



Division of Child Care & Early Childhood Education
P.O. Box 1437, Slot S140, Little Rock, AR 72203-1437
P: 501.682.8590 F: 501.683.6060 TDD: 501.682.1550

Notice of Serious Incident

Date of Incident: 7/11/2022

Date Received by DCCECE: 8/11/2022

Facility Name: Millcreek of Arkansas PRTF

Facility Number: 233

Facility Type: Residential

Incident Type: Dual

Report Description: Location: Millcreek of Arkansas - Pebble Creek - PRTF. Incident happened 7/11/22. Allegation: [REDACTED] reported that during the initiation of a physical restraint, he was dropped, hitting his head on the ground. He indicated that staff member [REDACTED] dropped him. RN assessment: Full range of motion to all extremities, knot to back of head, skin intact, no vision issues, speech clear. [REDACTED] denies the allegation and states that the restraint was a necessary means of preventing self-injurious behavior and stopping a further escalation of peers by the patient. At the initiation of the restraint, [REDACTED] was physically aggressive towards staff members, punching [REDACTED] in the stomach. A second staff member confirms the events as reported by [REDACTED]. 6 additional patient witnesses were interviewed. Each reported that [REDACTED] was punching [REDACTED] and struggling against him as the physical restraint was initiated. 3 patients indicated that they saw [REDACTED] head hit the ground, but [REDACTED] was not attempting to harm [REDACTED] Risk Management Chris Butler stated that he was made aware of this allegation 8/10/22 and it was called into the [REDACTED] and reported to Licensing Unit 8/11/22.

Interim Action Narrative: Staff placed on leave pending investigation.

Maltreatment Narrative: Resident alleges staff slammed him to the floor during a restraint that caused him to hit his head on the floor. Referral # [REDACTED]

Licensing Narrative: Facility visited 8/18/22. Census: 167 Witness statements from [REDACTED] and [REDACTED] reviewed. [REDACTED] interviewed. [REDACTED] stated that herself, [REDACTED] and [REDACTED] initiated hold for [REDACTED]. [REDACTED] stated that at no time did [REDACTED]'s head hit the ground during the restraint. [REDACTED] interviewed. [REDACTED] stated that he was messing with a soap dispenser then flicking light in hallway off and on. [REDACTED] stated that [REDACTED] (determined to be [REDACTED]), then escorted him away from the light switch. [REDACTED] stated that he attempted to get [REDACTED] to stop escorting him at which time [REDACTED] "slammed" him and he hit his head on the ground. When asked [REDACTED] reported that two other staff assisted in restraint. [REDACTED] stated that he did not remember their names. Clients [REDACTED] and [REDACTED] from Pebble Creek interviewed. Clients [REDACTED] and [REDACTED] stated they had seen the incident in question. [REDACTED] and [REDACTED] both indicated that [REDACTED] was hitting [REDACTED] and that [REDACTED] put [REDACTED] in a restraint. [REDACTED] and [REDACTED] stated that they did not see [REDACTED]'s head hit the floor. Client [REDACTED] stated that [REDACTED] lifted [REDACTED] up in the air and slammed [REDACTED] into the floor headfirst. No definitive evidence from today's visits nor witness statements warrant a citation regarding this incident at this time. Licensing informed that the maltreatment investigation was closed as unsubstantiated. Licensing complaint is unfounded.



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521 Visit Compliance Report

Licensee: Millcreek of Arkansas PRTF

Facility Number: 233

Licensee Address: 1828 INDUSTRIAL DRIVE
FORDYCE AR 71742

Licensing Specialist: Clayton DeBoer

Person In Charge: Chris Butler

Record Visit Date: 8/18/2022

Home Visit Date: 8/18/2022

Purpose of Visit: Complaint Visit

Regulations Out of Compliance:

Regulation Number: 1. 110. 9

Regulation Description: Any owner/operator, employee, foster parent, or volunteer in a child welfare agency shall immediately notify the Child Abuse Hotline if he or she has reasonable cause to suspect that a child has been subjected to child maltreatment, died as a result of child maltreatment or if they observe a child being subjected to conditions or circumstances that would reasonably result in child maltreatment.

Findings Description:

Action Due Date:

Action Due Description:

Comply Date:

Sub Regulation Description:

Regulations Needing Technical Assistance:

Regulation Not Applicable:

Regulations Not Correctable:

Narrative:

Risk Management Chris Butler stated that he was made aware of this allegation 8/10/22 and it was called into the [REDACTED] and reported to Licensing Unit 8/11/22.

Facility visited 8/18/22. Census: 167

Witness statements from [REDACTED] and [REDACTED] reviewed. [REDACTED] interviewed. [REDACTED] stated that herself, [REDACTED] and [REDACTED] initiated hold for [REDACTED]. [REDACTED] stated that at no time did [REDACTED] head hit the ground during the restraint. [REDACTED] interviewed. [REDACTED] stated that he was messing with a soap dispenser then flicking light in hallway off and on. [REDACTED] stated that [REDACTED] (determined to be [REDACTED]), then escorted him away from the light switch. [REDACTED] stated that he attempted to get [REDACTED] to stop escorting him at which time [REDACTED] "slammed" him and he hit his head on the ground. When asked [REDACTED] reported that two other staff assisted in restraint. [REDACTED] stated that he did not remember their names.

Clients [REDACTED], [REDACTED] and [REDACTED] from Pebble Creek interviewed. Clients [REDACTED] and [REDACTED] stated they had seen the incident in question. [REDACTED] and [REDACTED] both indicated that [REDACTED] was hitting "[REDACTED]" and that [REDACTED] put [REDACTED] in a restraint. [REDACTED] and [REDACTED] stated that they did not see [REDACTED] head hit the floor. Client [REDACTED] stated that "[REDACTED]" lifted [REDACTED] up in the air and slammed [REDACTED] into the floor headfirst.

No definitive evidence from today's visits nor witness statements warrant a citation regarding this incident at this time.

Provider Comments:

While we respect the position of Licensing Standard 110.9a, we were operating under the definition of "reasonable cause". Reasonable Cause is defined as 'after examining the facts of a situation, people with similar training and experience would suspect abuse.' The expectation of immediately reporting does not allow us to determine if there is "reasonable cause" to suspect that child maltreatment occurred.

CCL Staff Signature :

Date: 8/18/2022

Provider Signature :

Date: 8/18/2022