

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 interview/record review at approximately 2:00 PM on 10/27/2020, S1 and S48 failed to notify the Department and Child Welfare within 24 hours of 01/28/2020 when she was notified by S47 that C1, age 4-years-old, had been grabbed by the right arm and flipped the opposite way of her cot by S50. S1 also failed to contact O1 immediately upon receiving information that S50 allegedly grabbed and flipped C1. Per S1's statement, she did not report the incident involving C1 to Licensing, Child Welfare, or O1 due to her asking S47 to write a statement regarding the alleged incident and never receiving one.

Corrective Action Plan: Effective 11/20/2020, S1, Site Supervisor, stated that she will review the critical incidents and required notifications licensing regulation with all staff upon return from the center's holiday break on 11/30/2020 to ensure that all incidents are reported to the appropriate agencies timely.

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.a-b. Based on interviews/record review at 1:00 PM on 10/27/2020, although there was a Child Abuse and Neglect policy, S1 failed to ensure the policy was followed on 1/22/2020 and 1/28/2020 as she, S47, and S48 are all mandated reporters and neither staff reported the suspected abuse of C1 to the Child Protection Hotline. S47 stated she witnessed S50 grab C1, 4-years-old, by the right arm and flipped her off her cot the opposite way. S47 stated she reported it to S1, Site Supervisor, on 1/22/2020. S1 stated S47 informed her of the alleged incident on 01/28/2020; however, she did not report the incident to the Child Protection Hotline because S47 did not write a statement regarding the alleged incident. S48 stated she became aware of the allegation on an unknown date and concluded the allegation to be true after watching video footage; however, she never reported the allegation to the Child Protection Hotline.

Corrective Action Plan: Effective 11/20/2020, S1, Site Supervisor, stated that she would review the center's child abuse and neglect policy with all staff upon return from the center's holiday break on 11/30/2020 to ensure that suspected abuse and neglect is reported timely.

Statement of Deficiencies

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 interview/record review on 10/27/2020 at approximately 2:30 PM, although there was a behavior management policy, S50 failed to ensure that the policy was followed as she yanked C1, a 4-year-old, by her right arm and flipped her the opposite way on her cot. Per S47's statement, she observed S50 yank C1 off her cot on 1/22/2020. Per S48's statement, she observed S50 yank C1 off her cot on 2/26/2020 when she reviewed the center's video footage dated 1/22/2020. Per S50's separation letter dated 02/28/2020, she was terminated on 02/26/2020 regarding the alleged incident.

Corrective Action Plan: Effective 11/20/2020, S1, Site Supervisor, stated that she would schedule a training for all staff with the Disability and Mental Health Manager upon return from the center's holiday break on 11/30/2020 to discuss proper behavior management methods and prohibited behavior management to ensure the center is not recited in the future.

1911.I.&J.: Proper Lifting of a Child

Not Met

1911.I.&J.: I. Staff members shall adhere to proper techniques for lifting a child.

J. Staff members shall not lift a child by one or both arms.

Finding:

911.I.&J.: Based on record review/interview on 10/27/2020 at approximately 2:30 PM, S50 failed to adhere to proper techniques for lifting a child. Per S48's statement, she observed S50 yank C1 by her right arm during nap time on 01/22/2020 during her observation of the center's camera footage on 02/26/2020. S48 stated she terminated S50 immediately.

Corrective Action Plan: Effective 11/20/2020, S1, Site Supervisor, stated that she will schedule a training for all staff with the Program Director and Disabilities and Health Manager upon return from the center's holiday break on 11/30/2020 to discuss proper lifting techniques of a child to ensure the center is not recited in the future.
