

## 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): on 7/7/20, S1 failed to immediately notify the parents of the following critical incident: S4 stated on the morning of 6/19/2020, she heard some fussing in S4's class and peeked in to see if she was alright. Later, she watched video from the time frame and observed S12 lift C1, C2, C3 and C4 by one arm at various points in the day, handle the children aggressively, and slam her hands down on the table aggressively in front of C4. The critical incident form documented parents of C1 (age 2), C2 (age 1), C3 (age 2), and C4 (age 1) were notified between 4:00 PM and 7:30 PM on 6/19/2020. S1 and S4 stated the delay in notification was due to them trying to watch more of the video to verify more of what happened.

Corrective Action Plan: Effective 7/7/2020, S1 stated she will schedule a meeting as soon as possible to discuss these requirements with all staff to ensure this deficiency is not cited again.

### 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, and observations on 7/7/2020, S12 used a prohibited method of discipline as she subjected children to physical punishment, corporal punishment, and threats of a prohibited action. Specialist reviewed video footage from 6/19/2020, and observed the following:

10:44 AM- S12 picks C1 up by one arm, moves him to another spot, and aggressively sits him on his bottom.

10:45 AM- S12 picks C4 up aggressively and carries her to the opposite side of the room by one arm as a result of C1 pushing a book on the floor and crying.

10:46 AM- S12 leans down to C3 and scratches or pokes her arm causing C3 to get into the fetal position and cry on the floor. S12 then picks C3 up by one arm and carries her across the room.

11:47- S12 walks over to C4 who is sitting at the table alone crying, slams both hands on the table in close proximity to C4, and leans in as she speaks to her.

11:47- S12 walks away from C4, grabs C1 by one arm and pulls him around a shelf. She places him on the floor on his hands and knees apparently in an effort to force him to clean up toys. She lightly kicks toys on the floor towards him in this position.

11:49- S12 lifts C3 by one arm and carries her across the room to the wall.

S4 stated she noticed fussing in the classroom and became concerned. She reviewed video of this time frame at about 1:00 PM and became aware of what was happening. S12 was removed from the classroom and terminated the same day.

## ***Statement of Deficiencies***

Corrective Action Plan: Effective 7/7/2020, S1 stated she had a meeting with all staff on 7/2/2020, regarding behavior management to ensure this deficiency is not cited again.

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