

Statement of Deficiencies

1509.A.8.a.&b.: Behavior Management Policy

Not Met

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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 record review at 3:50pm on 09/30/19, the Provider developed and implemented a behavior management policy, however, S2 and S3 used a prohibited method of discipline as a child was subjected to physical punishment as S2 was observed on video dated 09/30/19, thumping C1 on the head after he was observed hitting another child. S3 was observed on video dated 09/30/19, tapping C1 on the head with a thin red booklet. S1 stated that she has scheduled a staff meeting with all staff and will cover behavior management on 10/04/19. She also plans to meet with both S2 and S3 individually.

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 & D Based on interviews/record review on 09/30/19, ratio was not met at all times as at 7:49 am while S2 and S3 were supervising 19 children ages 2, 3, and 4 years of age, S2 left out of the room and returned around 7:51 am. S2 stated that she does not recall her reason for leaving the room. S3 confirmed that S2 left out of the room, but did not know the reason.

Also ratio was observed not to be met from 8:00 am to 8:06 am as S2 and S3 were assigned to supervising 32 children ages 2, 3, and 4 years. Based on a combined average ratio for this group the ratio was 13 to 1. One additional staff member was needed to meet ratio. At 8:03 am S4 arrived at the center and joined S2 and S3 in the room at 8:06 am. Ratio was corrected at this time.

Statement of Deficiencies

1713.E.&F.: Supervision Participation

Not Met

1713.E.&F.:

E: While supervising a group of children, staff shall devote their time to supervising the children, meeting the needs of the children, and participating with them in their activities.

F: Staff duties that include cooking, housekeeping or administrative functions shall not interfere with the supervision of children.

Finding:

1713E &F Based on record review on 09/30/19, while supervising a group of children, childcare staff did not devote their time to supervision of the children, meeting the needs of the children, and in participation with the children in their activities; staff (S3) was observed on video dated 09/30/19 at 7:49 am sitting at a desk completing paperwork while the children were all to play freely in the room. During this time two children could be observed fighting in a corner of the room. S3 looked up from her paperwork after the children been fighting for 13 seconds and said something. The children continued to fight for 21 more seconds before S3 got up to separate them. At the time of the incident there was no other staff present as S2 was observed on video leaving the room at 7:49 am prior to the incident.
