received. This criminal background check shall be accepted by the department for a period of one year from the date of issuance of the certified copy. A photocopy of the certified copy shall be kept on file at the facility;

#### Finding:

\*\*\*\*\*NEW7311-B.1 Based on observations/record review/interview(s): The Provider did not have documentation of a satisfactory criminal record check, as required by Louisiana R.S. 15:587.1, for extracurricular personnel: Speech Therapists (SP-1, SP-2). The provider failed to have the new portable (Right to Review ) Criminal clearance on file for these two staff. SP-1 was on the premises date of survey.

### 7312-E.1: CPR

**Not Met**

7312-E.1: A minimum of at least 50 percent of all staff on the premises and accessible to the children at all times shall have documentation of current infant/child/adult certification in CPR. Original cards shall be made available upon request. This training shall be approved by the Department of Social Services prior to acceptance.

#### Finding:

\*\*\*\*\*NEW7312-E.1 Based on record review: The Provider did not have documentation that at least fifty percent (50%) of all staff on the premises and accessible to the children have current approved Infant/Child/Adult certification in CPR. 2 of 13 staff on the premises had documentation of this certification..

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### 7312-E.2: CPR - Building

Not Met

7312-E.2: Centers with multiple buildings or floors, however, shall have at least one currently certified staff in approved infant/child/adult CPR in each building and on each floor of the center.

**Finding:**

\*\*\*\*NEW7312-E.2 Based on observations/record review: The Provider has multiple buildings and there was not at least one staff in each building of the center with documentation of current approved Infant/Child/Adult certification in CPR.,

### 7312-E.3: PFA

Not Met

7312-E.3: A minimum of at least 50 percent of all staff on the premises and accessible to children shall have documentation of current pediatric first aid certification. Original cards shall be made available upon request. This certification shall be approved by the Department of Social Services prior to acceptance.

**Finding:**

\*\*\*NEW 7312-E.3 Based on record review: The Provider did not have documentation that at least 50 percent of the staff on the premises and accessible to children at all times has current approved Pediatric First Aid training. 2 of 13 staff had documentation of this certification.

### 7312-E.4: PFA - Buildings

Not Met

7312-E.4: Centers with multiple buildings or floors, however, shall have at least one currently certified staff in approved pediatric first aid in each building and on each floor of the center.

**Finding:**

\*\*\*NEW7312-E.4 Based on record review: The Provider has multiple buildings and there was not at least one staff in each building of the center that has documentation of current approved Pediatric First Aid training.

### 7315-A: Child-to-Staff Ratio

Not Met

7315-A: Child/staff ratios are established to ensure the safety of all children. Only those staff members directly involved in child care and supervision shall be considered in assessing child/staff ratio. Child/staff ratios shall be met at all times as the number of children supervised by one staff person shall not exceed the ratios as indicated below; however, there shall always be a minimum of two child care staff present during hours of operation when children are present:

Ages of Children	Child/Staff Ratio
Infants under 12 months	5:1
One year old	7:1
Two year old	11:1
Three year old	13:1
Four year old	15:1
Five year old	19:1
Six year old and up	23:1

An average of the child/staff ratio may be applied to mixed groups of children ages two, three, four, and five. Ratios for children under two or over five years old are excluded from averaging. When a mixed group includes children less than two years of age, the age of the youngest child determines the ratio for the group to which the youngest child is assigned. When a mixed group includes children both older and younger than six years old and older, the ages of the children less than six determine the ratio for the group. During naptime, required staffing shall be present in the center to satisfy child/staff ratios.

**Finding:**

The Provider did not meet the required child to staff ratio for children of the following ages:

8 children age 1 with 1 staff (S-3). The required ratio for children age One year is 7 children per 1 staff. The provider had a second staff(S-4) that was assigned to this classroom that arrived at 8:48am, specialist observed S-4 arriving in the parking lot at the same time that I arrived 8:45am.

## ***Statement of Deficiencies***

### **7327-A: Locked Harmful Substances and Equipment**

**Not Met**

7327-A: Prescription and over-the-counter medications, poisons, cleaning supplies, harmful chemicals, equipment, tools and any substance with a warning label stating it is harmful or that it should be kept out of the reach of children, shall be locked away from and inaccessible to children. Whether a cabinet or an entire room, the storage area shall be locked.

#### **Finding:**

\*\*\*\*NEW 7327-A Based on observations: Prescription and over-the counter medications, poisons, cleaning supplies, harmful chemicals, equipment, tools, and any substance with a warning label stating it is harmful to or that it should be kept out of the reach of children were not locked away from children as evidenced by ~specialist observed two bottles of lotion and one can of Oust air freshener located on a book shelf in the 2-3yr old classroom, specialist also observed a can of comet cleanser in an unlocked bathroom cabinet in this same classroom..

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