

## 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.: Critical Incidents and Required Notifications: Based on record review/interview(s) at 11:35 a.m., S1 failed to immediately notify the parents of the following critical incident: On 7/26/2021 at 3:50 p.m., S2 used a prohibited method of discipline when she used a cardboard book to hit C1 (one-year-old), C2 (one-year-old), and C3's (two-year-old) right cheek after she yelled at them to, "Stop." S1 notified the parents the following day, 7/27/2021. O1 was notified in-person at 8:35 a.m., O2 was notified in-person at 8:37 a.m., and O3 by telephone at 10:10 a.m.

Corrective Action Plan: Effective 8/4/2021, S1 stated she will review Critical Incidents and reporting will all staff-in-charge, so that procedures are followed in timely manner. She will also have all staff complete and provide documentation that the DCFS Child Welfare Mandated Reporter Training was completed no later than 8/31/2021, to ensure this deficiency is not recited.

### 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.b.: Behavior Management Policy: Based on record review/interview(s) at 10:30 a.m., although the center has a behavior management policy that prohibits corporal punishment, S2 used this prohibited method of discipline. On 7/26/2021 at 3:50 p.m., S14 observed S2 (DOH: 10/21/2020) yell stop to C1 (one-year-old), C2 (one-year-old), and C3 (two-year-old), before using a cardboard book, to hit each of their right cheeks, and telling them, "That wouldn't have happened if y'all would have listened." S2 was terminated on 7/27/2021.

Corrective Action Plan: Effective 8/4/2021, S1 printed the center's behavior management and time out policy, and all staff signed and dated a review was completed. S1 stated she will have all staff complete and provide documentation that the DCFS Child Welfare Mandated Reporter Training was completed no later than 8/31/2021, to ensure this deficiency is not recited.