

## Statement of Deficiencies

### 1507.A.: Daily Attendance Records - Children

Not Met

1507.A.: A daily attendance record for children shall be maintained that shall:

1. include the child's first and last name, arrival and departure times, and first and last name of person or entity to whom the child is released;
2. accurately reflect children on the center premises at any given time; and
3. be used to sign in and out if a child leaves and returns to the center during the day.

#### Finding:

1507.A. Based on review of records, the daily attendance log for children failed to include the time departure of each child and the name of the person to whom the child was released. Specialist reviewed records from 7/10/2023, until present, and verified that the departure times were not documented 5 times and the name of the person to whom the child was released was not documented 1 time.

Corrective Action Plan: Effective 7/19/2023, S1 stated she will review with review documentation of attendance with all staff and also physically review the attendance logs daily to ensure compliance with this regulation.

### 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 interviews at 12:25 p.m., although the center has a behavior management policy, C1 (1-year-old) was subjected to corporal punishment. Specialist determined the following occurred:

- On 3/8/2023 at approximately 10:50 a.m., C1 threw her milk cup on the floor. S25 (DOH on 3/13/2020) picked up the cup of milk, swatted C1 on the foot, and gave the cup back to her. C1 threw the cup a second time. S25 pushed C1's high chair back roughly and swatted her twice on the foot.

S25 is no longer employed at the center as of 3/9/2023.

CORRECTIVE ACTION PLAN: Effective 7/19/2023, S1 stated that she re-trained all staff on behavior management policy on 3/9/2023 to ensure compliance with this regulation.

### 1807.C.: CCCBC-Based Determinations of Eligibility for Visitors and Contractors

Not Met

1807.C.: C. An early learning center shall obtain a CCCBC-based determination of eligibility for child care purposes from the department for each visitor or independent contractor of any kind, and shall have documentation of said determination available at all times for inspection upon request by the licensing division, unless the visitor or independent contractor, other than therapeutic professionals as defined in §103, will be accompanied at all times while at the center when children are present, by an adult staff member who is not being counted in child-to-staff ratios. The center shall have documentation of said determination of eligibility, or documentation of the accompanying staff member, available at all times for inspection upon request by the Licensing Division.

#### Finding:

1807.C. Based on record review at 10:00 a.m., S1 failed to obtain a CCCBC-based determination of eligibility for child care purposes from the department for each independent contractor prior to the person being present at the center or performing services. Specialist observed O2, O3, O4 present in the center without a CCCBC-based determination of eligibility or being accompanied by an adult staff member not otherwise counted in child to staff ratios.

## ***Statement of Deficiencies***

CORRECTIVE ACTIVE PLAN: Effective 7/19/2023, S1 will ensure all church staff obtain a CCCBC-based determination of eligibility to ensure compliance with this regulation. She will also designate an adult staff member not otherwise counted in child to staff ratios to accompany independent contractors who do not have a CCCBC-based determination of eligibility.

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