

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.A, C-D. Based on record review/interview at 10:00 am: S1 failed to notify within 24 hours of the incident the Department and Child Welfare of the following critical incident : On 9/17/19, an incident occurred at approximately 9:20 am, regarding C1, age 2, who was in the classroom being supervised by S33 and S34. S33 began collecting toys, C1 did not give S33 her toy and began running away from S33. S33 then reached out and grabbed C1 by the hair, pulling the child back from running to retrieve the toy. S1 submitted a critical incident report to the Department on 9/23/19 and reported the incident to Child Welfare during the visit on 10/1/19.

1509.A.1.: Child Abuse and Neglect Policy

Not Met

1509.A.1.: Child Abuse and Neglect Policy

- a. As mandated reporters, all staff and owners shall report any suspected abuse or neglect of a child to the Louisiana Child Protection Statewide Hotline 1-855-4LA-KIDS (1-855-452-5437);
- b. An early learning center shall not delay the reporting of suspected abuse or neglect to the Child Protection Statewide Hotline in order to conduct an internal investigation to verify the abuse or neglect allegations; and
- c. An early learning center shall not require staff to report suspected abuse or neglect to the center or management prior to reporting it to the Child Protection Statewide Hotline.

Finding:

1509.A.1. Based on interview/record review: The center was delayed in reporting an incident of suspected abuse to the Child Protection Statewide Hotline in order to conduct an internal investigation to verify the abuse allegations. The Specialist observed S1 contact Child Welfare on 10/1/19 at 11:45am during the visit, regarding an incident that occurred on 9/17/19, regarding S33 grabbing C1 by the hair, while trying to retrieve a bean bag toy from the child. S1 stated she was unaware that she needed to contact Child Welfare about the incident.

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 record review/interview/observation: S33 used a prohibited method of discipline as on 9/17/19, at approximately 9:35 am, and incident occurred, in which C1, age 2, was in the classroom being supervised by S33 and S34. S33 began collecting bean bag toys and C1 did not give S33 her bean bag toy. C1 began running away from S33; S33 then grabbed C1 by the hair and pulled the child back towards her and retrieved the bean bag toy.