



RICK SNYDER
GOVERNOR

State of Michigan
DEPARTMENT OF HUMAN SERVICES
BUREAU OF CHILDREN AND ADULT LICENSING



MAURA D. CORRIGAN
DIRECTOR

July 1, 2014

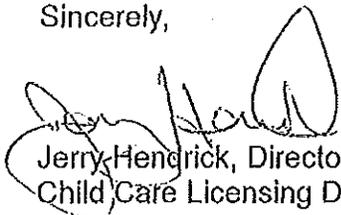
Vicki White
2460 Palm Dale Drive, SW
Grandville, MI 49418

RE: DF410293684

Dear Vickie White:

On May 2, 2014 you were mailed a copy of the Department's Notice of Intent to Revoke your CERTIFICATE OF REGISTRATION to operate a family child care home. In accordance with that notice and because you did not exercise your right of appeal, your license has been revoked effective June 17, 2014. It is further expected that you not receive children for care now or in the future without being licensed.

Sincerely,



Jerry Hendrick, Director
Child Care Licensing Division

JS:em

cc: Scott Bettys, Area Manager



RICK SNYDER
GOVERNOR

State of Michigan
DEPARTMENT OF HUMAN SERVICES
BUREAU OF CHILDREN AND ADULT LICENSING



MAURA D. CORRIGAN
DIRECTOR

May 2, 2014

Vicki White
2460 Palm Dale Drive, SW
Grandville, MI 49418

License #: DF410293684
SIR #: 2014D1083012

Dear Ms. White:

Enclosed is a copy of a NOTICE OF INTENT TO REVOKE YOUR CERTIFICATE OF REGISTRATION to operate a family child care home, alleging that you have violated the Child Care Organizations Act. Your options are as follows:

- 1) You may appeal the Notice of Intent and attend a pre-hearing compliance conference. A Notice of Compliance Conference, which provides the date, time, location, and guidelines of the conference, is enclosed.
- 2) You may appeal the Notice of Intent, waive the compliance conference, and proceed directly to an administrative law hearing.
- 3) You may choose not to appeal the Notice of Intent.

If you choose to appeal the Notice of Intent, the Department must receive your WRITTEN APPEAL within 30 days of your receipt of this Notice. If the Department does not receive your written appeal within 30 days of your receipt of this Notice, you will have WAIVED YOUR RIGHT to an administrative law hearing and the proposed action will be final.

Sincerely,

James S. Sinnamon, Director
Child Care Licensing Division
Bureau of Children and Adult Licensing

Enclosures

Cc: Scott Bettys, Area Manager

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

In the matter of

License #: DF410293684
SIR #: 2014D1083012

Vicki White

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

NOTICE OF INTENT TO
REVOKE CERTIFICATE OF REGISTRATION

The Michigan Department of Human Services, by James S. Sinnamon, Director, Child Care Licensing Division, Bureau of Children and Adult Licensing, provides notice of the intent to revoke the certificate of registration of Registrant, Vicki White, 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:

INTRODUCTION

Vicki White, hereinafter referred to as the Registrant, was issued a certificate of registration to operate a family child care home on February 8, 2008. The Registrant's child care home has a current registered capacity of six children, and is located at 2460 Palm Dale Drive, SW, Grandville, MI 49418.

On February 7, 2014, Child A (Female, DOB: 09/03/12) sustained multiple facial injuries at the Registrant's child care home, including abrasions that appear to be bite

marks. The Registrant failed to inform Parent A of Child A's injuries. On February 10, 2014, Licensing Consultant Stacia Thrower initiated an investigation regarding the bite marks and abrasions to Child A's face. Children's Services Specialist Sean Shankin also commenced an investigation regarding the injuries to Child A. The Registrant was unable to provide a consistent and reasonable explanation as to how the injuries occurred. [REDACTED]

[REDACTED]

At the conclusion of the special investigation, Ms. Thrower found multiple rule violations related to supervision and the Registrant's suitability to operate a child care home that is consistent with the needs of children.

NOTICE OF INTENT ALLEGATIONS

1. In approximately 2012, Lindsay White, the Registrant's daughter, moved into the child care home with her children, Child C (Female, DOB: 09/29/11) and Child E (Male, DOB: 10/26/09). The Registrant failed to report this change in household composition to the Bureau of Children and Adult Licensing (BCAL).
2. Between approximately 2012 and 2014, Lindsay White acted as an assistant caregiver in the Registrant's child care home. The Registrant failed to have the following records on file for Ms. White:
 - a. Certification of training in safe sleep and shaken baby syndrome;
 - b. A medical statement attesting to Ms. White's mental and physical health;
 - c. Tuberculosis test results;

- d. Documentation from the Department of Human Services verifying that Ms. White does not have a history of substantiated child abuse or neglect; and
 - e. A statement verifying Ms. White's awareness of child abuse and neglect laws and receipt of the Registrant's discipline policy.
3. On February 7, 2014, at approximately 6:00 p.m., Parent A arrived at the Registrant's home to pick up Child A and Child B (Male, Age 2). The Registrant did not report any concerns at that time, and Parent A departed from the Registrant's home with her children. Upon arriving at home, Parent A was able to more closely examine Child A while removing the child from her car seat. At that time, Parent A observed several abrasions on Child A's face and a bump on Child A's forehead.
4. On February 7, 2014, at approximately 6:30 p.m., Parent A telephoned the Registrant and questioned her regarding the injuries to Child A. The Registrant told Parent A that Child A fell into an entertainment center and cut her lip. Shortly after ending her first phone conversation with Parent A, the Registrant telephoned Parent A and stated that on or about February 4, 2014, Child A climbed out of her crib at the child care home. The Registrant then stated that earlier in the day, she overheard a "thud" in the room where Child A was napping. The Registrant reported to Parent A that when she entered the room, she found Child A on the floor crying. Child A had never climbed out of her crib at Parent A's home. The Registrant informed Parent A that she did not observe any injuries to Child A when she found her on the floor.

5. On February 7, 2014, Child A was evaluated at Helen DeVos Children's Hospital for the injuries she sustained at the Registrant's child care home. Child A had the following facial injuries:
 - a. Abrasions under her right eye;
 - b. Abrasions above her right eyebrow;
 - c. A bite mark near her right temple;
 - d. A cut on her lower lip;
 - e. Three dime-sized abrasions on the back of her head;
 - f. A scratch on her forehead approximately two centimeters in length; and
 - g. A bruise at the top of her forehead.

6. On February 11, 2014, Ms. Thrower and Mr. Shankin conducted an unannounced inspection of the Registrant's child care home. Ms. Thrower and Mr. Shankin observed that the Registrant failed to provide appropriate supervision to the children in her care, as evidenced by the following:
 - a. Upon their arrival at the home, Ms. Thrower and Mr. Shankin knocked on the door for approximately five minutes and called the residence twice before the Registrant appeared. The Registrant's hair was wet, and she explained that she did not hear the workers because she was in the shower.
 - b. After entering the home, Ms. Thrower and Mr. Shankin observed two toddlers in the Registrant's care. Child C and Child D (Female, Age 2, Child Care Child) were awake in the Registrant's home. No other adult

was present in the home to provide supervision to the children while the Registrant was showering.

- c. Later during the inspection, Ms. Thrower and Mr. Shankin questioned the Registrant regarding the location of the children while she was showering. The Registrant initially stated that Child D was asleep and Child C was sitting on the bathroom floor while she was in the shower. Upon further questioning by Ms. Thrower, the Registrant reported that both Child C and Child D were in the bathroom with her while showering.
 - d. The Registrant indicated that she took a shower on the upper level of her home. The Registrant's second floor is not approved for child care use. On February 11, 2014, the Registrant admitted to Ms. Thrower that she utilizes a second floor bedroom as a sleeping area for child care children.
 - e. On February 26, 2014, Ms. Thrower and Mr. Shankin conducted a second interview of the Registrant regarding her supervision of Child C and Child D on February 11, 2014. The Registrant conflicted her previous statements and stated that she was not showering prior to the workers' inspection. The Registrant reported that she had just put her leg in the shower when she overheard the dog barking. The Registrant was not truthful with Ms. Thrower and Mr. Shankin, as her hair was wet when she answered the door on February 11, 2014, and she admitted to the workers that she had been in the shower when they arrived.
7. On February 11, 2014, Ms. Thrower and Mr. Shankin interviewed the Registrant regarding the injuries Child A sustained at the child care home on February 7,

2014. The Registrant was unable to provide a consistent and reasonable explanation as to how the injuries occurred, as exhibited by the following:

- a. The Registrant initially stated that Child A received a bruise on her head after the child fell over some toys in the family room of the child care home. The Registrant explained that she "briefly" left Child A unattended in the family room when she heard Child A scream. The Registrant stated that when she returned to the family room, she noticed that Child A's lip was bleeding. The Registrant reported that she didn't have her glasses on at that time and denied observing any bruising to Child A. The Registrant indicated that Child A, Child B (Male, Age 2), Child C and Child E were present in the child care home when Child A was injured.
- b. The Registrant then stated that the bruise on Child A's head may have been the result of her falling out of her crib at the child care home on February 6, 2014.
- c. At that time, Mr. Shankin showed the Registrant photographs of Child A's injuries. The Registrant admitted to Mr. Shankin that the mark on the side of Child A's face appeared to be a bite mark.
- d. The Registrant then showed Ms. Thrower and Mr. Shankin her family room where she purported that Child A fell on February 7, 2014. Mr. Shankin advised the Registrant that the extent of Child A's injuries were inconsistent with a one-year-old falling onto the carpet. At that time, the Registrant admitted to Ms. Thrower and Mr. Shankin that Child C is known to bite others.

8. On February 11, 2014, the Registrant informed Ms. Thrower that Lindsay White and her children have been residing in the child care home "off and on" for the past three months. The Registrant was not truthful with Ms. Thrower, as Ms. White has been living with the Registrant since approximately 2012.
9. On February 11, 2014, Ms. Thrower inspected the maintenance and safety of the Registrant's child care home and found the following violations:
 - a. Ms. Thrower observed the unapproved second floor bedroom that the Registrant had designated for children's naps. One of the air ducts in the room was missing a vent cover, creating a fall hazard for children.
 - b. The Registrant failed to equip her second floor bedroom with a smoke detector.
 - c. There were several small items, including earrings and coins, on the floor of the main level of the home. These potential choking hazards were accessible to children in care.
 - d. A dish containing pet food was accessible to children on the kitchen floor.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

COUNT I

The conduct of the Registrant, as set forth in paragraph 10 above, provides grounds for revocation of registration pursuant to:

- 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".]

COUNT II

The conduct of the Registrant, as set forth in paragraphs 1 through 10 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 III

The conduct of the Registrant, as set forth in paragraphs 1 and 8 above, evidences a violation of:

R400.1903

Caregiver responsibilities.

- (1) A caregiver shall be responsible for all of the following provisions:
 - (h) Report to the department, within 7 working days, any changes in the household composition....

COUNT IV

The conduct of the Registrant, as set forth in paragraphs 6 through 8 above, evidences a violation of:

R400.1903

Caregiver responsibilities.

- (4) The caregiver shall cooperate with the department in connection with an inspection or investigation. Cooperation shall include, but not be limited to, both of the following:
 - (b) Information provided to the department shall be accurate and truthful.

COUNT V

The conduct of the Registrant, as set forth in paragraphs 3 through 7, and 9 above, evidences a violation of:

R400.1911

Supervision.

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

COUNT VI

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

R400.1906

Records of caregiving staff and child care home family; record maintenance.

(1) The caregiver shall maintain a file for the caregiver and each assistant caregiver including all of the following:

(b) A statement signed by a licensed physician or his or her designee and which attests to the individual's mental and physical health.

(ii) For the assistant caregivers, within 1 year prior to caring for children and at the time of subsequent renewals.

(c) Written evidence of freedom from communicable tuberculosis (TB):

(ii) For the assistant caregivers, prior to caring for children.

(d) Training records, as defined in R 400.1905(5).

(e) A statement signed by each assistant caregiver that he or she has not been convicted of either of the following:

(i) Child abuse or child neglect.

(ii) A felony involving harm or threatened harm to an individual within the 10 years immediately preceding the date of hire.

(f) Documentation from the department of human services that the assistant caregiver has not been involved in substantiated child abuse or neglect.

(g) A written statement signed and dated by the assistant caregiver at the time of hiring indicating all of the following information:

(i) The individual is aware that abuse and neglect of children is unlawful.

(ii) The individual knows that he or she is mandated by law to report child abuse and neglect.

(iii) The individual has received a copy of the discipline policy.

COUNT VII

The conduct of the Registrant, as set forth in paragraphs 6 and 9 above, evidences a violation of:

- R400.1915** **Indoor space; play equipment and materials.**
(2) Only space that has received prior approval for child use by the department may be used for child care.

COUNT VIII

The conduct of the Registrant, as set forth in paragraph 9 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.

(2) All dangerous and hazardous materials or items shall be stored securely and out of the reach of children.

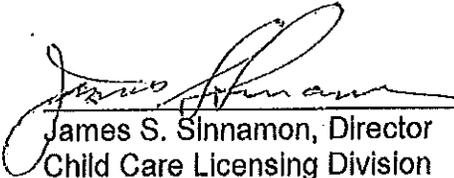
NOTICE IS GIVEN that, Registrant is offered the opportunity to show compliance with all lawful requirements for retention of the certificate of registration. If Registrant appeals the Notice of Intent and compliance is not shown, formal proceedings will be commenced pursuant to the Child Care Organizations Act, 1973 PA 116, as amended, MCL 722.111 et seq., rules promulgated thereunder, and the Administrative Procedures Act, 1969 PA 306, as amended; MCL 24.201 et seq. Should formal proceedings commence, you have the right to attorney representation at your own expense.

REGISTRANT IS NOTIFIED that pursuant to MCL 722.121(2) of the Child Care Organizations Act, Registrant has 30 days from the date of receipt of this Notice of Intent to file a written appeal of this proposed action. The appeal shall be addressed to Kelly Maltby, Departmental Analyst, Bureau of Children and Adult Licensing, Michigan Department of Human Services. Your written appeal must include your name and license number, and must be submitted using one of the following methods:

- Mail your written appeal to the Bureau of Children and Adult Licensing, P.O. Box 30650, Lansing, MI 48909. You should obtain some type of delivery confirmation to verify delivery;
- Fax your written appeal to the Bureau of Children and Adult Licensing at (517) 284-9709. You should keep a copy of your fax confirmation as proof of submittal; or
- Email your written appeal to DAUappeals@Michigan.gov. You should keep a copy of the sent email as proof of submittal.

REGISTRANT IS FURTHER NOTIFIED that failure to file a written appeal of this action within 30 days will result in revocation of the certificate of registration.

DATED: May 5, 2014


James S. Sinnamon, Director
Child Care Licensing Division
Bureau of Children and Adult Licensing

This is the last and final page of a NOTICE OF INTENT in the matter of Vicki White, DF410293684, consisting of 13 pages, this page included.

KMM

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

In the matter of

License #: DF410293684
SIR #: 2014D1083012

Vicki White

NOTICE OF COMPLIANCE CONFERENCE

Date: June 30, 2014

Time: 11:00 a.m.

Location: 350 Ottawa NW, Grand Rapids, MI 49503

Pursuant to the Administrative Procedures Act, MCL 24.292(1), you are afforded the opportunity to attend an informal compliance conference. The purpose of the compliance conference is to allow you to show that you were in compliance with the Child Care Organizations Act and the licensing rules promulgated thereunder. You have the right, at your expense, to have an attorney represent you at the compliance conference. You may also bring one support person to the compliance conference.

To enable a thorough discussion of the Notice of Intent at the compliance conference, please bring any documents, pictures, etc. that you would like the Department to consider. You may also submit documents to the Department prior to the compliance conference by emailing them to DAUappeals@Michigan.gov.

If you are unable to attend the compliance conference at the scheduled date and time, you may request, in writing, that the Department change the date and/or time. The Department will make all reasonable attempts to accommodate your request, but will not reschedule the compliance conference to a date more than 10 days after the scheduled date. If you promptly notify the Department of your inability to attend the compliance conference as scheduled, the Department may be able to schedule the compliance conference to a date earlier than originally scheduled.

If you are unable to show that you were in compliance with the Child Care Organizations Act and licensing rules, and a resolution cannot be reached, the Department will forward the matter to the Michigan Administrative Hearing System for the scheduling of a formal administrative hearing. The Michigan Administrative Hearing System will subsequently notify you of the date, time, and location of the administrative hearing.

All Department meetings and hearings are conducted in compliance with the Americans with Disabilities Act in buildings that accommodate mobility-impaired individuals and have accessible parking. If you require additional accommodations to participate in the compliance conference, please notify the Department at least one week in advance to make the necessary arrangements.

Please direct all written communications regarding the compliance conference or administrative hearing, including your license number, to the individual listed below:

Kelly Maltby, Departmental Analyst
Disciplinary Action Unit
Bureau of Children and Adult Licensing
Michigan Department of Human Services
Victor Office Center
201 North Washington Square, 4th Floor
P.O. Box 30650
Lansing, MI 48909-8150

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

In the matter of

License #: DF410293684
SIR #: 2014D1083012

Vicki White

PROOF OF SERVICE

The undersigned certifies that a copy of a Notice of Intent to revoke the certificate of registration in the above matter was served upon the following persons by mailing the same to them at their address of record by certified mail on May 9, 2014.

Vicki White
2460 Palm Dale Drive, SW
Grandville, MI 49418



Bureau of Children and Adult Licensing