

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.A.-D. Based on interview(s) at 10:30 AM, S1 failed to notify the Department and Child Welfare of the following critical incidents: on an unknown date, C1's, age three-years old, parents alleged children were being neglected in the center. S1 stated they said children were being hurt in the center due to inadequate staffing and supervision. O2 also alleged he witnessed S9, being verbally abusive to C1 as she was yelling at him for wetting himself. S1 stated she did not take any action regarding this allegation. C3's, age three-years-old, mother alleged, on an unknown date, that C3 told her S10 grabbed her by the face while disciplining her. S1 stated she investigated this incident and was not able to validate that it occurred. S1 stated she did not report any of these incidents to the Department of Child Welfare because there was no evidence they occurred.

Corrective Action Plan: Effective 4/15/2021, S1 stated she will complete the DCFS Mandated Reporter Training as soon as possible and ensure she reviews the requirements of this regulation to ensure this deficiency is not cited again.

1507.C.: Daily Attendance Records - Independent Contractors

Not Met

1507.C.: Independent Contractors. A daily attendance record for all extracurricular personnel, therapeutic professionals and other independent contractors, to include the first and last name of the contractor, date of visit, arrival and departure times, name of staff member that accompanied contractor, if required, and purpose of the visit.

Finding:

1507.C. Based on observations, interview, and record review at 10:00 AM, the center failed to have an accurate independent contractors' daily attendance record. Specialist observed O5 present in the center; however, he failed to be signed in on the center's independent contractors' daily attendance records.

Effective 4/15/2021, S1 stated she will communicate to O5 that he must sign-in when present in the center and she will follow-up to ensure he does, to ensure this deficiency is not cited again.

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 at 12:30 PM, though the center has a behavior management policy which prohibits the required forms of discipline, S9 used a prohibited method of discipline as she subjected a child to verbal abuse. S9 stated on an unknown date, C1 wet himself and she yelled at him for his actions out of frustration. She stated it is possible she yelled on more than one occasion as C1 would play in the restroom when she directed

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him to use the restroom, then wet himself shortly after. Sometimes, he wet himself purposely and she became frustrated.

Corrective Action Plan: Effective 4/15/2021, S1 stated she will schedule a staff meeting as soon as possible regarding this regulation to ensure this deficiency is not cited again.

1713.E.&F.: Supervision Participation

Not Met

1713.E.&F.:

E: While supervising a group of children, staff shall devote their time to supervising the children, meeting the needs of the children, and participating with them in their activities.

F: Staff duties that include cooking, housekeeping or administrative functions shall not interfere with the supervision of children.

Finding:

1713.E&F: Based on interviews at 10:30 AM, while supervising a group of children, S1 failed to devote her time to the supervision of the children, meeting the needs of the children, and in participation with the children in their activities. S1 stated that due to being short staffed, she has to work in the classrooms at various times. When she works in the one-year-old classroom and needs to go to the office to make phone calls or complete her duties, she places the children (up to 7 depending on the number of children present that day) in a rolling crib and brings them into the office with her while she completes her tasks before going back to the classroom.

Corrective Action Plan: Effective 4/15/2021, S1 stated she is actively trying to hire new staff so that she no longer has to work in the classroom to ensure this regulation is not cited again.

1807.C.: CCCBC-Based Determinations of Eligibility for Visitors and Contractors

Not Met

1807.C.: C. An early learning center shall obtain a CCCBC-based determination of eligibility for child care purposes from the department for each visitor or independent contractor of any kind, and shall have documentation of said determination available at all times for inspection upon request by the licensing division, unless the visitor or independent contractor, other than therapeutic professionals as defined in §103, will be accompanied at all times while at the center when children are present, by an adult staff member who is not being counted in child-to-staff ratios. The center shall have documentation of said determination of eligibility, or documentation of the accompanying staff member, available at all times for inspection upon request by the Licensing Division.

Finding:

1807.C: Based on observations, interview, and record review at 10:00 AM, a CCCBC-based determination of eligibility for child care purposes from the department was not obtained for each independent contractor, prior to the person being present at the center or performing services as evidence by: O5. The Center did not have documentation of the paid, adult staff member not otherwise counted in child to staff ratios who accompanied independent contractor at all times while on the center premises. Documentation did not include the date, arrival time, departure time, language stating that were accompanied by the staff member at all times while on the premises, signature of the contractor, signature of the staff member. Specialist observed O5 walking through the center hallways unaccompanied. S1 stated he was present to fix the center's dishwasher. There was no CCCBC available for O5 and he was not accompanied by a center staff while present in the center.

Corrective Action Plan: Effective 4/15/2021, S1 stated she will look into obtaining a CCCBC for O5; otherwise, he will not be allowed to come into the center without being accompanied by a staff to ensure this deficiency is not cited again.

1915.B.&C.: Health Services - Parental Notification

Not Met

1915.B.&C.:

B. Reporting. Incidents, injuries, accidents, illnesses, and unusual behavior shall be documented and reported to the parent no later than when the child is released to the parent or authorized representative on the day of the occurrence.

C. Immediate Notification. The parent shall be immediately notified in the following circumstances:

1. blood not contained in an adhesive strip;
2. head or neck or eye injury;
3. human bite that breaks the skin;
4. animal bite;
5. impaled object;
6. broken or dislodged teeth;
7. allergic reaction skin changes (e.g. rash, spots, swelling, etc.);
8. unusual breathing;
9. symptoms of dehydration;
10. temperature reading over 101° oral, 102° rectal, or 100° axillary; or
11. injury or illness requiring professional medical attention.

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Finding:

Based on interviews and record review at 12:00 PM, S1 failed to have documentation of immediate notification to the parent when the following occurred to a child: on 12/7/2020, C1 was climbing a rock wall when he slipped and fell, scraping his right cheek at 10:56 AM. His parent was notified at 11:42 AM. Also, on 1/6/2021 at 10:55 AM, C1 was swinging from the mountain equipment and let go after being told to line up. He bumped his chin and landed on his back. S9 checked his jaw, which he said was hurt, and found C1 appeared to be walking fine. His parent was notified at 3:55 PM. On 2/3/2021 at 9:52 AM, C1 was running and ran into another child causing a mark to be left on his right cheek. His parent was notified at 12:14 PM. Specialist also found S1 failed to have documentation of an accident in which C1 went home with a bump on his head. S1 stated she believes C1's bump was caused by him bumping his head on the playground equipment. This was not reported to his parent prior to him being released from care.

Corrective Action Plan: Effective 4/15/2021, S1 stated she will complete a staff re-training regarding this regulation as soon as possible to ensure this deficiency is not cited again.
