

Statement of Deficiencies

1103-A-E: Critical Incidents and Required Notification

Not Met

1103-A-E: An early learning center shall make immediate notification to emergency personnel, law enforcement as applicable, and other appropriate agencies for the following types of critical incidents involving children in care:

1. death;
 2. serious injury or illness that required medical attention;
 3. reportable infectious diseases and conditions listed in LAC 51.II.105; and
 4. any other significant event relating to the health, safety, or well-being of any child, including but not limited to a lost child, an emergency situation, fire or other structural damage, or closure of the center.
- B. The parent shall be contacted immediately following any immediate notifications made under Subsection A.
- C. The Licensing Division and other appropriate agencies shall be notified via email within 24 hours of the incident.
- D. The Licensing Division shall be notified by written report within 24 hours of the incident or the next business day. This written notification shall be made on the Licensing Division's Critical Incidents Report Form and shall contain all information requested on the form.
- E. Reporting deadlines may be adjusted in the event of a natural catastrophe and/or disaster, as determined by the Department.

Finding:

1103-A-E Based on record review and interviews: S8 failed to notify Licensing Division by written report within 24 hours or by the next business day and other appropriate agencies of the following critical incident: On 1/30/18 at 5:15pm, S3 stated while she was changing another child's diaper, C1 (age 1 year old) was running in the classroom, and ran into the changing table. He hit his eyebrow on the changing table, and sustained a bruised eye with swelling. S3 stated she completed the incident report in the presence of O1 who arrived right after the incident, and before she could call her. S3 and S8 stated that they were informed by O1 that she was taking C1 to the doctor for his eye. S8 stated the day following the incident, O1 came to the center to talk with her and informed her that C1 was taken to the doctor for his eye. S8 stated she was not aware that she needed to report the incident to Licensing because O1 did not take C1 to his pediatrician.

1503-A-C: General Liability Insurance Policy

Not Met

1503-A-C: A. A center shall maintain in force at all times current commercial liability insurance for the operation of the center to ensure medical coverage for children in the event of accident or injury.

- B. A center is responsible for payment of medical expenses of a child injured while in the center's care.
- C. Documentation of commercial liability insurance shall consist of the insurance policy or current binder that includes the name of the early learning center, physical address of the center, name of the insurance company, policy number, period of coverage and explanation of the coverage.

Finding:

1503-B Based on interview: The center was not responsible for payment of medical expenses of a child injured while in the center's care as S8 stated that she did not offer the center's liability insurance to pay medical expenses for C1's eye injury that he sustained at the center on 1/30/18, when she was informed by O1 on 1/31/18, that she took C1 to the doctor for his eye injury on 1/30/18.

1509-A.8. a-b: Behavior Management Policy

Not Met

1509-A.8. a-b: Behavior Management Policy

Each center shall develop and implement a written behavior management policy describing the methods of behavior guidance and management that shall be used at the center.

The behavior management policy shall prohibit children from being subject to any of the following:

- i. physical or corporal punishment which includes but is not limited to yelling, slapping, spanking, yanking, shaking, pinching, exposure to extreme temperatures or other measures producing physical pain, putting anything in the mouth of a child, requiring a child to exercise, or placing a child in an uncomfortable position.
- ii. verbal abuse, which includes but is not limited to using offensive or profane language, telling a child to "shut up", or making derogatory remarks about children or family members of children in the presence of children;
- iii. the threat of a prohibited action even if there is no intent to follow through with the threat;
- iv. being disciplined by another child;
- v. being bullied by another child;
- vi. being deprived of food or beverages;
- vii. being restrained by devices such as high chairs or feeding tables for disciplinary purposes; and
- viii. having active play time withheld for disciplinary purposes, except timeout may be used during active play time for an infraction incurred during the playtime.

Finding:

1509-A.8. a-b Based on interviews: S3, S4 and S6 used a prohibited method of discipline. They stated children age one year old are placed in a high chair during time out.

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1509-A.8.c: Behavior Management Policy - Time Out

Not Met

1509-A.8.c: Time Out

Time out shall not be used for children under age 2.

A time out shall take place within sight of staff.

The length of each time out shall be based on the age of the child and shall not exceed 1 minute per year of age. For children over age six, a time out may be extended beyond 1 minute per year of age, if a signed and dated statement, including a maximum time limit, from the parent granting such permission, is on file at the center.

Finding:

1509-A.8.c Based on interviews: S3, S4 and S6 used a prohibited method of time out. They stated one year old children are subject to time out. S3 stated one year olds who bite are placed in time out for one minute or less. S4 stated the one year olds who are asked multiple times to stop for the same thing are put in time out for a minute or less. Also, S4 stated the one year olds who bite are placed in time out until they calm down.

1707-B.1&2: Required Staffing - Staff in Charge

Not Met

1707-B.1&2: When the director or director designee is not on the premises due to a temporary absence or during night time care hours, there shall be an individual appointed as staff-in-charge.

1. The staff-in-charge shall be at least age 21.

2. The staff-in-charge shall have the authority to respond to emergencies, inspections, parental concerns, and have access to all required information.

Finding:

1707-B.1&2 Based on interviews: When the director is not on the premises due to temporary absence, there was not an individual at least 21 years of age appointed as Staff-in-Charge who is given the authority to respond to emergencies, inspections/inspectors, and parental concerns and have access to all required information. According to S3, S4, S7 and S8, there is no staff in charge at the center from 3:00pm to 6:00pm after S8 leaves at 3:00pm or when S8 is absent from the premises.