

## 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.4.C.D Based on interview(s)/record review at 1:30p.m. on 7/12/2021, S1 failed to notify the Department and Child Welfare within 24 hours of the following incident: On 07/2/2021, O1 contacted S1 and alleged S1 bit C1's, 4-year-old, finger on 7/2/2021. On 07/7/2021, O1 contacted S1 again and alleged S2 hit C1. S1 stated that she was not aware that she had to report these allegations because O1 did not say anything else to her about the incidents.

Corrective Action Plan: Effective 7/12/2021, S1 stated that she will review the critical incident regulation by 7/23/2021 and ensure that all allegations of abuse and neglect are reported to the Department and Child Welfare timely to ensure that this deficiency is not re-cited.

### 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:

1509A.8. a.&b.: Based on observation at approximately 1:30p.m. on 7/12/2021, although the center developed and implemented a written behavior management policy it failed to include:

- i. physical punishment which includes but is not limited to slapping, spanking, yanking, shaking, exposure to extreme temperatures or other measures producing physical pain, putting anything in the mouth of a child, or requiring a child to exercise.
- 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;
- v. being bullied by another child;
- 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.

S1 stated she will review and re-write the center's behavior management policy by 7/23/2021, to ensure it includes the requirements of Bulletin 137.

On 7/12/2021, S1, date of hire 4/14/2014, used a prohibited method of discipline of threats of a prohibited action. S1 stated C1 bit another child on the ankle as they walked by his cot. S1 stated she redirected C1 and asked him how he would feel if she bit him.

Corrective Action Plan: Effective 7/12/2021, S1 will review all policies monthly to ensure they meet the requirements of Bulletin 137, to ensure that this deficiency is not re-cited.

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### 1713.A.&B.&C.: Supervision

Not Met

1713.A.&B.&C.: A: Children shall be supervised at all times in the center, on the playground, on field trips, on non-vehicular excursions, and during all water activities and water play activities.

B: Children shall not be left alone in any room, (except the restroom as indicated in Subsection G of this Section or when being provided services by therapeutic professionals, as defined in §103), outdoors, or in vehicles, even momentarily, without staff present.

C: A staff person shall be assigned to supervise specific children whose names and whereabouts that staff person shall know and with whom the staff person shall be physically present. Staff shall be able to state how many children are in their care at all times.

#### Finding:

1713.A.&B.: Based on observation at approximately 1:00 p.m. on 7/12/2021, 15 children, ages 3-4-years-old were not under supervision at all times. Upon opening the door of the center, Specialist observed the children asleep on their cots without an adult present. S2 and S4 were in their classrooms seated behind half walls and did not have visual access to the 15 children ages 3-4-years-old. S3 came out of the restroom and corrected the supervision issue prior to Specialist's departure.

Corrective Action Plan: Effective 7/12/2021, S1 will retrain S3 on the importance of ensuring that children are supervised at all times by 7/23/2021, to ensure that this deficiency is not re-cited.

### 1907.E.2.: Cribs Free of Toys and Other Soft or Loose Bedding

Not Met

1907.E.2.: Cribs shall be free of toys and other soft or loose bedding, including comforters, blankets, sheets, bumper pads, pillows, stuffed animals and wedges when the child is in the crib.

#### Finding:

1907.E.2. Based on observations at approximately 1:15p.m. on 7/12/2021, the center's cribs failed to be free of soft or loose bedding while a child was occupying the crib. C3 was asleep in his crib with a loose blue blank in the crib over him. S5 removed the blanket from C3's crib prior to the Specialist leaving the room.

Corrective Action Plan: Effective 7/12/2021, S1 will retrain S5 on the importance of ensuring that toys and loose bedding are not in cribs that are occupied by children by 7/23/2021, to ensure that this deficiency is not re-cited.

### 1909.G.: Infant - Bibs

Not Met

1909.G.: Bibs shall not be worn by any child while asleep.

#### Finding:

1909.G. Based on observations at approximately 1:15 p.m. on 7/12/2021, S5 allowed a bib to be worn by a child while asleep. Upon walk through of S5's classroom, Specialist observed C4 was asleep in her crib wearing a gray and blue bib. S5 removed the bib from C4's neck prior to the Specialist leaving the room.

Corrective Action Plan: Effective 7/12/2021, S1 will retrain S5 on the importance of ensuring that bibs are not being worn by sleeping children by 7/23/2021 to ensure that this deficiency is not re-cited.

### 1915.B.&C.: Health Services - Parental Notification

Not Met

1915.B.&C.:

B. Reporting. Incidents, injuries, accidents, illnesses, and unusual behavior shall be documented and reported to the parent no later than when the child is released to the parent or authorized representative on the day of the occurrence.

C. Immediate Notification. The parent shall be immediately notified in the following circumstances:

1. blood not contained in an adhesive strip;
2. head or neck or eye injury;
3. human bite that breaks the skin;
4. animal bite;
5. impaled object;
6. broken or dislodged teeth;
7. allergic reaction skin changes (e.g. rash, spots, swelling, etc.);
8. unusual breathing;
9. symptoms of dehydration;
10. temperature reading over 101° oral, 102° rectal, or 100° axillary; or
11. injury or illness requiring professional medical attention.

## ***Statement of Deficiencies***

**Finding:**

1915.B&C.: Based on observation at approximately 1:30 p.m. on 7/12/2021, S1 failed to have documentation of incidents and unusual behaviors for C1. S1 and S2 stated that C1 has behaviors of cursing at staff, kicking, pushing and biting other children. Both S1 and S2 said that they have not documented C1's behaviors because they would be writing reports all day. This could not be corrected at the time of inspection.

Corrective Action Plan: Effective 7/12/2021, S1 will retain all staff to ensure that all incidents, accidents, injuries, illnesses and unusual behaviors are documented and reported to the parents of children timely by 7/23/2021, to ensure that this deficiency is not re-cited.

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