

## 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/interview(s): There was no documentation that Child Welfare was not notified within 24 hours of the critical incident of S5 scratching C1 on the neck on 05/03/2019. S1 stated she called Child Welfare, but is not sure of the date or time and is waiting on Child Welfare to contact her back.

### 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 record review/interview: S5 used a prohibited method of discipline on 05/03/2019 as she chased and grabbed C1 by the neck resulting in visible scratches (marks) being left on C1's neck.

### 1807.B.: CCCBC-Based Determinations of Eligibility for Volunteers and Staff

Not Met

1807.B.: B. Volunteers and Staff. An early learning center shall obtain a CCCBC-based determination of eligibility for child care purposes from the department for each volunteer, staff member, or employee of any kind, and shall have documentation of said determination available at all times for inspection upon request by the Licensing Division.

#### Finding:

1807.B. Based on record review/interview(s): A CCCBC-based determination of eligibility for child care purposes from the department was not obtained for each S2, S5 and S7, prior to the person being present at the center or performing services.

- S7's date of hire, according to documentation is 10/02/2017. A request for S7's CCCBC was submitted on 02/12/2019. S7's status came back as eligible on 02/14/2019. According to S1, there was no break in S7's employment.

- S5's hire date, according to documentation and staff attendance log, was 02/11/2019. A request for S5's CCCBC was submitted on 04/10/2019. S5's status came back as eligible on 04/23/2019. According to the staff attendance log, S5 has worked in the center from 02/11/2019 to the date of termination, 05/03/2019.

- S2 did not have a documented date of hire. According to staff attendance logs, S2 has worked in the center since August 2019 with no break in service. S2 left premises during the licensing visit at 1:00pm.