

Statement of Deficiencies

1103-A-E: Critical Incidents and Required Notification

Not Met

1103-A-E: 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 Licensing Division and other appropriate agencies shall be notified via email within 24 hours of the incident.
- D. The Licensing Division 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 Licensing Division's Critical Incidents Report Form and shall contain all information requested on the form.
- E. Reporting deadlines may be adjusted in the event of a natural catastrophe and/or disaster, as determined by the Department.

Finding:

1103-A.4. & B. Based on interview/record review: The provider failed to notify within 24 hours of the incident to the Licensing Section and other appropriate agencies of the following critical incident : On 8/11/17, C1 left the day care premises unsupervised for 25 minutes while under the supervision of S2. C1 was unaccounted for from 8:30 a.m. until she was returned to the center by O2 at 8:55 a.m., after being found four blocks away from the center by two gentlemen. The provider failed to immediately notify the Parent of the following critical incident: On 8/11/17, C1 left the day care premises unsupervised for 25 minutes. C1 was first known to be unaccounted for at approximately 8:30 a.m. and O1 was not notified until 9:26 a.m. S1 stated she was unaware of the requirement to report a critical incident. S1 also stated she consulted with a director at another licensed day care center about reporting this incident. S1 stated she was told since the child was attending a summer camp and not the day care, she would not have to report it to LDOE/Licensing.

1501-A: Operations

Not Met

1501-A: A center shall operate within the licensed capacity, age range, hours of operation and other specific services designated on its license.

Finding:

1501-A. Based on interviews/record review: S1 failed to operate within the licensed age range. The center is licensed to care for children ages 18 months to three years old. S1 failed to notify the Licensing Section when the center began caring for children ages four to six years old. S1 stated they have always provided before and after care for children ages four to six years old since the facility was licensed in 2013 and since the facility opened in 1978.

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 record review: A daily attendance record failed to be maintained for C1 from 8/10-11/17.

1515.A.1: Child Records and Cumulative Files

Not Met

1515.A.1: A cumulative file shall be maintained on each child that shall include the following records:

1. An information form signed and dated by the parent and updated as changes occur, that contains:
 - a. name of child, date of birth, sex, date of admission;
 - b. name of parents and the home address of both child and parents;
 - c. phone numbers where parents may be reached while child is in care;
 - d. name and phone number of person to contact in an emergency if parents cannot be located promptly;
 - e. name and telephone number of child's physician, if applicable;
 - f. name and telephone number of the child's dentist, if applicable;
 - g. any special concerns, including but not limited to allergies, chronic illnesses, and any special needs of the child, if applicable;

Finding:

1515.A.1 Based on record review: A cumulative file failed to be maintained for C1 who attended the center 8/10-11/17.

Statement of Deficiencies

1711-A-B-D-G: Child to Staff Ratio

Not Met

1711-A-B-D-G: A. Child to staff ratios are established to ensure the safety of all children.

B. Minimum child to staff ratios shall be met at all times.

1. There shall be a minimum of two staff members present at an early learning center when more than one child is present.
 2. Only those staff members directly providing care, supervision or guidance to children shall be counted in the child to staff ratios.
- D. Minimum Child to Staff Ratios for Type II and Type III centers:

Ages of Children	Ratio
Infants under 1 year	5:1
1 year	7:1
2 years	11:1
3 years	13:1
4 years	15:1
5 years	19:1
6 years and up	23:1

G. Mixed Age Groups - Minimum Child to Staff Ratios

1. An average of the child to staff ratios may be applied to mixed age groups of children ages 2, 3, 4 and 5
2. Child to staff ratios for children under age two are excluded from averaging.
3. When a mixed age group includes children younger than age two, the age of the youngest child determines the child to staff ratio for the group.
4. An average may be applied to a mixed age group consisting only of children ages 5 and older.

Finding:

1711-A. & B.1. Based on record review: There failed to be a minimum of two staff present at the early learning center when more than one child was present on 8/11/17. S2 was the only staff present supervising 9 children ages two through six years (4- two years olds, 1- three year old, 2- four year old, 1- five year old, and 1- six year old) from 8:10am until 8:30am when a second staff arrived.

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 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.&C. Based on record review/interviews: Based on interviews: S2 failed to supervise C1 at all times on 8/11/17, when C1 who is 3 years old was found unsupervised by two men on Maple Street in New Orleans, LA and taken approximately an additional two blocks to the New Orleans Ballet School. O2, the owner of the New Orleans Ballet School, returned C1 to the center about 8:55 a.m.

1907-E.1: Playpens or Cribs with Mesh sides

Not Met

1907-E.1: Children are prohibited from sleeping in playpens or cribs with mesh sides.

Finding:

1907-E.1. Based on observation: The Provider allowed children to sleep in playpens, cribs with mesh sides as evidenced by a child was observed sleeping in playpens with mesh sides. Specialist observed C2 to be asleep during naptime in a play pen with mesh sides.