



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

ORLENE HAWKS  
DIRECTOR

March 21, 2023

Ariel Kramer  
Yaldeinu Early Childhood, LLC  
16217 Hilton Street  
Southfield, MI 48075

RE: License #: DC630405091  
B'Nai Israel  
15400 W 10 Mile Rd  
Oak Park, MI 48237

Dear Mr. Kramer:

This letter is a follow-up to the Department’s findings regarding the interim inspection conducted at your center on 03/16/2023. The purpose of this inspection was to determine compliance with applicable licensing statutes and administrative rules for Child Care Centers.

The violations that were found are:

R 400.8167	<b>Indoor space</b>
	(3) A center shall provide a floor plan of all child use areas to the department at initial licensure and before making structural changes or adding any child use space. Only space that has received prior approval for child use by the department may be used for child care.
The hallway which is unapproved for child use space was being used. Child Care Staff member (CCSM), Ms. Kramer said the space is being used for one on one with a child with “behavioral issues.” I observed a small plastic slide and books at the table and Ms. Kramer and the child were eating in the hallway when I arrived.	
R 400.8110	<b>Applicant; licensee; licensee designee; requirements.</b>
	(9) Within 5 business days, the licensee shall notify the department of the separation of a licensee designee, program

	director, or a central administrator approved under R 400.8113(12), and a plan for replacement of the individual.
The department was not made aware of the previous program director's (PD), A.P. departure as PD from the facility in June 2022.	
<b>R 400.8112</b>	<b>Comprehensive background check; fingerprinting.</b>
	(1) Pursuant to section 5n of the act, MCL 722.115n, before an individual has unsupervised contact with children, the department shall determine the individual's eligibility to be any of the following: <ul style="list-style-type: none"> <li>(a) A licensee.</li> <li>(b) A licensee designee.</li> <li>(c) A child care staff member.</li> <li>(d) A child care aide.</li> <li>(e) An unsupervised volunteer.</li> </ul>
<p>Identified CCSM's, H.D, B.P, M.F and identified substitutes, B.S and M.C. have worked at the child care facility providing unsupervised care and have not been found eligible through the child care background check system. Mr. Kramer shared most of his staff were hired September 2022.</p> <p><b>REPEAT VIOLATION ESTABLISHED</b>  <b>LSR: 06/24/2021</b>  <b>Corrective Action Plan: 07/06/2021</b></p>	
<b>R 400.8113</b>	<b>Program director qualifications; responsibilities.</b>
	(2) A program director shall be present in the center in the following manner: <ul style="list-style-type: none"> <li>(a) Full time for programs operating less than 6 continuous hours.</li> <li>(b) At least 50% of the time children are in care but not less than a total of 6 hours per day for programs operating 6 or more continuous hours.</li> </ul>
The child care facility has been in operation without a program director since June 2022.	

<b>REPEAT VIOLATION ESTABLISHED</b> <b>LSR: 06/24/2021</b> <b>Corrective Action Plan: 07/06/2021</b>	
<b>R 400.8122</b>	<b>Lead caregiver; qualifications; responsibilities.</b>
	(5) Lead caregivers shall meet 1 of the following qualifications shown in Table 3:
The two approved rooms have operated without an approved lead caregiver since September 2022. Mr. Kramer confirmed knowledge of the department's variance for lead caregivers.	
<b>R 400.8128</b>	<b>Staff; volunteer; tuberculosis.</b>
	A center shall keep on file at the center evidence to verify that each child care staff member and each volunteer who has contact with children at least 4 hours per week for more than 2 consecutive weeks is free from communicable tuberculosis (TB). Verification of TB status is required within 1 year before employment or volunteering.
Verification of TB status for the identified CCSM's and substitutes was not on file for viewing. Mr. Kramer confirmed CCSM, Ms. Kramer has her TB status (which I previously reviewed), however, the other CCSM's did not have a TB status and there were no verifications onsite for viewing. This includes N.R., H.D., B.P, M.F. P.S., B.S. and M.C.	
<b>R 400.8131</b>	<b>Professional development requirements.</b>
	(12) When the department of licensing and regulatory affairs or the department of education publishes a notice that a new health and safety update document or a new health and safety update training activity has been published on MiRegistry, the licensee shall ensure that all personnel read and acknowledge the document or complete the activity within 6 months of the notice.
At the time of this onsite, CCSM, N.K did not have the 2022 refresher course completed.	

R 400.8131	<b>Professional development requirements.</b>
	(3) Before caring for children, all child care staff members and unsupervised volunteers who work directly with children shall be trained on prevention of shaken baby syndrome, abusive head trauma and child maltreatment, and recognition and reporting of child abuse and neglect.
<p>At the time of this onsite, none of the identified CCSM's completed the requirement of this training, prior to working with children. This includes N.R., H.D., B.P, M.F. P.S., B.S. N.K. and M.C.</p> <p><b>REPEAT VIOLATION ESTABLISHED</b>  <b>LSR: 01/10/2022</b>  <b>Corrective Action Plan: 01/21/2022</b></p> <p><b>REPEAT VIOLATION ESTABLISHED</b>  <b>LSR: 06/24/2021</b>  <b>Corrective Action Plan: 07/06/2021</b></p>	
R 400.8131	<b>Professional development requirements.</b>
	(4) Before unsupervised contact with children, all child care staff members who work directly with children shall complete prevention and control of infectious disease training, including immunizations.
<p>At the time of this onsite, none of the identified CCSM's completed the requirement of this training, prior to working with children. This includes N.R., H.D., B.P, M.F. P.S., B.S. N.K. and M.C.</p> <p><b>REPEAT VIOLATION ESTABLISHED</b>  <b>LSR: 01/10/2022</b>  <b>Corrective Action Plan: 01/21/2022</b></p> <p><b>REPEAT VIOLATION ESTABLISHED</b>  <b>LSR: 06/24/2021</b>  <b>Corrective Action Plan: 07/06/2021</b></p>	

<b>R 400.8131</b>	<p>(5) Within 90 days of being hired, or the first day as an unsupervised volunteer, all child care staff members and unsupervised volunteers who work directly with children shall complete the following trainings, which may count toward annual professional development hours and are available at MiRegistry:</p> <ul style="list-style-type: none"> <li>(a) Administration of medication.</li> <li>(b) Prevention of and response to emergencies due to food and allergic reactions.</li> <li>(c) Building and physical premises safety.</li> <li>(d) Emergency preparedness and response planning.</li> <li>(e) Handling and storage of hazardous materials and appropriate disposal of bio-contaminants.</li> <li>(f) Precautions in transporting children, if applicable.</li> <li>(g) Child development.</li> </ul>
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At the time of this onsite, none of the identified CCSM's completed the requirement of this training, within 90 days of being hired. This includes N.R., H.D., B.P, M.F. P.S., B.S. N.K. and M.C.

**REPEAT VIOLATION ESTABLISHED**  
**LSR: 01/10/2022**  
**Corrective Action Plan: 01/21/2022**

**REPEAT VIOLATION ESTABLISHED**  
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**Corrective Action Plan: 07/06/2021**

<b>R 400.8134</b>	<b>Hand washing.</b>
	<p>(2) All staff and volunteers shall wash their hands at all of the following times:</p> <ul style="list-style-type: none"> <li>(g) After handling bodily fluids.</li> </ul>

I observed identified CCSM, N.R. wipe two children's running noses and did not wash her hands following. I immediately brought this to her attention and asked that she wash her hands at which time she did.

**REPEAT VIOLATION ESTABLISHED**  
**LSR: 06/24/2021**  
**Corrective Action Plan: 07/06/2021**

<b>R 400.8134</b>	<b>Hand washing.</b>
	(3) Staff and volunteers shall ensure that children wash their hands at all of the following times: (a) Before meals, snacks, or food preparation experiences.
<p>CCSM's in both the infant/toddler and the preschool rooms did not ensure children washed their hands before having lunch.</p> <p><b>REPEAT VIOLATION ESTABLISHED</b>  <b>LSR: 06/24/2022</b>  <b>Corrective Action Plan: 07/06/2022</b></p>	
<b>R 400.8134</b>	<b>Hand washing.</b>
	(3) Staff and volunteers shall ensure that children wash their hands at all of the following times: (b) After toileting or diapering.
<p>Staff did not ensure the toddlers washed their hands following diapering.</p> <p><b>REPEAT VIOLATION ESTABLISHED</b>  <b>LSR: 06/24/2022</b>  <b>Corrective Action Plan: 07/06/2022</b></p>	
<b>R 400.8161</b>	<b>Emergency procedures.</b>
	(7) A written log indicating the date and time of fire and tornado drills must be kept on file at the center.
<p>The facility did not have any fire and tornado drills documented for the 2022 calendar year and one fire and one tornado drill were missing for the 2021 calendar year. Mr. Kramer shared drills are practiced regularly and were just not documented.</p>	
<b>R 400.8179</b>	<b>Program.</b>
	(4) Developmentally appropriate experiences must be designed so that throughout the day each child has opportunities to do all of the following: (a) Practice social interaction skills.

	<ul style="list-style-type: none"> <li>(b) Use materials and take part in activities that encourage creativity.</li> <li>(c) Learn new ideas and skills.</li> <li>(d) Participate in imaginative play.</li> <li>(e) Participate in developmentally appropriate language and literacy experiences.</li> <li>(f) Participate in early math and science experiences.</li> <li>(g) Be physically active.</li> </ul>
<p>I observed a child sitting in the hallway upon my entrance into the child care facility. CCSM, N.K. shared she's been working in the hallway with the child providing one on one care due to "behavioral" issues. She confirmed the child spends most of the day in the hallway. She shared this has taking place for more than a week.</p>	
<p><b>R 400.8182</b></p>	<p><b>Ratio and group size requirements.</b></p>
	<p>(3) In each room or well-defined space, the maximum group size and ratio of child care staff members to children, including children related to a staff member or the licensee, must be as shown in Table 4:</p> <ul style="list-style-type: none"> <li>(a) Infants and toddlers, birth until 30 months, 1 to 4 ratio, with a maximum group size of 12.</li> </ul>
<p>The Infant/toddler classroom had eleven children with two staff in the classroom. CCSM, N.K. who works in the infant/toddler classroom was working in the hallway providing one on one care for a child. As a result, this placed the room out of ratio. When this was brought to her attention, she returned to the classroom with the child and ratio was than maintained.</p> <p><b>REPEAT VIOLATION ESTABLISHED</b>  <b>LSR: 01/10/2022</b>  <b>Corrective Action Plan: 01/21/2022</b></p>	
<p><b>R 400.8182</b></p>	<p><b>Ratio and group size requirements.</b></p>
	<p>(7) If there are children of mixed ages in the same room or well-defined space, then the ratio and group size is determined by the age of the youngest child, unless each group of children is clearly separated and the appropriate child care staff member-to-child ratios and group sizes, if applicable, for each age group are maintained.</p>

	<p>Upon my arrival, I observed the room divider open and all the children interacting with one another. CCSM, N.K. shared this takes place at times daily. Due to the mixed ages, there were 24 children with the youngest being toddlers. This would require a 1 to 4 ratio. There were 5 CCSM's total. When this was brought to their attention, the divider was positioned to separate the two classrooms. The preschool classroom had 12 children with 2 staff and the infant classroom had 11 children with 2 staff until CCSM, N.K. returned to the classroom at which time there were 12 children and 3 staff.</p> <p><b>REPEAT VIOLATION ESTABLISHED</b>  <b>LSR: 01/10/2022</b>  <b>Corrective Action Plan: 01/21/2022</b></p>
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Due to the violations, you must send us a corrective action plan by 04/10/2023. 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.

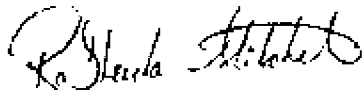
I recommend issuance of a 1<sup>st</sup> provisional license. If you accept the provisional license, you must sign and return the enclosed waiver form. If you do not accept the provisional license, you must notify this office in writing and an administrative hearing will be scheduled. Even if you don't accept the provisional license, you must still send us an acceptable corrective action plan.

<b>During calendar year 2022:</b>	<b>Total</b>
Number of serious injuries that occurred in facility.	<b>0</b>
Number of deaths that occurred in the facility.	<b>0</b>
Number of substantiated cases of abuse and/or neglect of a child that occurred at the facility.	<b>0</b>

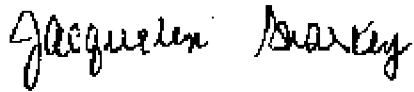
You can find a copy of this inspection letter and any associated corrective action plans on our website under Statewide Search for Licensed Child Care Centers and Homes. A description of when inspection letters are completed can be found under Overview of Licensing Reports.

Please contact me with any questions. In the event that I am not available and you need to speak to someone immediately, please contact the local office at (248) 975-5053.

Sincerely,



RaSheeda Mitchell, Licensing Consultant  
Bureau of Community and Health Systems  
611 W. Ottawa Street  
P.O. Box 30664  
Lansing, MI 48909  
(248) 762-1915



03/21/2023

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Jacquelin Sharkey  
Area Manager

Date