

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF COMMUNITY AND HEALTH SYSTEMS

In the matter of

License #: DG230402637
SIR #: 2020D0451014

Amanda Pruden-Delp

_____ /

**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 NOTICE OF INTENT TO REVOKE LICENSE

The Michigan Department of Licensing and Regulatory Affairs, by Mark C. Jansen, Division Director, Child Care Licensing Division, Bureau of Community and Health Systems, hereafter referred to as “the Bureau,” orders the summary suspension and provides notice of the intent to revoke the license of Licensee, Amanda Pruden-Delp, to operate a group 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 July 29, 2020, Licensee was issued a license to operate a group child care home with a licensed capacity of 12 at 747 South Perkey Road, Charlotte, Michigan 48813.
2. Prior to the issuance of the license , and during subsequent modifications of the statutes and rules, Licensee received copies of the Child Care Organizations Act, the licensing rule book for family and group child care homes, and the Child

Protection Law. These rules and statutes are posted and available for download at www.michigan.gov/lara.

3. Licensee failed to provide appropriate care and supervision of children at all times and is not conducive to the welfare of children as demonstrated by the following:

- a. On July 17, 2020, at approximately 7:00 a.m., Child A (age 4 years), who is [REDACTED], climbed the fence around Licensee's outdoor play area, left the property, and began running down the road. Licensee was unaware that Child A had left the home.
- b. On July 17, 2020, shortly after Child A left Licensee's home, two witnesses observed Child A running down the center line on Perkey Road, which has a speed limit of 55 mph. Child A was approximately 200 yards from Licensee's driveway and over 1,300 feet from the gate of the outdoor play area. At 7:06 a.m., the witnesses called 911 to report the incident.
- c. On July 17, 2020, at 7:21 a.m., [REDACTED] arrived at the scene where the two witnesses were waiting with Child A. [REDACTED] spoke to the two witnesses for a few minutes and then transported Child A to Licensee's home. When [REDACTED] made contact with Licensee, she was unaware that Child A had been missing from her care for over 20 minutes.
- d. [REDACTED]
[REDACTED]
[REDACTED]

COUNT I

The conduct of Licensee, as set forth in paragraph 3(d) above, provides grounds for revocation of licensure 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 “child care homes.”]

COUNT II

The conduct of Licensee, as set forth in paragraphs 3(a) through 3(d) above, evidences a willful and substantial violation of:

R 400.1911
(1) A licensee shall ensure appropriate care and supervision of children at all times.

COUNT III

The conduct of Licensee, as set forth in paragraphs 3(a) through 3(d) above, provides grounds for revocation pursuant to:

MCL 722.115m
(2) ...If the department determines that a service, facility, applicant, licensee, child care staff member, or member of the household is not conducive to the welfare of the children, the department shall deny that application or revoke that licensee's license according to section 11.

**NOTE:
MCL
722.115m**

(13) As used in this section:

(b) "Conducive to the welfare of the children" means:

(i) The service and facility comply with this act and the administrative rules promulgated under this act.

(ii) The disposition, temperament, condition, and action of the applicant, licensee, licensee designee, program director, child care staff member, and member of the household promote the safety and well-being of the children served.

COUNT IV

The conduct of Licensee, as set forth in paragraphs 3(a) through 3(c) above, evidences a willful and substantial violation of:

R 400.1911

(4) A licensee and child care staff members shall know the location of each child at all times.

DUE TO THE serious nature of the above violations and the potential risk it represents to vulnerable children in Licensee's care, emergency action is required. Therefore the provision of MCL 24.292 of the Administrative Procedures Act of 1969, as amended, is invoked. Licensee is hereby notified that the license to operate a group child care home is summarily suspended.

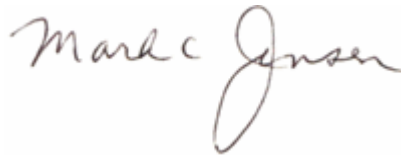
EFFECTIVE 6:00 p.m., on August 28, 2020, Licensee is ordered not to operate a group child care home at 47 South Perkey Road, Charlotte, Michigan 48813, or at any

other location or address. Licensee is not to receive children for care after that time or date. Licensee is responsible for informing parents or guardians of children in care that license has been suspended and that Licensee can no longer provide care.

HOWEVER, BECAUSE THE Department has summarily suspended Licensee's license, an administrative hearing will be promptly scheduled before an administrative law judge. Licensee MUST NOTIFY the Department and the Michigan Office of Administrative Hearings and Rules in writing within seven calendar days after receipt of this Notice if Licensee wishes to appeal the summary suspension and attend the administrative hearing. The written request must be submitted via MAIL or FAX to:

Michigan Office of Administrative Hearings and Rules
611 West Ottawa Street, 2nd Floor
P.O. Box 30695
Lansing, Michigan 48909-2484
Phone: 517-335-7519
FAX: 517-763-0155

MCL 24.272 of the Administrative Procedures Act of 1969 permits the Department to proceed with the administrative hearing even if Licensee does not appear. Licensee may be represented by an attorney at the administrative hearing.



DATED: 8/28/2020

Mark C. Jansen, Division Director
Child Care Licensing Division
Bureau of Community and Health Systems

This is the last and final page of the ORDER OF SUMMARY SUSPENSION AND NOTICE OF INTENT in the matter of Amanda Pruden-Delp, DG230402637, consisting of five pages, this page included.

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_____ /

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 ___/___/_____ at ____:____ a.m. or p.m.

Amanda Pruden-Delp
47 South Perkey Road
Charlotte, Michigan 48813

Served by:

Child Care Licensing Consultant
Child Care Licensing Division
Bureau of Community and Health Systems