

## 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.-D. Based on record review/interview(s): While interviewing S1 on 10/8/19 at 11:30am, S1 failed to notify within 24 hours of the incident Child Welfare of the following critical incident : On 10/4/19, C1 and C2 left the playground through an unlocked gate and was seen by S11 and S13 through the window in the classroom. S11 ran out of the building to get C1 and C2 and brought them back inside of the center. S1 stated that she forgot to contact Child Welfare. Child Welfare was notified on 10/8/19 while Specialist was in the center. In addition, S1 notified O2 and O3 of the incident, however, S1 did not inform O2 and O3 that C2 was found across the street. Child Welfare was notified on 10/8/19 while Specialist was in the center

### 1711.A.&B.&F.&G.: Child to Staff Ratio

Not Met

#### 1711.A.&B.&F.&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.
- F. Minimum Child to Staff Ratios for Type I centers:

Ages of Children	Ratio			
Infants under 1 year	6:1			
1 year		8:1	2 years	12:1
3 years	14:1			
4 years	16:1			
5 years	20:1			
6 years and up		25:1		

#### 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-G: Based on Observations/interviews: During Specialist visit on 10/8/19 at 1:00pm, Specialist reviewed video footage and observed that on 10/4/19 at approximately 11:45am, the center failed to meet the required child to staff ratio for children on the playground of the following ages: 17 children ages 2-3 with 1 staff. The required ratio for children of this age is 12 children per 1 staff person. At 11:50am, S11 gathered the children on the play yard and took inside and returned S8 her children. Ratio was met at that time.

### 1713.A.-C.: Supervision

Not Met

- 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 of this Section 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: On 10/8/19 at 1pm, C1 and C2 were not under supervision at all times. Specialist observed video

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footage that showed on 10/4/19 at approximately 11:50am, C1 and C2 left the playground through an unlocked gate. S8 left her class in the care of S11 on the playground while she went inside to change a child's diaper. At approximately 11:50.06am, C2 opens the gate, walks out, and C1 follows her. S11 was sitting at a table and did not see C1 and C2 leave the playground. At 11:50.14am, S11 gathers the rest of the children and walks into the building. The children were unsupervised for an unspecified amount of time. Per S11, S8 and S11 received a verbal warning.

### 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:

1713.E.&F.: Based on Observations/interviews: On 10/8/19 at 1pm, while S11 was supervising a group of children on 10/4/19, she failed to devote her time to supervision of the children, meeting the needs of the children, and in participation with the children in their activities; staff was observed on the center's video footage sitting at table not paying attention to all of the children on the playground.

### 1903.E.5.: Outdoor - Enclosed

**Not Met**

1903.E.5.: Outdoor play space shall be enclosed with a permanent fence or other permanent barrier in a manner that protects children from traffic hazards, prevents children from leaving the premises without proper supervision, and prevents contact with animals or unauthorized persons.

#### Finding:

1903.E.5. Based on observations/interview(s): On 10/8/19 at 1pm, Specialist reviewed video footage and observed that though the outdoor play space was enclosed by a permanent fence, the gate failed to be enclosed in a manner that protects children from traffic hazards, prevents children from leaving the premises without proper supervision, and prevents contact with animals or unauthorized persons. Specialist reviewed video footage from 10/4/19 at 1pm observed a gate on the play yard's lock was not properly placed on the gate which allowed C1 and C2 to open the gate and leave the premises. S1 stated that someone placed the lock through the wrong hole on the fence.