

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

In the matter of

License #: DG030407574
SIR #: 2022D0401016

Deborah Loudin

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**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 Division Director Erika Bigelow and Bureau Director Emily Laidlaw, 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, Deborah Loudin, 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 April 21, 2021, Licensee was issued a license to operate a group child care home with a licensed capacity of 12 at 4569 60th Street, Allegan, MI 49423.
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, used corporal punishment, and is not conducive to the welfare of children. Specifically:

- a. On September 13, 2022, Licensee bit Child A, age 4 years, on his left forearm resulting in a circular bruise approximately 1 ½ to 2 inches in diameter. Licensee bit Child A in response to Child A biting another child in care.
- b. On September 14, 2022, during a telephone conversation, Licensee admitted to Licensing Consultant Rebecca Wagster that she bit Child A on his arm on September 13, 2022.
- c. On September 16, 2022, Ms. Wagster conducted an on-site inspection

[REDACTED]

[REDACTED]

[REDACTED] During the visit, Licensee made the following statements:

- i. When asked if she hits or spansks children, Licensee told Ms. Wagster that she might slap a child's hand if they are doing something dangerous or not making a safe choice.
- ii. Licensee stated that she has patted a child on their diaper for climbing out of a crib.
- iii. When Ms. Wagster asked if she has ever slapped Child A's face, Licensee responded, "I don't think so" and "not this month."

iv. Licensee admitted that on one occasion she “popped” Child A on his bottom for waking his brother, using a swatting motion with her hand to describe the incident.

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:

[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 paragraph 3(d) above, evidences a willful and substantial violation of:

[REDACTED]
[REDACTED]
[REDACTED]



COUNT III

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

R 400.1903

(5) The licensee shall ensure that all personnel, members of the household, and conduct themselves in a manner that is conducive to the welfare of children.

**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

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

COUNT V

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

R 400.1913

(3) Personnel shall not do any of the following:
(a) Hit, spank, shake, bite, pinch, or inflict other forms of corporal punishment.

COUNT VI

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

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 October 26, 2022, Licensee is ordered not to operate a group child care home at 4569 60th Street, Allegan, MI 49423, 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 email, 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
MOAHR-BSD-Support@michigan.gov

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: 10/26/2022



Erika Bigelow, Division Director
Child Care Licensing Bureau

DATED: 10/26/2022



Emily Laidlaw, 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 Deborah Loudin, DG030407574, consisting of seven pages, this page included.

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