

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

In the matter of

License #: DF340397345
SIR #: 2023D026016

Christial and Dale Stairs

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 Licensees, Christial and Dale Stairs, 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:

1. On or about March 22, 2019, Licensees were issued a license to operate a family child care home with a licensed capacity of 7 at 7204 East Grand River Avenue, Lot 2, Portland, Michigan 48875.
2. Prior to the issuance of the license, and during subsequent modifications of the statutes and rules, Licensees 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 Christial Stairs failed to provide appropriate care and supervision of children and is not suitable and conducive to the welfare of children. Specifically:
- a. On August 14, 2023, at 8:09 a.m., Child A, [REDACTED], arrived at Ms. Stairs' child care. It was [REDACTED] first day in care at the home. Before arriving at the child care, Child A's Mother took a photo of Child A.
 - b. On August 14, 2023, at approximately 12:00 p.m., Child A sat on a mat crying while Ms. Stairs made a video recording of Child A and sent it to [REDACTED] mother. While recording, Ms. Stairs made no attempts to soothe or comfort Child A while [REDACTED] was crying.
 - c. On August 14, 2023, sometime between approximately 12:00 p.m. and 3:00 p.m., Ms. Stairs grabbed Child A by [REDACTED] arm to place [REDACTED] in a timeout in the playroom. Ms. Stairs also used both of her hands to push Child A's body flat on the changing table.
 - d. On August 14, 2023, at approximately 3:00 p.m., Child A's Mother picked up Child A at Ms. Stairs home. After leaving the child care home, Child A's Mother observed red marks and abrasions/scratches on Child A's left and right arms. Soon after leaving Ms. Stairs' home, Child A's Mother took Child A to [REDACTED] where [REDACTED] injuries were photographed. These injuries were not noticeable in the photograph taken prior to Child A arriving at the child care.
 - e. On August 16, 2023, Licensing Consultant Sean Shankin, accompanied by [REDACTED] [REDACTED] conducted an on-site investigation at Ms. Stairs' home. During

the visit, Ms. Stairs admitted to grabbing Child A's arm as she "guided [REDACTED] to the playroom" and using both her hands to push Child A's body flat on the changing table.

- f. On September 13, 2023, Ms. Stairs was charged with Child Abuse – 4th Degree in 64 – A District Court. The case is currently pending with a pre-trial hearing scheduled for October 3, 2023.

COUNT I

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

R 400.1902

(3) All persons, including minors, residing in the child care home shall meet all of the following requirements:

(c) Act in a manner that is conducive to the welfare of children.

NOTE:

MCL 722.115m

(13) (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 II

The conduct of Licensee Christial Stairs, as set forth in paragraphs 3(a) and 3(f) 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.

COUNT III

The conduct of Licensee Christial Stairs, as set forth in paragraphs 3(a) through 3(f) 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 IV

The conduct of Licensee Christial Stairs, as set forth in paragraphs 3(a) through 3(f) 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 V

The conduct of Licensee Christial Stairs, as set forth in paragraphs 3(a) through 3(f) 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.

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

EFFECTIVE 6:00 p.m., on September 26, 2023, Licensees are ordered not to operate a family child care home at 7204 East Grand River Avenue, Lot 2, Portland, Michigan 48875, or at any other location or address. Licensees are not to receive children for care after that time or date. Licensees are responsible for informing parents or guardians of children in care that license has been suspended and that Licensees can no longer provide care.

HOWEVER, BECAUSE THE Department has summarily suspended Licensees' license, an administrative hearing will be promptly scheduled before an administrative

law judge. Licensees 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 Licensees wish to appeal the summary suspension and attend the administrative hearing. The written request must be submitted via email, fax, or mail 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 Licensees do not appear. Licensees may be represented by an attorney at the administrative hearing.

DATED: 09/25/2023



Erika Bigelow, Division Director
Child Care Licensing Bureau

DATED: 9/26/23



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 Christial and Dale Stairs, DF340397345, consisting of six pages, this page included.

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