

## Statement of Deficiencies

### 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 observations, interviews, and record review, although center policy prohibits physical punishment, S3 used a prohibited method of discipline as children were subjected to physical punishment. Specialist observed surveillance video from 7/28/2020. In it, Specialist observed S3 twice lift C1, a one-year-old, by his upper right arm, put him on his mat, and push him, face down, to the mat by his upper back, all with force. She also grabbed C1 by his right arm, lifting him off the floor, and forcefully place him on his bottom on a mat. Specialist observed S3 grab C2, a one-year-old, by his upper arms and toss him, face down, onto his mat. This was done as result of the children not remaining on their mats. S3 was terminated on 7/28/2020.

Corrective Action Plan: Effective 8/4/2020, S1 and S2 stated a re-training was held with all staff on 7/31/2020 regarding this regulation to ensure this deficiency is not cited again.