



STATE OF MICHIGAN
 DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
 LANSING

GRETCHEN WHITMER
 GOVERNOR

ORLENE HAWKS
 DIRECTOR

October 26, 2022

Rebecca Miller
 107 Bremer
 Tustin, MI 49688

RE: License #: DC670343818
 Investigation #: 2022D1080021
 Grandmas House Childcare

Dear Rebecca Miller:

I conducted a special investigation because the child care licensing division received a complaint against your facility that related to licensing rules or law. The allegations were related to the following:

R 400.8170 (13) Outdoor play area.

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

- I interviewed program director/licensee.
- I completed on-site inspections on the following dates: 09/27/2022.

As a result of this investigation, I found the following violations:

R 400.8170 (11) Outdoor play area.
 R 400.8170 (13) Outdoor play area.

I recommend no change to the current license status.

The special investigation report is attached. Due to the violation(s) identified in the report, a written corrective action plan was required. On 10/25/2022, you submitted an acceptable written corrective action plan.

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"/>
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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](#).

Please review the enclosed documentation for accuracy and 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 (517) 284-9730.

Sincerely,

Amanda Wendell

Amanda Wendell, Licensing Consultant
Child Care Licensing Bureau
611 W. Ottawa Street
P.O. Box 30664
Lansing, MI 48909
(231) 492-5410

enclosure

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

I. IDENTIFYING INFORMATION

License #:	DC670343818
Investigation #:	2022D1080021
Complaint Receipt Date:	09/22/2022
Investigation Initiation Date:	09/27/2022
Report Due Date:	11/21/2022
Licensee Name:	Rebecca Miller
Licensee Address:	3446 Raymond Road Luther, MI 49656
Licensee Telephone #:	(231) 797-5124
Administrator:	N/A
Licensee Designee:	
Name of Facility:	Grandmas House Childcare
Facility Address:	107 Bremer Tustin, MI 49688
Facility Telephone #:	(231) 829-9900
Original Issuance Date:	09/13/2013
License Status:	REGULAR
Effective Date:	09/13/2021
Expiration Date:	09/12/2023
Capacity:	150
Program Type:	CHILD CARE CENTER

II. ALLEGATION(S)

	Violation Established?
The center has playground equipment that does not have a fall zone or surfacing under the equipment.	Yes
Additional Findings	Yes

III. METHODOLOGY

09/22/2022	Special Investigation Intake 2022D1080021
09/22/2022	Contact - Document Received Photographs of the equipment
09/27/2022	Special Investigation Initiated - On Site
09/27/2022	Exit Conference
09/28/2022	Contact – Telephone call made
09/28/2022	Inspection Completed-BCAL Sub. Compliance
10/04/2022	Contact - Telephone call received
10/14/2022	Contact - Telephone call received
10/25/2022	Corrective Action Plan received
10/25/2022	Corrective Action Plan approved

ALLEGATION: The center has playground equipment that does not have a fall zone or surfacing under the equipment.

INVESTIGATION: On 09/22/2022, I received a complaint alleging that the center has playground equipment (specifically noted as a Volkswagen bus, a Jeep and a boat) that do not have fall zones or surfacing under the equipment. It stated that the complainant saw photographs of this on Facebook. On the same day, I obtained photographs from the center’s Facebook page showing the equipment, that it has elevated play areas, and that there is not adequate surfacing covering the fall zones.

On 09/27/2022 I completed an onsite inspection, including an inspection of the playground areas. Program director/licensee Ms. Rebecca Miller confirmed that they obtained one piece of playground equipment (Jeep) at the end of July 2022 and the others (bus and boat) on 08/31/2022. She thought that they did not need a playground inspection because they are so low to the ground. She did not realize they also needed adequate surfacing underneath. I informed her that all equipment containing elevated play surfaces, regardless of height, need to be inspected by a certified playground safety inspector prior to use. I informed her of the rule change that went into effect on 12/18/2019, requiring surfacing under all climbing equipment, regardless of height.

Ms. Miller said they have additional equipment on the toddler playground that the previous safety inspector said did not need to be inspected, due to its height. I inspected the toddler playground and found three pieces of climbing equipment. Two were commercial and one was residential. Ms. Miller was under the understanding that the residential equipment could be used on the toddler playground. In addition, none of the fall zones had surfacing around them.

Ms. Miller agreed that she will obtain a playground inspection for both playgrounds and will not allow children to utilize the equipment in question until an inspection has been completed. She will notify the department of the date of the inspection and will provide the report once it is received.

In a telephone call to Ms. Miller, I read the following to her from technical assistance. "Centers licensed prior to January 2, 2014 can continue to use any residential climbing equipment manufactured for and used by children under the age of 2 obtained prior to January 2, 2014 but cannot add residential climbing equipment for this age group." Ms. Miller confirmed that the residential equipment on the toddler playground was not in place prior to 2014. In this phone call, Ms. Miller informed me that she has a playground inspection scheduled, she will have the inspector include the toddler playground in his inspection and will remove the residential equipment from the toddler playground.

On 10/04/2022, Ms. Miller texted me to inform me that the playground inspector came on 10/03/2022. He is going to research the toddler guidelines and he approved the structures on the older child playground. She will forward the inspection report upon receipt.

APPLICABLE RULE	
R 400.8170	Outdoor play area.
	(13) All pieces of playground equipment that have an elevated playing or climbing surface, regardless of the height of the playing or climbing surface, must be surrounded by a shock absorbing surface and meet the guidelines defined by the

	Consumer Product Safety Commission (CPSC) Handbook for Public Playground Safety, ...
ANALYSIS:	Ms. Miller did not ensure that all elevated play surfaces are surrounded by a shock absorbing surface.
CONCLUSION:	VIOLATION ESTABLISHED

ADDITIONAL FINDINGS:

APPLICABLE RULE	
R 400.8170	Outdoor play area.
	(11) The playground equipment, use zones, and surfacing in the outdoor play area must be inspected by a certified playground safety inspector and an approval granted for playground equipment and areas used before issuance of an original license, upon request of the department, and before using any newly added playground equipment. The center shall provide documentation of the inspection to the department upon request and shall keep it on file at the center.
ANALYSIS:	Ms. Miller did not obtain approval from a certified playground safety inspector prior to using newly added playground equipment.
CONCLUSION:	VIOLATION ESTABLISHED

During the exit conference, technical assistance/consultation was provided regarding the following:

- I reminded Ms. Miller that the wood chips located in fall zones must be replenished when compacted or moved.

IV. RECOMMENDATION

I recommend that this special investigation be closed with no change to the status of the license.

Amanda Wendell

10/26/2022

Amanda Wendell
Licensing Consultant

Date

Approved By:

Candice Case-French

10/26/2022

Candice Case-French
Area Manager

Date