

Statement of Deficiencies

1103-A-E: Critical Incidents and Required Notification

Not Met

1103-A-E: 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 Licensing Division and other appropriate agencies shall be notified via email within 24 hours of the incident.
- D. The Licensing Division 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 Licensing Division's Critical Incidents Report Form and shall contain all information requested on the form.
- E. Reporting deadlines may be adjusted in the event of a natural catastrophe and/or disaster, as determined by the Department.

Finding:

1103-A-E Based on record review: The provider failed to notify within 24 hours of the incident the Licensing Section and other appropriate agencies of the following critical incident : As evident by on 3/21/2017 at 9:32AM S5 hit C1 on the head with a flag stick twice and slapped C1 in the mouth, then at 9:45AM S5 pulled C1 by the left arm with assistance of S4 pulling on the right arm and dragged C1 into the bathroom and stayed in the bathroom for approximately 2 minutes. Also on 3/21/2017 at 9:39AM S5 hit C2 with a flag stick and hovered over C2 hitting him repeatedly. O2 contacted the head start administrative office on 4/03/2017 alleging S5 abused C2. The provider did not notify licensing and other appropriate agencies until 4/07/2017. According to the head start administration they had prior knowledge of abuse complaints on S5 per email from parents who remained anonymous.

1509-A.1: Child Abuse and Neglect Policy

Not Met

1509-A.1: Child Abuse and Neglect Policy

- a. As mandated reporters, all staff and owners shall report any suspected abuse or neglect of a child to the Louisiana Child Protection Statewide Hotline 1-855-4LA-KIDS (1-855-452-5437);
- b. An early learning center shall not delay the reporting of suspected abuse or neglect to the Child Protection Statewide Hotline in order to conduct an internal investigation to verify the abuse or neglect allegations; and
- c. An early learning center shall not require staff to report suspected abuse or neglect to the center or management prior to reporting it to the Child Protection Statewide Hotline.

Finding:

1509-A.1 Based on observations: Although mandated reporters, staff did not report suspected abuse/neglect of a child to the Child Protection Statewide Hotline as evident by on 3/21/2017 at 9:39 AM S4 witnessed S5 hitting C2 with a wooden flag pole on the left leg and hovering over C2 hitting him.

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: Provider used a prohibited method of discipline as a child was subject to physical punishment, corporal punishment and verbal abuse. As evident by on 3/21/2017 at 9:32AM S5 hit C1 on the head with a flag stick twice and slapped C1 in the mouth, then at

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9:45AM S5 pulled C1 by the left arm with assistance of S4 pulling on the right arm and dragged C1 into the bathroom and stayed in the bathroom for approximately 2 minutes. Also on 3/21/2017 at 9:39AM S5 hit C2 with a flag stick and hovered over C2 hitting him repeatedly.

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 observations: Children were not under supervision at all times as on 3/21/2017 as S5 and S4 both went in the bathroom at 9:33AM and stayed for approximately 1 minute.

1911-I.-J.: Proper Lifting of a Child

Not Met

1911-I.-J.:

I. Staff members shall adhere to proper techniques for lifting a child.

J. Staff members shall not lift a child by one or both arms.

Finding:

1911-I.-J. Based on observations:

Staff did not lift a child using proper lifting techniques, Staff lifted a child using one or both arms. As evident by on 3/21/2017 at 9:45AM S5 pulled C1 by the left arm with assistance of S4 pulling on the right arm and dragged him into the bathroom and stayed in the bathroom for approximately 2 minutes.