

Statement of Deficiencies

7303-F: Required Notification

Not Met

7303-F: Within 24 hours or the next workday, the director shall notify the Bureau of the following reportable incidents. A verbal report is to be followed by a written report:

1. any death of a child while in the care of the provider;
2. any illness or injury requiring hospitalization or professional medical attention other than first aid of a child while in the care of the provider;
3. any fire;
4. any structural disaster;
5. any emergency situation that requires temporarily relocating children;
6. any unusual situation which affects the care of a child or children, e.g. child left unsupervised in the center, on the van, in play yard, on field trip, extended loss of power, water service, gas, etc.; or
7. any child leaving the center unsupervised or with an unauthorized person.

Finding:

7303-F Based on Interview(s): Within 24 hours or the next workday, the director did not notify the Bureau of the following reportable incident: - Any unusual situation which affects the care of a child or children. The provider had an employee that filed a complaint against a former employee (O-2), according to the complaint the employee reported that she observed O-2 inappropriately removing a child from a water table (C-1) by her arm. The provider failed to document the date that the employee reported the incident. A verbal report was not followed by a written report.

7306-F: Discipline

Not Met

7306-F: The provider shall establish a policy in regard to methods of discipline. Any form of punishment that violates the spirit of this standard of discipline, even though it may not be specifically mentioned as forbidden, is prohibited. This written posted policy shall clearly state ALL types of positive discipline that are used and that the following methods of discipline are prohibited:

- No child shall be subject to physical punishment, corporal punishment, verbal abuse or threats.
- Cruel, severe, unusual, or unnecessary punishment shall not be inflicted upon children.
- Derogatory remarks shall not be made in the presence of children about family members of children in care or about the children themselves
- No child or group of children shall be allowed to discipline another child.
- When a child is removed from the group for disciplinary reasons, he shall never be out of sight of a staff member.
- No child shall be deprived of meals or snacks or any part thereof for disciplinary reasons.

Finding:

7306-F Based on record review/interview(s):

Provider used a prohibited method of discipline as ~a child (C-1) was subject to cruel and unnecessary punishment, the provider had an incident occur in the facility in which a staff observed a former employee of inappropriately removing a child from a water table by her arm, the employee reported the incident to S-1. Specialist was unable to determine the exact date of the incident because the provider (S-1) failed to document the date of the incident.

7311-A.5: Criminal Record Check

Not Met

7311-A.5: A record for each paid and non-paid staff person, including substitutes and foster grandparents shall be on file at the center. Personnel record shall include documentation of a satisfactory criminal record check from Louisiana State Police as required by R.S. 46:51.2. This check shall be obtained prior to the individual being present in the child care facility. No person who has been convicted of, or pled guilty or nolo contendere to any offense included in R.S. 15:587.1, R.S. 14:2, R.S. 15:541 or any offense involving a juvenile victim, shall be eligible to own, operate, and/or be present in any capacity in any licensed child care facility. For any owner or operator, a clear criminal background check in accordance with R.S. 46:51.2 shall be obtained prior to the issuance of a license or approval of a change of ownership. In addition, neither an owner, nor a director, nor a director designee shall have a conviction of, or pled guilty or nolo contendere to any crime in which an act of fraud or intent to defraud is an element of the offense. An individual who applies for a position of supervisory or disciplinary authority over children in a child care facility may provide a certified copy of their criminal background check obtained from the Louisiana Bureau of Criminal Identification and Information Section of the Louisiana State Police. If an individual provides a certified copy of their criminal background check obtained from the Louisiana State Police to the provider, this criminal background check shall be accepted by the department for a period of one year from the date of issuance of the certified copy. A photocopy of the certified copy shall be kept on file at the facility in which the individual is currently employed. However, prior to the one year date of issuance of the certified criminal background check, the provider shall request and obtain a satisfactory criminal check from Louisiana State Police in order for the individual to continue employment at the center. If the clearance is not obtained by the provider prior to the one year date of issuance of the certified criminal background check, the staff person is no longer allowed on the child care premises until a clearance is received.

Finding:

7311-A.5 Based on observations/record review/interview(s): Documentation of a satisfactory criminal record check, as required by Louisiana R.S. 15:587.1, was not available for ~1 of ~9 staff, prior to the individual(s) being present in the childcare facility. ~S-4 date of hire is 5-4-12. ~S-4~ was working on the premises on ~5-4-12.; The date of S-4's CBC was 5-9-12.

Statement of Deficiencies

7315-B: Child-to-Staff Ratio for Field Trips and Non-Vehicular Excursions

Not Met

7315-B: Child/staff ratio plus one additional adult shall be met for all field trips and non-vehicular excursions.

Finding:

7315-B Based on record review/interview(s):

Although child/staff ratio was met, the provider did not have one additional adult present on the ~non-vehicular excursions~ taken from May 28, 2012 through July 16, 2012 ~. Children ages 3-7 years old~ were on the field trips.

7319-D: Posted Menu

Not Met

7319-D: Current weekly menus for meals and snacks listing specific food items served shall be prominently posted. Menu substitutions shall be recorded on or near the posted menu.

Finding:

7319-D Based on record review/interview(s):

Menu substitutions were not recorded on or near the posted menu as ~evidenced by specialist observed that the provider failed to list the specific food items that were to be served to the children on July 17, 2012, the menu only listed that left overs were to be served for the lunch meal on this date. The provider listed the exact food items that were served on July 17, 2012 time of survey.

7321-K: Incidents and Accidents

Not Met

7321-K: Incidents, injuries and accidents shall be documented. Documentation shall include name of child, date and time of incident, location where incident took place, description of how incident occurred, part of body involved, and actions taken. Documentation of all incidents/injuries/accidents shall include time of parental notification and signature of person notifying the parent. The parent or designated person shall be notified immediately in the following situations:

- blood not contained in an adhesive strip;
- head injury;
- human bite which breaks the skin;
- any animal bite;
- an impaled object;
- broken or dislodged teeth; or
- any injury requiring professional medical attention.

Finding:

7321-K Based on observations/record review/interview(s):

The provider did not have documentation of an incident in which an employee reported to S-1 that she observed a former employee of inappropriately removing a child by the arm while she was at a water table, specialist was unable to determine the exact date of the incident because the provider failed to document the date of the incident. Specialist observed that S-1 placed a note on O-2 annual review that an employee brought this incident to her attention and she addressed the incident with O-2 at her evaluation that was signed by O-2 on 4-11-12;

The Provider did not have documentation of immediate notification to the parent or designated person when the following occurred to a child: ~An employee reported to S-1 that she observed O-2 inappropriately removing a child (C-1) that was standing by a water table by her arm. Incident occurred at ~unknown time~ on unknown date~ and the parent was never notified.

7325-G: Equipment in Good Repair

Not Met

7325-G: All play equipment and equipment necessary for the operation of the center shall be maintained in good repair.

Finding:

7325-G Based on observations/interview(s): The provider did not maintain play equipment and equipment necessary for the operation of the center in good repair as ~evidenced by the provider has a green wooden picnic table located on their play yard that has wood damage to the top of the table in 5 locations, the top needs to be replaced, the provider also has a water leak in the 1-2 year old classroom, specialist observed that the provider has a piece of plastic draped across the section of the ceiling to catch the leaking water. The provider indicated that they have placed an order to have the roof leak repaired.

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7329-B: Record of Non-Vehicular Excursions

Not Met

7329-B: The provider shall maintain a record of all non-vehicular excursions activities to include date, time, list of children, staff, and other adults, and type of activity.

Finding:

7329-B Based on observations/record review/interview(s):

The Provider did not maintain a record of all non-vehicular excursion activities. Specialist learned that the provider has been having one staff escort a group of 4-7 children ages 3-5years old to the YMCA which is located next door to the facility for swimming lessons. The provider stated that the center has been walking the children 4 times per week to the YMCA from May 28, 2012 through July 16, 2012 without completing a non vehicular form when the children were escorted from the premises to the YMCA. On date of survey the provider had two staff walk the children to the YMCA and they completed a non vehicular form on this date (7-17-12).
