

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CHILD CARE LICENSING BUREAU

In the matter of

License #: DG390374968
SIR #: 2021D0216006

Heather Putt

_____ /

**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 Emily Laidlaw, Division Director, Child Care Licensing Bureau, hereafter referred to as “the Bureau,” orders the summary suspension and provides notice of the intent to revoke the license of Licensee, Heather Putt, 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 January 11, 2016, Licensee was issued a license to operate a group child care home with a licensed capacity of 12 at 7906 North 44th Street, Augusta, Michigan 49012.
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 and is not suitable to provide for the care, supervision, and protection of children, as demonstrated by the following:

a. On April 26, 2021, at approximately 10:35 a.m., Child A (age [REDACTED]) left the fenced-in outdoor play area and wandered onto M-89, the road in front of Licensee's home, causing drivers to have to honk and swerve to avoid hitting Child A. M-89 is a two-lane road with a posted speed limit of 55 miles per hour. Witness 1, one of the drivers passing by, stopped, got out of his vehicle, and brought Child A to the side of the road. Child A was found approximately 146 feet from Licensee's outdoor play area. Witness 1 returned Child A to Licensee, who had been alerted that Child A was near the road.

b. On April 28, 2021, Licensing Consultant Carrie Harris, accompanied by [REDACTED], conducted an on-site investigation at Licensee's home. During the on-site investigation, Ms. Harris observed that the gate nearest the garden where Child A escaped was unlocked.

c. On April 28, 2021, during an interview with Ms. Harris and [REDACTED], Licensee acknowledged that she was unaware that Child A had wandered out of the fenced-in play area until she heard honking and a woman shout, "You have a [REDACTED] here." Licensee stated that she was unsure how long Child A was outside the play area but thought it was less than five minutes.

- d. On April 28, 2021, during the interview with Ms. Harris and [REDACTED], Licensee stated that she is aware that Child A will try and run away when adults are distracted. She acknowledged that in the past she has caught Child A climbing the retaining wall and the front steps located outside the fenced-in play area.
- e. [REDACTED] investigated Licensee's conduct toward children and [REDACTED].

COUNT I

The conduct of Licensee, as set forth in paragraph 3(e) above, provides grounds for revocation of licensure pursuant to:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[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, evidences a willful and substantial violation of:

R 400.1902

(2) An applicant or licensee 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.

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 June 22, 2021, Licensee is ordered not to operate a group child care home at 7906 North 44th Street, Augusta, Michigan 49012, 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.



Emily Laidlaw, Division Director
Child Care Licensing Bureau

This is the last and final page of the ORDER OF SUMMARY SUSPENSION AND NOTICE OF INTENT in the matter of Heather Putt, DG390374968, 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.

Heather Putt
7906 N. 44th St.
Augusta, MI 49012

Served by:

Child Care Licensing Consultant
Child Care Licensing Bureau