

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. a child left unsupervised for any amount of time;
 4. use of prohibited behavior management as described in § 1509.A.8.b;
 5. allegations or suspicion of child abuse or neglect by center staff;
 6. an accident involving the transportation of children; or
 7. 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 LDE and other appropriate agencies, such as DCFS, LDH and the Office of State Fire Marshal, as applicable, 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.C. Based on record review on at 12:15 p.m., S1 failed to notify the Department and other appropriate agencies within 24 hours of the critical incident of 4/7/2022. S1 failed to immediately notify the Department and DCFS/Child Welfare within 24 hours of the following critical incident : On 4/7/2022 at 10:15 a.m., O1 reported to S1 of observing the teachers in the room, S13 and S6, giving minimal supervision to the children. O1 reported observing S6 holding one child, name and age unknown, female, by the tops of her arms, face to face, and fussed harshly in her face. S1 stated she was not aware of the need to report this immediately as a report to the Department and DCFS/Child Welfare. S1 reported the incident to Child Welfare during the visit of 5/3/2022.

Corrective Action Plan - Effective 5/3/2022, S1 stated she will report any critical incident involving a child in a possible abuse/neglect situation to the Department an DCFS, whereby Child Welfare visits the center to investigate allegations, to ensure compliance with this regulation.

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 record review/interview(s)/video review at 11:37 a.m. , S1 failed to ensure staff lifted a child using proper lifting techniques. S6 lifted a child using both arms as follows:

- On 4/7/2022 at 10:02 a.m., S6 picked up C1, a one-year-old child by the arms to remove him from a toy box.
- On 4/7/2022 at 10:02 a.m., S6 picked up C2, a one-year-old child by the arms to remove her from a toy box.

Corrective Action Plan - Effective 5/3/2022, S1 stated she will conduct additional training with all staff working utilize proper lifting techniques whereby staff pick up the children by their torso, and not arms, to ensure compliance with this regulation.