

## 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 12:00 PM on 12/9/2020, S1 and S2 failed to notify the Department and Child Welfare within 24 hours of 11/19/2020 when S2 discovered that S10 appeared to have bitten C1, age 1-years-old, on the left hand. S2 also failed to contact O1 immediately upon discovering that S10 appeared to have bitten C1 on her left hand. Per S2's statement, she did not report the incident involving C1 to Child Welfare because she was not aware that she had too. S1 stated she did not report to Child Welfare due to S2 handling the incident and she was not aware S2 did not report it.

Corrective Action Plan: Effective 12/17/2020, S1, Director, stated that she will review the critical incidents and required notifications and licensing regulation with all staff including S2 in a staff meeting to be held on 12/18/2020.

### 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:

11103.A & C&D. Based on interview/record review at approximately 12:00 PM on 12/9/2020, S1 and S2 failed to notify the Department and Child Welfare within 24 hours of 11/19/2020 when S2 discovered that S10 appeared to have bitten C1, age 1-years-old, on the left hand. S2 also failed to contact O1 immediately upon discovering that S10 appeared to have bitten C1 on her left hand. Per S2's statement, she did not report the incident involving C1 to Child Welfare because she was not aware that she had too. S1 stated she did not report to Child Welfare due to S2 handling the incident and she was not aware S2 did not report it.

Corrective Action Plan: Effective 12/17/2020, S1, Director, stated that she will review the critical incidents and required notifications and licensing regulation with all staff including S2 in a staff meeting to be held on 12/18/2020.

### 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.

## ***Statement of Deficiencies***

**Finding:**

1509.A.8.a&b: Based on interview/record review on 12/09/2020 at approximately 2:30 PM, although the center's behavior management policy prohibits physical or corporal punishment, S10 failed to ensure that the policy was followed as she was observed on video footage grabbing C1, age one, by the left arm and appearing to pull C1's hand to her mouth after C1 and C2 were at a table grabbing for the same toy. Per S2's statement, she discovered the incident on 11/19/2020 when she reviewed the center's video footage dated 11/18/2020. Per S10's staff information record, she was terminated on 11/19/2020 for cruel and unusual punishment to a child.

Corrective Action Plan: Effective 12/17/2020, S1, Director, stated that she would review the center's behavior management policy with all staff in a staff meeting that will be held on 12/18/2020.

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