

## Statement of Deficiencies

### 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 observations/interview(s): Staff used a prohibited method of discipline as a child was subject to physical punishment. On February 21, 2017 at approximately 2:00 PM, S16 disciplined C1 by physical means as S16 grabbed and held C1 by the arm forcefully as well as pushed C1 in her chest. Specialist observed video surveillance of classroom #2 and found that at 1:51 C1 was walking around a table and S16 grabbed C1 by the arm and pulled her around the table. Specialist observed in the footage that C1 was trying to get away from S16 as after S16 pulled C1 around the table, S16 continued to hold onto C1's arm. Specialist observed C1 trying to get away from S16's hold on her, however, S16 began to push against C1's chest as a means to prevent C1 from walking away. Specialist observed that C1 was holding her hands to her face and rubbing her eyes during this time. Specialist also observed in the video off the same date that at 1:24 PM, a child pulled on S16's arm. When this happened, S16 turned and swung at the child in an effort to hit him; however, the child pulled away and S16 missed him.

### 1711-A-B-D-G: Child to Staff Ratio

Not Met

1711-A-B-D-G. A. Child to staff ratios are established to ensure the safety of all children.

B. Minimum child to staff ratios shall be met at all times.

1. There shall be a minimum of two staff members present at an early learning center when more than one child is present.
2. Only those staff members directly providing care, supervision or guidance to children shall be counted in the child to staff ratios.
- D. Minimum Child to Staff Ratios for Type II and Type III centers:

Ages of Children	Ratio
Infants under 1 year	5:1
1 year	7:1
2 years	11:1
3 years	13:1
4 years	15:1
5 years	19:1
6 years and up	23:1

G. Mixed Age Groups - Minimum Child to Staff Ratios

1. An average of the child to staff ratios may be applied to mixed age groups of children ages 2, 3, 4 and 5
2. Child to staff ratios for children under age two are excluded from averaging.
3. When a mixed age group includes children younger than age two, the age of the youngest child determines the child to staff ratio for the group.
4. An average may be applied to a mixed age group consisting only of children ages 5 and older.

#### Finding:

1711-A-B-D-G Based on observations: Provider failed to ensure that minimum child to staff ratios were met at all times as Specialist reviewed video of the facility from February 21, 2017 in classroom #2 and observed that child to staff ratio was not met at two occurrences. Specialist observed that S16 and S17 were the staff assigned to supervise the children in classroom #2 whose ages ranged from three to five years old. S17 was observed leaving S16 alone with the class for a seven minute interval. S17 exited the room at 1:55 PM leaving S16 alone with 16 children and returned at 2:02 PM.

## ***Statement of Deficiencies***

### **1911-K: Hand Washing**

**Not Met**

1911-K: Staff and children shall wash their hands using soap at least at the following times: upon arrival at the center, before preparing or serving meals, before giving medication, after playing in water used by more than one person, after toileting, after helping a child use a toilet or changing diapers, after wiping noses or cleaning wounds, after handling pets and other animals, after playing in sandboxes, before eating meals or snacks, upon coming in from outdoors, after cleaning or handling garbage and anytime hands become soiled with body fluids, such as urine, saliva, blood or nasal discharge.

#### **Finding:**

1911-K Based on observations: Provider failed to ensure that children wash their hands with soap and water before eating. Specialist reviewed video footage of classroom #2 on February 21, 2017 and observed that staff failed to wash children's hands with soap and water prior to serving them a cupcake for snack.

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