

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 interview(s): A prohibited disciplinary action was taken by staff in the facility as a staff member threatened a child with a prohibited method of discipline even if there was no intent to follow through. S32 stated that on a date in early March (exact date unknown), C3 was using bad language while in care. S32 stated that the assigned staff member did not correct the behavior, so she went to C3 and advised him not to use that word again. S32 stated that C3 said "F*** you" to her. S32 stated that she took C3 aside and explained to him that this language was not acceptable; however, he said it again. S32 stated that she told C3 that if he used this language again, she would wash his mouth out with soap. S32 stated that she touched C3's lips lightly with one finger but never used any soap to wash C3's mouth out. S32 stated that C3 began crying and she comforted him. S32 and S1 each stated that S32 was conferenced for using a prohibited method of discipline and termination will occur if it happens again.

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 interview(s)/record review: The Provider failed to meet the required child to staff ratio for children of the following ages: 29 children age 5 through 11 with 1 staff. The required ratio for children of this age is 23 children per 1 staff person. On March 20, 2017 C1 fell on the monkey bars and hit his head. S11 stated that she took C1 to S1 where she helped to comfort C1 leaving S15 alone on the play yard with 29 children an no additional staff was sent to take her place. Specialist was unable to determine how long S15 was alone with the children on the play yard before S15 returned from assisting with C1.

Statement of Deficiencies

1713-A&B&C: Supervision

Not Met

1713-A&B&C:

A: Children shall be supervised at all times in the center, on the playground, on field trips, on non-vehicular excursions, and during all water activities and water play activities.

B: Children shall not be left alone in any room, (except the restroom as indicated in Subsection G), outdoors, or in vehicles, even momentarily, without staff present.

C: A staff person shall be assigned to supervise specific children whose names and whereabouts that staff person shall know and with whom the staff person shall be physically present. Staff shall be able to state how many children are in their care at all times.

Finding:

1713-A&B&C: Based on interviews: Children were not under supervision at all times as on March 20, 2017 C1 fell on the monkey bars and hit his head causing him to have a gash on the back of his head that required staples in his head. S11 and S15 were the staff responsible for supervision of this group of children at that time. S11 and S15 stated that the children requested to eat lunch outside on this day. S11 stated that she did not see C1 fall as at the time of the incident she was standing near the red picnic table with her back to the monkey bars (area where the injury occurred) assisting children still eating lunch. S15 stated that she did not observe the incident either as she was near the play yard exit near the building assisting children who were eating lunch with second helpings. During this time, S11 and S15 stated that children who had finished eating were allowed to leave the picnic area and go play on the playground equipment which was about 50 feet away. There was no staff present in the area where the children who had finished eating were playing at the time that C1 was injured.

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 and interview: Provider failed to ensure that staff and children washed their hands as required prior to eating and serving snacks to children. Specialist observed S28 seated on a picnic table with a group of children on the play yard on March 23, 2017. S28 was observed serving gummy bears from a large canister to children using her bare hands. Specialist inquired with S28 if she had washed her or the children's hands prior to serving the gummi bears to the children and S28 advised she had not. S2 stated that it is not the center's practice to wash the children's hands prior to serving them gummi bears in this manner. Specialist advised S2 that children must wash their hands prior to eating as well staff prior to serving a snack to the children.

1919-D.3.&4.: Food Service and Nutrition - Reasonable Time and Food Served

Not Met

1919-D.3.&4.:

3. Children shall be allowed a reasonable time to eat each meal and snack. Children shall not be forced to finish all their food.

4. Food shall be given to children on individual plates, napkins, paper towels or in cups, as appropriate.

Finding:

1919-D.3&.4.: Based on observations: Provider failed to ensure that food was given to children on individual plates, napkins, paper towels as appropriate as Specialist observed S28 passing out gummi bears that were not individually wrapped to children from a large canister directly into their hands.