

Statement of Deficiencies

1103-A.-D.: Critical Incidents and Required Notification

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 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.

Finding:

1103-A.-D. Based on interview & record review of the following critical incident that occurred on 4/23/18, when S2 observed S9 pulling two children, C1 and C2, down the hallway, by the arm. S1 stated she reviewed video footage and observed S9 leaving the classroom, dragging C1 by the arm with the other children walking with them. S1 stated S9 could also be seen, in the video footage, lifting C1 up by the arms into the air and picking him up. The Provider failed to immediately notify the parents of C1 and C2 and Child Welfare within 24 hours. S1 stated she had not contacted the parents of the children involved. S1 stated she had not contacted Child Welfare because she was unaware that she needed to do so. The Provider contacted Child Welfare and attempted to contact C1's mother prior to Specialist's departure.

Specialist reviewed the video footage and observed S9 dragging one male child, C1, by the arm, then both arms at 12:24 pm. S9 is then observed pulling C1 up by both arms, lifts him up and places him on her hip. C2 was also observed in the video footage crawling on the hallway floor and S9 can be observed pulling C2 up by the arm off the floor and dragging her down the hall at 12:25pm.

The Provider's notification on the critical incident form failed to include the following requested information: name of the child(ren) involved in the incident, name of parent notified, date of notification, time of notification, and signature of staff notifying parent.

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, record review, & interview: On 4/23/18, S9 used a prohibited method of discipline as the Specialists observed on center video footage, C1 being pulled by the arm, lifted up by both wrists, picked up, and dragged down the hall by S9. C2 was also observed crawling on the floor, then being pulled up off the hallway floor and dragged down the hall toward the restroom by S9. S1 stated she would be observing S9's class through the week and retrain S9 on the center's positive discipline from the employee's class dimension guide.