

Statement of Deficiencies

1103-A-E: Critical Incidents and Required Notification

Not Met

1103-A-E: 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 Licensing Division and other appropriate agencies shall be notified via email within 24 hours of the incident.
- D. The Licensing Division 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 Licensing Division's Critical Incidents Report Form and shall contain all information requested on the form.
- E. Reporting deadlines may be adjusted in the event of a natural catastrophe and/or disaster, as determined by the Department.

Finding:

1103-A-D: Based on interview(s)/ record review: Center stadd failed to notify C1's parent immediately, Division of Licensing and Child Welfare via email and written report within 24 hours of the Critical Incident that occurred on 12/06/2017 at 12:00pm. On 12/06/2017, C1 (19 months old) was subject to inappropriate discipline by S19. S19 lifted C1 off her cot while sleeping by grabbing C1's forearm (between the wrist and elbow; uncertain which arm), lifted her up off the cot, placed C1 on her hip with C1's head in front and feet behind S19 (holding horizontally) and left the classroom. S19 brought C1 to S12's office where she yelled, spoke harshly to C1 about biting and as documented in S19's reprimand dated 12/11/2017, and tried to get C1 to bite herself repeatedly. S1 stated she was called by S12 on 12/06/2017 and told about the incident. S1 reprimanded S19 on 12/11/17. S1 stated, on 12/15/2017, a child welfare worker came to the day care center and advised of a report alleging abuse and/or neglect of C1 by S19. S1 stated on 12/15/2017, she completed an accident form and emailed it to the Division of Licensing, contacted O1 and advised her of the incident that occurred on 12/06/2017 and that Child Welfare was now involved. The written notification was not documented on the Licensing Division's Critical Incidents Report Form and failed to include if notification was made to emergency personnel and/or law enforcement, if child welfare was contacted, and if licensing was contacted.

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.i,ii,iii: Based on interview(s)/record review: S19 used a prohibited method of discipline as C1 (19 months old) was subject to physical punishment, verbal abuse and threat of an intended action even if there is no intent to follow through with the threat. Interviews indicate, on 12/06/2017, S19 lifted C1 off her cot while sleeping by grabbing C1's forearm (between the wrist and elbow; uncertain which arm), lift her up off the cot, placed C1 on her hip with C1's head in front and feet behind S19 (holding horizontally) and left the classroom. S19 brought C1 to S12's office where she yelled, spoke harshly to C1 about biting. S19's written reprimand dated 12/11/2017 documented S19 also tried to repeatedly get C1 to bite herself. Incident/ Injury/Accident/Illness/Behavior Report form completed on 12/15/2017, documented that on 12/6/2017 at 12:00pm S19 picked up C1 by the arm instead of around the ribs under the arm, used harsh tones telling C1 it's not nice to bite and held her arm by her mouth saying would you like to bite yourself. S19 was sent home for the remainder of the day due to S19 appearing stressed and unable to handle her emotions with the children.