

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-C: Based on interviews/record review, center staff failed to notify C1's parent immediately and Child Welfare within 24 hours of a Critical incident that occurred on 4/19/18 @ 8:30am. S17 was observed grabbing/jerking C1's arm aggressively, placing C1 against the wall. S11 stated she witnessed this at 8:30am. S1 stated she observed the incident on video at approximately 10:30am on 4/19/18 after being advised about this incident by S11. According to the Critical Incident report S1 notified O1 at 1:00pm on 4/19/18 and Child Welfare on 4/23/18.

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 on 5/1/2018, the daily attendance log for children did not include the time of arrival of each child as LS observed in S8's classroom, 1 out of 7 arrival times for children present was not documented. S8 was able to verify C2 as the child's information that was omitted. Also in S13 and S14's classroom 1 out of 14 arrival times for children present was not documented as C3's information was omitted. Staff was able to verify C3 as present during the center visit.

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 interview(s)/record review, S17 used a prohibited method of discipline as interviewees stated that at approximately 8:30 am on 4/19/18, S17 was supervising children in a classroom with another staff member and was witnessed/observed on video grabbing/jerking C1 (age 2 yrs old) by her right forearm in an aggressive manner. Interviewees also stated that S17 was observed yelling at the children in the classroom on the day of

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the incident. S17 stated the incident occurred between 8:00 am - 8:30 am. S17 stated the children had finished their breakfast and were cleaning up. S17 stated that C1 was throwing away her plate and that she was taking too long, so S17 took the plate from her and threw it in the trash can. S17 stated this made C1 upset and she hit the trash can and attempted to hit another child. S17 stated that at that time she reached out, and she grabbed C1 (2-year-old) by her forearm and separated her from the other child. S17 stated she was unsure if it was the right or left forearm. S17 stated C1 was standing away from the wall and that she grabbed C1's arm and moved her to the wall. S17 stated she did not place C1 in time out, but wanted to give C1 space from the other child. S17 stated that at no time did C1's feet lift from the floor. S17 stated that she did not yank C1, but she did "move her with some pace." S17 stated there was no red mark or bruises due to her grabbing C1's arm.

Based on record review on 5/1/18, LS observed the center also failed to have the following prohibited forms of punishment within the center's behavior management policy:

- 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.

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 interview(s) on 5/1/18 and 5/2/18, staff did not lift a child using proper lifting techniques as interviewee(s) stated that on 4/19/18, S17 was observed yanking C1 (age 2 yrs old) by her right forearm, lifting her, and placing her against the wall in an aggressive manner.
