

## 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 record review: S1 failed to notify the Department as well as Child Welfare within 24 hours or the next business day of a reportable critical incident. On 4/5/19, S35 observed S44 being aggressive towards children in the two year old classroom. S35 observed S44 pull C1 up by her ponytail to get her to go to the restroom. S35 observed S44 hit C2 on the head with a pencil. S35 then observed S44 grab C1 by the chin/cheeks and lightly slap C1 on the face. S35 immediately reported the incident to the director, S1. S1 did not report the critical incident to the Department and Child Welfare until 4/11/19. S1 and S43 delayed the reporting of the incident to Child Welfare until after they conducted their own investigation. S1 did not immediately report the incident to the parents of C1 and C2, O1 and O2, respectively, until 4/11/19. S1 stated the critical incident was not immediately reported due to their initial focus to terminate S44.

### 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/interview: S44 used a prohibited method of discipline as children were subject to physical punishment. On 4/5/19, S35 observed S44 being aggressive towards children in the two year old classroom. S35 observed S44 pull C1 up by her ponytail to get her to go to the restroom. S35 observed S44 hit C2 on the head with a pencil. S35 then observed S44 grab C1 by the chin/cheeks and lightly slap C1 on the face.

### 1903.E.6.: Outdoor - Crawlspace

Not Met

1903.E.6.: Crawlspace and mechanical, electrical, or other hazardous equipment shall be made inaccessible to children.

#### Finding:

1903.E.6. Based on observations: Electrical or other hazardous equipment is not inaccessible to children as Specialist observed an air conditioning unit window unit in the front window of building #2 (the infant room of S14 and S15) which was accessible to children. Children walk along this corridor in between building #1 and building #2 to access the outdoor play area near the street along Lake Villa Drive. The accessible unit poses an electrical shock hazard if not properly made inaccessible to children. S14 stated the air conditioning unit had probably been there for about two years.

### 1909.G.: Infant - Bibs

Not Met

1909.G.: Bibs shall not be worn by any child while asleep.

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### **Finding:**

1909.G. Based on observations: S3 allowed a bib to be worn by a child while asleep. Specialist observed C3 to be asleep with a bib around the neck during the walk through inspection at 10:05 a.m. on 4/17/19. Corrected by S3 at the time of observation.

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