



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

GRETCHEN WHITMER
GOVERNOR

ORLENE HAWKS
DIRECTOR

May 10, 2023

Tanya France
59327 W. Brockton St.
New Haven, MI 48048

RE: License #: DG500254039
Investigation #: 2023D0023009
Tanya France

Dear Ms. France:

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 400.1925(1)(d)	Comprehensive background check; fingerprinting.
R 400.1919(2)	Communicable disease; immunization; mental and physical health; physician attestation; tuberculosis.

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

- I interviewed: the person who made the complaint, licensee, child care staff members, and parents.
- I completed on-site inspections on the following dates: 01/12/2023.

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

R 400.1919(2)	Communicable disease; immunization; mental and physical health; physician attestation; tuberculosis.
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I recommend no change to the current license status.

Due to the violations, you must send us a corrective action plan by 05/30/2023. 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](#).

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,

A handwritten signature in black ink, appearing to read 'Linda Pavlovski', written in a cursive style.

Linda Pavlovski, Licensing Consultant
Bureau of Community and Health Systems
4809 Clio Road
Flint, MI 48504
(586) 243-9496
enclosure

**MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CHILD CARE LICENSING BUREAU
SPECIAL INVESTIGATION REPORT**

I. IDENTIFYING INFORMATION

License #:	DG500254039
Investigation #:	2023D0023009
Complaint Receipt Date:	01/03/2023
Investigation Initiation Date:	01/05/2023
Report Due Date:	03/04/2023
Licensee Name:	Tanya France
Licensee Address:	59327 W. Brockton St. New Haven, MI 48048
Licensee Telephone #:	(586) 588-0017
Administrator:	N/A
Licensee Designee:	N/A
Name of Facility:	Tanya France
Facility Address:	59327 W. Brockton Street New Haven, MI 48048
Facility Telephone #:	(586) 588-0017
Original Issuance Date:	02/27/2003
License Status:	REGULAR
Effective Date:	08/28/2021
Expiration Date:	08/27/2023
Capacity:	12
Program Type:	CHILD CARE GROUP HOME (CAPACITY 7-12)

II. ALLEGATION(S)

	Violation Established?
Home is licensed for child care and has two vulnerable adults living in the home that are caring for the child care children. The two adults do not appear competent to care for children.	Yes
There is concern that the two vulnerable adults living in the home do not have background checks completed.	No

III. METHODOLOGY

01/03/2023	Special Investigation Intake 2023D0023009
01/05/2023	Special Investigation Initiated - Telephone Interviewed Complainant.
01/10/2023	Contact - Document Received Email received from assigned Department of Health and Human Services (DHHS) worker Debra Johns.
01/10/2023	Contact - Document Sent E-mail sent to DHHS worker Debra Johns.
01/12/2023	Inspection Completed On-site Unannounced onsite from 1:00 pm - 2:10 pm.
01/17/2023	Contact - Document Received E-mail received from DHHS worker Debra Johns.
01/27/2023	Contact - Telephone call made Conference call with DHHS worker Debra Johns.
04/17/2023	Contact - Telephone call made Interviewed parents.
04/17/2023	Contact - Document Received Copies of medical forms received from Ms. France for Household Member 1 & Household Member 2.
04/18/2023	Contact - Telephone call made Interviewed parents.

04/19/2023	Contact - Telephone call made Interviewed parents.
04/20/2023	Exit Conference Exit with Ms. France.
04/20/2023	Inspection Completed-BCAL Sub. Compliance

ALLEGATION: Home is licensed for child care and has two vulnerable adults living in the home that are caring for the child care children. The two adults do not appear competent to care for children.

INVESTIGATION:

On 01/05/2023, I interviewed the Complainant. The Complainant expressed that there are two adults living in the child care home who are Adult Foster Care residents that moved in with licensee Ms. France when they could not find placement. There is concern that these two individuals are being taken advantage of because they appear vulnerable, and Ms. France is using them to care for the children.

On 01/05/2023, I interviewed Child A's Mother. Child A's Mother expressed that at drop off and pick up times Household Member 1 assists with the care of the children and lives in the same household with Ms. France and her family. Household Member 1 is seen assisting Ms. France in the daily tasks during the child care hours, however, it is unclear how involved in the caregiving she is since she appears to have her own special needs. Household Member 2 also lives in the home and does not provide any kind of assistance with the child care caregiving from what has been observed.

On 01/10/2023, I received an email from DHHS worker Debra Johns. Ms. Johns reported that she is currently investigating a complaint that Household Member 1 and Household Member 2 are Adult Foster Care residents living with child care licensee Tanya France who is using them to care for child care children. Ms. Johns conducted home visit where she interviewed Ms. France and Household Member 1 and Household Member 2.

On 01/12/2023, I conducted an unannounced onsite inspection. Present in the home was Ms. France, Household Member 1, Household Member 2, and Household Member 3. There was a total of 12 child care children in the home. Household 1 and Ms. France were downstairs with the children and Household Member 3 was upstairs in the kitchen area. Household Member 2 was observed eating and then went into her room. Household Member 1 was observed assisting in cleaning the children's tables as the children had finished lunch and began free play with

playdough. During the duration of the visit, either Ms. France or Household Member 3 were accompanying Household Member 1 when with the child care children.

Ms. France reported that Household Member 1 is never left alone with the child care children as she only assists in cleaning around the child care area. Household Member 1 assists with the child care children with supervision. Household Member 1 is not officially an assistant but helps out because she enjoys helping with the child care. Household Member 2 does not assist in caring for the children in any way. Both Household Member 1 and Household Member 2 are household members that live in the home and provide rent, they are not Adult Foster Care residents and can care for themselves. Ms. France and her husband used to own and operate an Adult Foster Care home a couple years ago, but no longer operate one.

Household Member 1 stated that she is a household member, lives with Ms. France and her family. Household Member 1 loves helping with the child care and enjoys spending time with the children. Household Member 1 did complete her First Aid and CPR training. Ms. France or another adult household member is always present in the home during child care hours.

On 01/27/2023, I had a conference call with DHHS worker Debra Johns. Ms. Johns explained that she interviewed both Household Member 1 and Household Member 2 legal guardians who had no issues with their living arrangement in Ms. France's household. Both Household Member 1 and Household Member 2 can care for themselves independently, but needed stable housing because they are still vulnerable with their health. However, Ms. France is not their caregiver. Household Member 1 expressed that she does assist with the child care, but Household Member 2 does not assist in the child care at all.

On 04/17/2023, I interviewed Child B's Mother, Child C's Mother, Child D's Mother, Child E's Mother, Child F's Mother, and Child G's Mother. The parents interviewed all expressed that Ms. France is in the home whenever they see Household Member 1 assisting her in the childcare.

Child D's Mother stated that she has seen Household Member 1 alone with the children at the school bus stop during both the morning and afternoon drop off and pick-ups. Ms. France is not with Household Member 1 and the children during this time.

On 04/17/2023, I received copies of medical forms from Ms. France for Household Member 1 & Household Member 2. The medical forms were completed by a medical professional that indicated in the form that both Household Member 1 and Household Member 2 have a physical/mental condition or health problem exists which would affect the ability to provide independent care of children (birth to age 17) in a child care setting, with or without reasonable accommodation. The comment section of the health form from the medical professional stated that Household Member 1 "patient will not be caring for children unsupervised--she helps

clean.” The comment section of the form from the medical professional for Household Member 2 indicated that “patient has cerebral palsy and is not watching children.”

On 04/18/2023, I interviewed Child H’s Mother. Child H’s Mother expressed that she has witnessed Household Member 1 walking the child care children to the school bus stop and picking them up from the school bus stop alone and not with Ms. France.

On 04/19/2023, I interviewed Child I’s Mother. Child I’s Mother stated that she has witnessed one time in the month of November/December 2022 when Household Member 1 was found left alone with the children upon pick up due to a family emergency with Ms. France. The emergency contact arrived after Child I’s Mother came to pick up her child.

On 4/20/2023, I conducted an exit conference with licensee Ms. France. I informed Ms. France that based on the parent interviews who have witnessed Household Member 1 unsupervised with the child care children and the medical forms completed by a medical professional indicating that neither Household Member 1 nor Household Member 2 are permitted to be left alone unsupervised with the child care children, a licensing rule violation was found. Ms. France stated that she will be working to get Household Member 1’s physical updated and to determine if she can be an official assistant. I explained to Ms. France that if Household Member 1 will be officially taking on a role of an assistant caregiver or child care staff member, it is important to also have her complete all her required trainings per licensing.

APPLICABLE RULE	
R 400.1919	Communicable disease; immunization; mental and physical health; physician attestation; tuberculosis.
	(2) A licensee shall obtain from a child care staff member and a child care assistant a written statement, signed by a licensed physician or his or her designee within 1 year prior to caring for children, that attests to the child care staff member's or child care assistant's mental and physical health. The attestation must be renewed at the time of subsequent renewals of the child care home's license.

ANALYSIS:	<p>Child care parents have witnessed Household Member 1 to be left unsupervised with the child care children and Household Member 1 is not permitted to be left unsupervised per the attestation determined by the medical professional on the medical form.</p> <p>Household Member 2 is a household member living in the home with licensee Ms. France and her family but does not care for the children. Household Member 2 is also not permitted to care for child care children per the attestation determined by the medical professional.</p>
CONCLUSION:	VIOLATION ESTABLISHED

INVESTIGATION: There is concern that the two vulnerable adults living in the home do not have background checks completed.

During the onsite inspection on 01/12/2023, I was able to verify that both Household Member 1 and Household Member 2 are legal household members that pay rent and live with Ms. France and her family. Both Household Member 1 and Household Member 2 have completed their required comprehensive background checks and were found to be eligible household members permitted to live in the home with Ms. France and her family.

APPLICABLE RULE	
R 400.1925	Comprehensive background check; fingerprinting.
	<p>(1) Pursuant to section 5n of the act, MCL 722.115n, prior to an individual having any unsupervised contact with children, the department shall determine the individual's eligibility to be any of the following:</p> <p>(d) A child care staff member.</p>
ANALYSIS:	Both Household Member 1 and Household Member 2 have completed their comprehensive background checks and have been verified to be eligible to live in Ms. France's licensed child care home.
CONCLUSION:	VIOLATION NOT ESTABLISHED

IV. RECOMMENDATION

Upon an acceptable corrective action plan is received and approved, I recommend no change in the license status.



05/04/2023

Linda Pavlovski
Licensing Consultant

Date

Approved By:



05/10/2023

Crecendra Boone
Area Manager

Date