



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MARLON I. BROWN, DPA
ACTING DIRECTOR

August 25, 2023

Brianna Hollister
First Presbyterian Church
200 W Mansion
Marshall, MI 49068

RE: License #: DC130021903
Investigation #: 2023D0217019
Presbyterian Center For Children

Dear Brianna Hollister:

I conducted a special investigation because the child care licensing division received information regarding your facility that related to licensing rules or law. The information was related to the following:

R 400.8125(1) Staff; volunteer; requirements

The details of the information are in the attached report. To investigate:

- I interviewed the program director, child care staff members and parents.
- I completed an on-site inspection on the following date: 7/25/2023.

As a result of this investigation, I found the following violation(s):

R 400.8125(1) Staff; volunteer; requirements
R 400.8158(3) Incident, accident, injury, illness, death, fire reporting.
R 400.8158(4) Incident, accident, injury, illness, death, fire reporting.

Due to the violations, you must send us a corrective action plan by 9/17/2023. You can use our [corrective action plan](#) form or create your own.

If you need help writing the corrective action plan, please contact me. If you do not send a corrective action plan, you may face disciplinary action. The corrective action plan must include the following:

- How compliance with each rule will be achieved.
- Who is directly responsible for implementing the corrective action for each violation.
- Specific time frames for each violation as to when the correction will be completed or implemented.

- How continuing compliance will be maintained once compliance is achieved.
- The signature of the responsible party and a date.

During this special investigation:	Yes	No
A rule or law violation was found and a serious injury or death occurred.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
A rule or law violation was found and abuse and/or neglect of a child occurred.	<input type="checkbox"/>	<input checked="" type="checkbox"/>

This report and any related corrective action plans must be filed in your licensing notebook. This report and any related corrective action plans will be online for parents to review under the [Statewide Search for Licensed Child Care Centers and Homes](#).

Sincerely,



Beth Goding, Licensing Consultant
 Child Care Licensing Bureau
 611 W. Ottawa
 P. O Box 30837
 Lansing, MI 48909
 (269) 615-5489

enclosure

**MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF COMMUNITY AND HEALTH SYSTEMS
SPECIAL INVESTIGATION REPORT**

I. IDENTIFYING INFORMATION

License #:	DC130021903
Investigation #:	2023D0217019
Complaint Receipt Date:	07/24/2023
Investigation Initiation Date:	07/25/2023
Report Due Date:	09/22/2023
LicenseeName:	First Presbyterian Church
LicenseeAddress:	200 W Mansion Marshall, MI 49068
LicenseeTelephone #:	Unknown
Administrator:	Brianna Hollister, Designee
Licensee Designee:	Brianna Hollister, Designee
Name of Facility:	Presbyterian Center For Children
Facility Address:	200 W Mansion Marshall, MI 49068
Facility Telephone #:	(269) 282-6276
Original Issuance Date:	08/31/1992
License Status:	REGULAR
Effective Date:	02/11/2022
Expiration Date:	02/10/2024
Capacity:	66
Program Type:	CHILD CARE CENTER

II. ALLEGATION(S)

	Violation Established?
The child care facility failed to provide appropriate care and supervision by allowing Child A (male, 2 years) to have access to Orbeez water beads and ingest them, resulting in medical treatment.	Yes
Additional Findings	Yes

III. METHODOLOGY

07/24/2023	Special Investigation Intake 2023D0217019
07/25/2023	Special Investigation Initiated - On Site Unannounced onsite inspection from 11:45 AM till 12:20 PM and interviews with program director Brianna Hollister and child care staff member 1 (CCSM 1) and child care staff member 2 (CCSM 2).
08/23/2023	Contact - Telephone call made-Attempted phone contact with Child A's Mother. Left message requesting a return call.
08/23/2023	Contact - Telephone call made Attempted phone contact with Child B's Mother. Left message requesting a return call.
08/23/2023	Contact - Telephone call made Phone contact with Child C's Mother.
08/23/2023	Contact – Telephone call made. Phone contact with Child D's Mother.
08/23/2023	Exit Conference-email exit conference with Brianna Hollister.
08/24/2023	Contact – Telephone call received-Phone contact with Child A's Mother.
08/25/2023	Corrective Action Plan Requested and Due on 09/17/2023
08/24/2023	Inspection Completed-BCAL Sub. Compliance

ALLEGATION: The child care facility failed to provide appropriate care and supervision by allowing Child A (male, 2 years) to have access to Orbeez water beads and ingest them, resulting in medical treatment.

INVESTIGATION: Prior to the onsite inspection, I reviewed the Orbeez water ball product detail and description on their website. Orbeez water beads are a water-absorbent polymer bead that expands when submerged in water. The water beads are non-toxic and not poisonous however, they can be a choking hazard and if a large amount is swallowed immediate medical attention is required. They are designed with a safety labeled for children 5 and above.

On 7/25/2023 I completed an unannounced onsite inspection and interviews with program director Brianna Hollister and child care staff member 1 (CCSM 1) and child care staff member 2 (CCSM 2). Brianna Hollister is aware of the reported incident. She stated that the incident occurred on 6/7/2023 while the Panda and Teddy classrooms (18 months to 2 ½ years) were in the large gross motor area of the cafeteria. She believes there were six children in attendance and three child care staff at the time of the incident.

Brianna Hollister reported that Child A is enrolled in the Teddy classroom. At the end of the day, the Teddy and Panda classroom join together in the large gross motor space in the cafeteria while waiting for all of the children to be picked up by their parents. The child care staff were playing hide and seek with the children and turning the lights off and on to indicate when to start and stop. After a moment of flipping the lights off and back on, they observed Child A with Orbeez water beads in his hands, some on the ground, and at least one he was biting down on.

Brianna Hollister stated that CCSM 1 and CCSM 2 and child care staff member 3 (CCSM 3) immediately responded by sweeping Child A's mouth and removing the water beads. They were unsure if Child A did or did not ingest any of the water beads, so they notified Child A's Mother. The Orbeez water beads were not center provided toys but were in an older child's backpack that was hanging in the cafeteria. The Orbeez water beads were in the outside, mesh section of the backpack and visible for Child A to see and grab.

Brianna Hollister expressed that Child A's Mother was notified that Child A may have ingested the Orbeez water beads, and she decided to take him for a medical evaluation. No medical concerns or issues resulted. Since the incident, the child care has notified parents that no outside toys are allowed at the child care facility, and no backpacks or bags are allowed in the classrooms.

CCSM 1 expressed that she was working with the Teddy and Panda children in the cafeteria on the day of the reported incident. She believes that there were approximately six children present and three child care staff members. The children

were all playing hide and seek, and the child care staff members were turning the lights off while the children hid and then turning them back on to indicate it was time to seek. She expressed that it is still quite light when the lights were off so the children are still visible.

CCSM 1 stated that during one session of the lights off and children running around and hiding, Child A found the Orbeez water beads. She is not sure where he found the Orbeez, but she believes that they were out with all of the other toys and not in a backpack or cubby. She believes that an older child brought the Orbeez into the building, and then left them out with all the other toys when they were in the room earlier that day. As soon as they flipped the light back on to seek, they saw him biting down on one of the Orbeez. They were unsure if he had more in his mouth or had swallowed any. Child care staff members immediately did a mouth sweep and did not discover any in his mouth. They contacted Child A's Mother and she took him to the doctor for an examination.

CCSM 2 stated that she was working with the Teddy and Panda children in the cafeteria at the time of the reported incident. She stated that there were approximately 10-15 children and at least four child care staff members. They were playing hide and seek and turning the lights on and off to indicate when to hide and when to seek. She indicated that it was not dark when the lights were off and the children remained visible at all times.

CCSM 2 reported that at one point they turned the lights back on to begin seeking, and they observed Child A putting an Orbeez water ball in his mouth. They immediately rushed over to him and performed a mouth sweep. She and the other child care staff members removed at least two water beads from his mouth and were unsure if he had swallowed any others. They notified his mother, and she took him to the doctor for an assessment.

CCSM 2 indicated that the Orbeez water beads were not in a backpack or cubby but were out with all of the other toys in the classroom. She believes an older child may have brought the Orbeez to the child care and possibly left them out and accessible, but she is not sure. She expressed that all of the age groups in the child care use the cafeteria for large gross motor play at different times during the day. All the toys in the cafeteria are accessible to all of the children even if the toys are technically designed for certain age groups. It would be the responsibility of the child care staff to assure that the younger children are not using the toys that are not age appropriate.

On 8/23/2023 I completed phone contact with Child C's Mother. Child C (female, 2 years) has been enrolled at the child care for approximately one year. Child C's Mother reported that she has not really had concerns regarding supervision or care. She usually picks up and drops off before the children combine into a larger group and go to the gym, so she is unsure how many child care children and staff are present at those times. She denied concerns.

On 8/23/2023 I completed phone contact with Child D’s Mother. Child D (male, 2 ½ years) has been enrolled for approximately two years. Child D’s Mother expressed that she has increasing concerns regarding supervision at the child care. She reported that Child D has come home with unexplained injuries such as, a goose egg on his head and no incident report or notification. She reported that when the classrooms combine in the gym at the end of the day it appears to be total “mayhem” with the kids running around and pulling unsecured bookshelves down on other children. There appears to be little supervision or control.

Child D’s Mother reported that feels that things at the child care are really declining, and she is planning to move Child D to a new facility due to these issues. She reported that when the classrooms combine at the end of the day there are often 10 to 12 children with two or three child care staff. The child care staff do not seem well-trained or prepared to manage the children.

On 8/24/2023 I completed phone contact with Child A’s Mother. She reported that things at the child care have not been going well for a while now. She feels that the child care is understaffed and the child care staff are untrained and overwhelmed. She was notified of the reported incident, but feels that the story of exactly what happened is unclear and has changed several times. One time they told her he did swallow the Orbeez water beads, and then said he never swallowed any. They also told her he was in the classroom, but then said they were in the cafeteria.

Child A’s Mother reported that CCSM 1 told her that Child A got the Orbeez from another child’s backpack, but she does not believe her young child would go and look in a back pack, in the middle of a game of hide and seek. Further, she questioned why they were playing hide and seek with the lights off with children of this age and development in such a large space. Child A’s Mother stated that she refused to sign the incident report the child care provided to her.

I attempted phone contact with Child B’s Mother, but no return call was received.

APPLICABLE RULE	
R 400.8125	Staff; volunteer; requirements.
	(1) All staff and volunteers shall provide appropriate care and supervision of children at all times.

ANALYSIS:	The child care staff members failed to provide appropriate care and supervision by allowing Child A to gain access to Orbeez water beads which are designed for children 5 years and above and ingest them.
CONCLUSION:	VIOLATION ESTABLISHED

ADDITIONAL FINDINGS:

INVESTIGATION: During the initial onsite inspection, Brianna Hollister acknowledged that Child A did receive medical treatment for the incident of potentially ingesting Orbeez water beads while at the child care. Brianna Hollister did not notify the department by phone, email or fax with in 24 hours or complete the required written notification within 72 hours.

APPLICABLE RULE	
R 400.8158	Incident, accident, injury, illness, death, fire reporting.
	(3) A licensee, licensee designee, or program director shall report to the department, via phone, fax, or email, within 24 hours of notification by a parent that a child received medical treatment or was hospitalized for an injury, accident, or medical condition that occurred while the child was in care.
ANALYSIS:	Brianna Hollister failed to notify the department within 24 hours that Child A received medical treatment following the incident of ingesting Orbeez water beads while the child was in care.
CONCLUSION:	VIOLATION ESTABLISHED

APPLICABLE RULE	
R 400.8158	Incident, accident, injury, illness, death, fire reporting.
	(4) A licensee, licensee designee, or program director shall submit a written report to the department of the occurrences outlined in subrules (1), (2), and (3) of this rule, in a format provided by the department, within 72 hours of the verbal report to the department.

ANALYSIS:	Brianna Hollister failed to provide the department with a written report within 72 hours that Child A received medical treatment following the incident of ingesting Orbeez water beads while the child was in care.
CONCLUSION:	VIOLATION ESTABLISHED

IV. RECOMMENDATION

Upon receipt of an acceptable corrective action plan, I recommend no change in the status of the license.

Beth Goding

8/25/2023

Beth Goding
Licensing Consultant

Date

Approved By:

Charnell Lennox

8/25/2023

Charnell Lennox
Area Manager

Date