

STATE OF MICHIGAN
DEPARTMENT OF HUMAN SERVICES
BUREAU OF CHILDREN AND ADULT LICENSING

In the matter of

License #: DF820357759
SIR #: 2015D0913008

Tawana Mason

Pursuant to the Child Protection Law, MCL 722.627(2),
the information contained in this Notice of Intent is CONFIDENTIAL.

ORDER OF SUMMARY SUSPENSION
AND AMENDED NOTICE OF INTENT TO REVOKE
CERTIFICATE OF REGISTRATION

The Michigan Department of Human Services, by Jerry Hendrick, Director, Child Care Licensing Division, Bureau of Children and Adult Licensing, Orders the Summary Suspension and provides amended notice of the intent to revoke the certificate of registration of Registrant, Tawana Mason, to operate a family child care home pursuant to the authority of the Child Care Organizations Act, 1973 PA 116, as amended, MCL 722.111 et seq., for the following reasons:

1. On or about June 3, 2014, Registrant was issued a license to operate a family child care home with a registered capacity of six at 15828 Fairfield Street, Detroit, Michigan 48238.
2. Between December 14, 2014, and December 15, 2014, the Registrant provided overnight care to Child A (Male, DOB: 08/02/05), Child B (Male, DOB: 10/22/06), and Child C (Female, DOB: 11/03/07). The Registrant failed to adhere to child care licensing rules regarding overnight care. The Registrant had Children A, B,

and C sleep on cots in child care area located in the basement of the home. The Registrant did not sleep on the basement level with Child A, Child B and Child C. The children remained unsupervised in the basement during the overnight hours of December 14, 2014:

3. During the morning hours of December 15, 2014, the Registrant went downstairs to the basement level and woke up Child A, Child B and Child C. The Registrant instructed the children to clean up the child care area. The Registrant began yelling and cursing at the children when they did not move quickly. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Child A proceeded to walk away from the Registrant's home. Child A was not wearing shoes during this time period.

4. On December 15, 2014, after Child A walked away from the Registrant's home, Juan Mason, the Registrant's husband, drove his vehicle to Child A's location. Child A got into the car and was transported back to the child care home. Child A remained unattended in Mr. Mason's vehicle while his siblings finished cleaning the child care area. During this time period, Mr. Mason contacted Child A's mother and informed her that she needed to pick up her children. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

5. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6. On December 18, 2014, and January 7, 2015, Licensing Consultant Jacquelin Windham conducted inspections of the Registrant's child care home. Ms. Windham found that the Registrant failed to maintain her home in a clean and safe condition, as evidenced by the following:

- a. On December 18, 2014, and January 7, 2015, the living room and dining room of the home had an excessive amount of clutter. There was clothing, paperwork, empty containers and other household items strewn about the two rooms.
- b. On December 18, 2014, the kitchen countertop and stove were covered with dirty dishes. The kitchen sink was also filled with used dishes.
- c. On December 18, 2014, the carpeting in the child care area was covered with an excessive amount of crumbs and lint.
- d. On December 18, 2014, the floor in the child care area was covered with toys and trash. The area was cluttered to an extent that it posed a tripping hazard.

- e. On December 18, 2014, the trash cans in the kitchen and bathroom were overflowing.
- f. On January 7, 2015, Ms. Windham observed several puddles of urine on a diaper pad that was placed on top of the Registrant's changing table. The Registrant informed Ms. Windham that the cat must have urinated on the diaper pad.
- g. On January 7, 2015, the multipurpose table in the child use area was soiled and stained with old food.
- h. On January 7, 2015, the countertop used for child care food preparation was cluttered with paperwork, food wrappers and other household items.
- i. On January 7, 2015, Ms. Windham observed a live cockroach near the bookcase in the child use area.

7. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

8. This ORDER OF SUMMARY SUSPENSION AND AMENDED NOTICE OF INTENT TO REVOKE license replaces the ORDER OF SUMMARY SUSPENSION AND NOTICE OF INTENT TO REVOKE issued on January 16, 2015.

COUNT I

The conduct of the Registrant, as set forth in paragraphs 2 through 6 above, evidences a violation of:

R400.1902

Caregiver and child care home family.

- (2) An applicant or the caregiver shall be of responsible character and shall be suitable and able to meet the needs of children and provide for their care, supervision, and protection.

COUNT II

The conduct of the Registrant, as set forth in paragraphs 2 through 5 above, evidences a violation of:

R400.1911

Supervision.

- (1) The caregiver shall assure appropriate care and supervision of children at all times.

COUNT III

The conduct of the Registrant, as set forth in paragraphs 3 through 5 above, evidences a violation of:

R400.1913

Discipline and child handling.

- (3) Caregiving staff shall not do any of the following:
- (a) Hit, spank, shake, bite, pinch, or inflict other forms of corporal punishment.
 - (c) Inflict mental or emotional stress, such as humiliating, shaming, threatening a child, or using derogatory remarks.

COUNT IV

The conduct of the Registrant, as set forth in paragraph 2 above, evidences a violation of:

- R400.1916** **Bedding and sleeping equipment.**
(13) If nighttime care is provided, then children shall sleep in age appropriate cribs and beds.

COUNT V

The conduct of the Registrant, as set forth in paragraph 2 above, evidences a violation of:

- R400.1922** **Nighttime care.**
(2) If the caregiving staff and children in care are sleeping, then at least 1 caregiving staff shall be on the same floor level as the sleeping children.

COUNT VI

The conduct of Registrant, as set forth in paragraph 6 above, evidences a violation of:

- R400.1932** **Home maintenance and safety.**
(1) The structure, premises, and furnishings of a child care home shall be in good repair and maintained in a clean, safe, and comfortable condition.

COUNT VII

The conduct of Registrant, as set forth in paragraph 7 above, evidences a violation of:

MCL 722.119 Child care organization; presence of certain individuals prohibited; conditions; unsupervised contact by certain individuals prohibited; conditions; documentation that individuals not named in central registry; policy regarding supervision of volunteers; children's camps or campsites. (3) . . . If an updated central registry clearance documents that a licensee, registrant, adult household member, licensee designee, chief administrator, staff member, or unsupervised volunteer is named as a perpetrator in a central registry case, he or she may not be present in the child care organization. . . .

[Note: MCL 722.111(1)(a) defines a "child care organization" to include "family child care homes".]

DUE TO THE serious nature of the above violations and the potential risk it represents to vulnerable children in Registrant's care, emergency action is required. Therefore the provision of MCL 24.292 of the Administrative Procedures Act of 1969, as amended, is invoked. Registrant is hereby notified that the **Error! Reference source not found.** to operate a family child care home is summarily suspended.

EFFECTIVE 6:00 p.m., on Friday, January 16, 2015, Registrant is ordered not to operate a family child care home at 15828 Fairfield Street, Detroit, Michigan, or at any other location or address. Registrant is not to receive children for care after that time or date. Registrant is responsible for informing parents or guardians of children in care that **Error! Reference source not found.** has been suspended and that Registrant can no longer provide care.

HOWEVER, BECAUSE THE Department has summarily suspended Registrant's Error! Reference source not found., an administrative hearing will be scheduled before an Administrative Law Judge. Registrant will be notified of the hearing date.

Registrant MUST NOTIFY the Department in writing or by phone no later than 5 days before the administrative hearing whether or not Registrant plans to attend. MCL 24.272 of the Administrative Procedures Act of 1969 permits the Department to proceed with the administrative hearing even if Registrant does not appear. Registrant may be represented by an attorney at the administrative hearing.

DATED: 3/2/2015


Jerry Hendrick, Director
Child Care Licensing Division
Bureau of Children and Adult Licensing

This is the last and final page of the ORDER OF SUMMARY SUSPENSION AND AMENDED NOTICE OF INTENT in the matter of Tawana Mason, DF820357759, consisting of eight pages, this page included.

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STATE OF MICHIGAN
DEPARTMENT OF HUMAN SERVICES
BUREAU OF CHILDREN AND ADULT LICENSING

In the matter of

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Tawana Mason

PROOF OF SERVICE

The undersigned certifies that a copy of the Order of Summary Suspension and Notice of Intent was personally served upon the person below on:

3/3/2015 at 4:45 PM at 15828 Fairfield
Date Time Place

Tawana Mason,


Bureau of Children and Adult Licensing

