

## Statement of Deficiencies

### 1103.A.-D.: Critical Incidents and Required Notifications

Not Met

1103.A.-D.: 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 department and other appropriate agencies shall be notified via email within 24 hours of the incident.
- D. The department 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 department's Critical Incidents Report Form and shall contain all information requested on the form.

#### Finding:

1103.C. Based on record review/interview(s): S1 failed to notify The Department within 24 hours of the critical incident that occurred on Thursday, 3/28/2019 involving S6 using a prohibited method of discipline on C1 at 11:58am. Review of documentation shows that the critical incident report was submitted to The Department on 4/1/2019 via email at 11:29am. S1 stated he submitted the critical incident report to The Department on Friday, 3/29/2019 via fax, however there is no documentation of the submission. S1 stated he resubmitted the critical incident report on Monday, 4/1/2019 after speaking to someone at The Department who advised him that Child Welfare needed to be contacted.

S1 failed to notify Child Welfare within 24 hours of the critical incident that occurred on Thursday, 3/28/2019 involving S6 using a prohibited method of discipline on C1 at 11:58am. S1 stated he contacted Child Welfare on Monday, 4/1/2019 via phone. Visitor sign in records show that O2, from DCFS, was on premises on 4/8/2019.

Review of documentation shows that S1 reported that the incident occurred on 3/29/2019 at 12:06pm. However based on staff interviews and Specialist's review of video footage, the incident occurred on Thursday, 3/28/2019 at 11:58am. Based on staff interview, S2 was informed by O1 of the critical incident on 3/28/2019 between 3:35pm - 4:00pm. S1 stated he was not present when the incident occurred, however was informed via a phone call from S2 on Thursday, 3/28/2019.

### 1507.A.: Daily Attendance Records - Children

Not Met

1507.A.: A daily attendance record for children shall be maintained that shall:

1. include the child's first and last name, arrival and departure times, and first and last name of person or entity to whom the child is released;
2. accurately reflect children on the center premises at any given time; and
3. be used to sign in and out if a child leaves and returns to the center during the day.

#### Finding:

1507.A. Based on record review: S1's daily attendance record for children did not accurately reflect the children on the child care premises at any given time. Documentation does not include the child's arrival and departure times, and the first and last name of the person to whom the child is released.

- On 4/10/2019, the Specialist observed 98 children present, however 97 children were signed in on the log. Corrected at time of Licensing visit.

- On 4/1/2019, 59 of 119 children did not have documentation of the departure time; 1 of 119 did not have documentation of the arrival time; 57 of 119 did not have documentation of the first and last name of the person to whom the child was released.

- On 4/2/2019, 37 of 107 children did not have documentation of the departure time and the first and last name of the person to whom the child was released.

## ***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.i. Based on record review/interviews: S6 used a prohibited method of discipline on C1 as C1 was subject to corporal punishment. On 3/28/2019 at 11:58am, S6 kicked C1 on the bottom right leg during nap time while C1 was on a cot. S6 was terminated on 3/29/2019 due to using a prohibited method of discipline and not following S1's Behavior Management Policy.

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