

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.B.C.D.: Critical Incidents and Required Notifications: Based on record review/interview(s): During a visit in the Center on 7/9/19 at 10:00am, Specialist interviewed S9 and was told that S11 reported to her on 6/26/19 at 8:00pm, that on 6/20/19 at 8:00am, S12 slapped and yanked C1's (age 11 months) left arm. S9 stated that S11 also reported that on 6/21/19 at 2:20pm, S12 forcefully pushed C2's (age 4) head. Specialist reviewed the Critical Incident Report submitted to the Department on 7/2/19 at 11:17am and determined S1 failed to immediately notify the Parent(s), and failed to notify Child-Welfare, and the Department within 24 hours of knowledge of the incidents. According to the Center's signed Incident Report(s), O1 (C1's Mother) was notified on 7/1/19 at 4:50pm and O2 (C2's Mother) was notified on 7/1/19 at 4:45pm. The Critical Incident Report documents Child Welfare was notified on 7/2/19 at 8:41am.

1509.A.1.: Child Abuse and Neglect Policy

Not Met

1509.A.1.: Child Abuse and Neglect Policy

- a. As mandated reporters, all staff and owners shall report any suspected abuse or neglect of a child to the Louisiana Child Protection Statewide Hotline 1-855-4LA-KIDS (1-855-452-5437);
- b. An early learning center shall not delay the reporting of suspected abuse or neglect to the Child Protection Statewide Hotline in order to conduct an internal investigation to verify the abuse or neglect allegations; and
- c. An early learning center shall not require staff to report suspected abuse or neglect to the center or management prior to reporting it to the Child Protection Statewide Hotline.

Finding:

1509.A.1.: Child Abuse and Neglect Policy: Based on record review/interview(s): During a visit in the Center on 7/9/19 at 2:15pm, Specialist reviewed a Critical Incident Report that states on 6/20/19, S11 observed S12 slap and yank C1's (11 months) left arm. The report also states that on 6/21/19, S7 and S11 observed S12 "forcefully push" C2's (age 4) head towards the wall. S11 reported both incidents to S9 on 6/26/19, and although a mandated reporter, failed to make an immediate report to the Child Protection Statewide Hotline. The Critical Incident documents that a report was provided to the Child Protection Statewide Hotline on 7/2/19 at 8:41am. During an interview with S1 and S9 on 7/9/19, at 10:30am, Specialist was informed that they completed an internal investigation to ensure the report provided by S11 was not "hearsay" and therefore did not submit a report to the Statewide Child Protection Hotline at the time of original notification by S11 on 6/26/19.

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.

Statement of Deficiencies

Finding:

1509.A.8.a&b.: Behavior Management Policy: Based on record review/interview(s): During a visit in the Center on 7/9/19 at 11:30am, Specialist reviewed S12's personnel file, which included a separation notice, and observed S12 was discharged on 7/1/19 for "breaking discipline protocol". S9 stated S11 reported to her on 6/26/19 that on 6/20/19, she observed S12 use a prohibited method of discipline by slapping and yanking the left arm of C1, age 11 months. On 6/26/19, S11 also reported to S9 that on 6/21/19, S12 "forcefully pushed C2's (age 4) head".
