



STATE OF MICHIGAN
DEPARTMENT OF HUMAN SERVICES
LANSING

RICK SNYDER
GOVERNOR

NICK LYON
INTERIM DIRECTOR

April 1, 2015

Taylor Mandella
8949 Clyde Park
Byron Center, MI 49315

Re: License AF410311651

Dear Taylor:

On or about February 13, 2015 you were mailed a copy of the Department of Human Services' Notice of Intent to refuse to renew your license to operate an adult foster care family home. In accordance with that notice, and because you did not exercise your right of appeal, your license has been revoked effective March 24, 2015. It is further understood that you will not receive adults for care now, or in the future, without being legally licensed to do so.

Sincerely,

A handwritten signature in cursive script that reads "Jay Calewarts".

Jay Calewarts, Acting Director
Child Care Licensing Division
Bureau of Children & Adult Licensing

JC:kam

cc: Jerry Hendrick, Licensing Supervisor

Certified Mail- Return Receipt Requested



RICK SNYDER
GOVERNOR

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



NICK LYON
INTERIM DIRECTOR

February 13, 2015

Taylor Mandella
8949 Clyde Park
Byron Center, MI 49315

License #: AF410311651
SIR #: Renewal Licensing Study Report

Dear Ms. Mandella:

Enclosed is a copy of a NOTICE OF INTENT TO REFUSE TO RENEW YOUR LICENSE to operate an adult foster care family home, alleging that you have violated the Adult Foster Care Facility Licensing 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,

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

Enclosures

Cc: Leon Hale, Area Manager

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

In the matter of

License #: AF410311651
SIR #: Renewal Licensing
Study Report

Taylor Mandella
Rehoboth Pines

NOTICE OF INTENT TO
REFUSE TO RENEW LICENSE

The Michigan Department of Human Services, by Jerry Hendrick, Director, Adult Foster Care Division, Bureau of Children and Adult Licensing, provides notice of the intent to refuse to renew the license of Licensee, Taylor Mandella to operate an adult foster care family home pursuant to the authority of the Adult Foster Care Facility Licensing Act, 1979 PA 218, as amended, MCL 400.701 et seq., for the following reasons:

1. On or about November 4, 2011, Licensee was issued a license to operate an adult foster care family home, with a current licensed capacity of 6, at 8949 Clyde Park, Byron Center, MI 49315.

Previous Substantiated Complaint

2. On February 14, 2014, Licensing Consultant Leon Hale completed Special Investigation Report #2014A0342019 and cited Licensee with three licensing rule violations, including R 400.703(5), due to Licensee's admission that she

relocated to the state of Montana. Licensee submitted an approved Corrective Action Plan (CAP) and her license was modified to 1st provisional status.

Current Complaint Allegations

3. On September 9, 2014, Licensing Consultant Elizabeth Elliott conducted an on-site inspection of Licensee's facility. During this inspection Ms. Elliott identified the following licensing rule violations:
 - a. R 400.1404(3)(a); Licensee did not have fingerprints or background checks completed;
 - b. R 400.1421(6); Resident MM did not have a Resident Funds Part II for Ms. Elliott's review;
 - c. R 400.1431(3); the door on Bedroom #1 was not equipped with non-locking-against-egress hardware.
4. On September 12, 2014, Ms. Elliott forwarded Licensee an on-site inspection follow-up letter and instructed Licensee to submit an acceptable CAP to address the cited licensing rule violations. Licensee was instructed to complete the CAP within 15 days of her receipt of this letter but failed to do so.
5. On November 3, 2014, due to Licensee failing to submit a CAP Ms. Elliott forwarded Licensee a letter instructing her to submit a CAP within five days of her receipt of this letter. The letter stated "Failure to submit an acceptable corrective action plan will result in disciplinary action."
6. On November 26, 2014, Ms. Elliott received a CAP from Jennifer Zandstra, listed as a "person responsible for daily operation of the facility" on Licensee's September 10, 2014, license renewal application. The proposed CAP stated that

Licensee had resigned and was replaced by Teresa Longstreet, who was going to assume the role of Director of Rehoboth Pines. Ms. Elliott disapproved the CAP due to Licensee attempting to resign in order to resolve the complaint allegations. Also, Licensee did not have proof that her fingerprints or background clearance was completed.

7. On December 15, 2014, Ms. Elliott submitted a letter to Licensee informing her that the proposed CAP was disapproved. Ms. Elliott informed Licensee that resignation is not an acceptable resolution option; Licensee would have to close her license and another individual would have to apply for licensure of Rehoboth Pines. Ms. Elliott instructed Licensee to submit an acceptable CAP within 5 days of her receipt of this letter but Licensee failed to do so.
8. On January 6, 2015, Ms. Elliott spoke with Licensee who confirmed that she does not reside at her Rehoboth Pines adult foster care family home, as required.

COUNT I

The conduct of Licensee, as set forth in paragraph 8 above, evidences a violation of:

400.703

Definitions; A.

(5) "Adult foster care family home" means a private residence with the approved capacity to receive 6 or fewer adults to be provided with foster care for 5 or more days a week and for 2 or more consecutive weeks. The adult foster care family home licensee shall be a member of the household, and an occupant of the residence.

[Note: By this reference paragraph 2 is incorporated into this count for the purpose of demonstrating a willful and substantial violation of the above rule.]

COUNT II

The conduct of Licensee, as set forth in paragraphs 3(a) & 6 above, evidences a violation of:

R 400.1404 Licensee, responsible person, and member of the household; qualifications.

(3) A licensee or responsible person shall possess all of the following qualifications:

(a) Be of good moral character to provide for the care and welfare of the residents.

COUNT III

The conduct of Licensee, as set forth in paragraphs 3 through 8 above, evidences a violation of:

400.713 License required; application; form; investigation; on-site evaluation; issuance or renewal of license; disclosures; maximum number of persons; stating type of specialized program; issuance of license to specific person at specific location; transferability of license; sale of facility; notice; items of noncompliance; refusal by department to issue or renew license; conditions; unlicensed facility; violation as misdemeanor; penalty; receipt of completed application; issuance of license within certain time period; inspections; report; "completed application" defined.

(3) Before issuing or renewing a license, the department shall investigate the activities and standards of care of the applicant and shall make an on-site evaluation of the facility. On-site inspections conducted in response to the application may be conducted without prior notice to the applicant. Subject to subsections (9), (10), and (11), the department shall issue or renew a license if satisfied as to all of the following:

(b) The applicant's compliance with this act and rules promulgated under this act.

COUNT IV

The conduct of Licensee, as set forth in paragraphs 6 & 7 above, evidences a violation of:

400.713

License required; application; form; investigation; on-site evaluation; issuance or renewal of license; disclosures; maximum number of persons; stating type of specialized program; issuance of license to specific person at specific location; transferability of license; sale of facility; notice; items of noncompliance; refusal by department to issue or renew license; conditions; unlicensed facility; violation as misdemeanor; penalty; receipt of completed application; issuance of license within certain time period; inspections; report; "completed application" defined.

(7) A license shall be issued to a specific person for a facility at a specific location, is nontransferable, and remains the property of the department. The prohibition against transfer of a license to another location does not apply if a licensee's adult foster care facility or home is closed as a result of eminent domain proceedings, if the facility or home, as relocated, otherwise meets the requirements of this act and the rules promulgated under this act.

COUNT V

The conduct of Licensee, as set forth in paragraph 3(b) above, evidences a violation of:

R 400.1421

Handling of resident funds and valuables.

(3) A licensee shall have a resident's funds and valuables transaction form completed and on file for each resident. A department form shall be used unless prior authorization for a substitute form has been granted in writing by the department.

COUNT VI

The conduct of Licensee, as set forth in paragraph 3(c) above, evidences a violation of:

R 400.1431 Bedrooms generally.

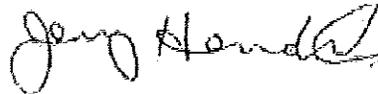
(3) Interior doorways of bedrooms occupied by residents shall be equipped with a side-hinged, permanently mounted door equipped with positive-latching, non-locking-against-egress hardware.

NOTICE IS GIVEN that Licensee is offered the opportunity to show compliance with all lawful requirements for retention of the license. If Licensee appeals the Notice of Intent and compliance is not shown, formal proceedings will commence pursuant to the Adult Foster Care Facility Licensing Act, 1979 PA 218, as amended, MCL 400.701 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.

LICENSEE IS NOTIFIED that pursuant to MCL 400.722(3) of the Adult Foster Care Facility Act, Licensee has 30 days from the date of receipt of the Notice of Intent to file a written appeal of the proposed action. The appeal shall be addressed to Joshua Hargrove, 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. It is recommended that you obtain some type of delivery confirmation;
- Fax your written appeal to the Bureau of Children and Adult Licensing at (517) 284-9709. It is recommended that you keep a copy of your fax confirmation as proof of submittal; or
- Email your written appeal to DAUappeals@Michigan.gov. It is recommended that you keep a copy of the sent email as proof of submittal.

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



DATED: February 13, 2015

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

This is the last and final page of a NOTICE OF INTENT in the matter of AF410311651, consisting of 8 pages, this page included.

JNH

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

In the matter of

License #: AF410311651
SIR #: Renewal Licensing
Study Report

Taylor Mandella

NOTICE OF COMPLIANCE CONFERENCE

Date: Tuesday, April 7, 2015

Time: 11 a.m. to 1 p.m.

Location: Kent Co. DHS, 350 Ottawa NW, Unit 13, 7th Floor, BCAL Kent East Conf
Rm, Grand Rapids, MI

** DAU analyst, Josh Hargrove, will be conducting this compliance conference by
telephone from BCAL's office in Lansing, MI.

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 Adult Foster Care Facility Licensing 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 Adult Foster Care Facility Licensing 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:

Joshua Hargrove, 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

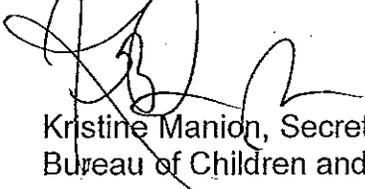
License#: AF410311651
SIR #: Renewal Licensing
Study Report

Taylor Mandella

PROOF OF SERVICE

The undersigned certifies that a copy of a Notice of Intent to refuse to renew the license 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 February 17, 2015.

Taylor Mandella
8949 Clyde Park
Byron Center, MI 49315


Kristine Manion, Secretary
Bureau of Children and Adult Licensing