



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MARLON I. BROWN, DPA
ACTING DIRECTOR

August 7, 2023

Victoria Farver
4314 E Monroe
Midland, MI 48642

RE: License #: DG560302019
Investigation #: 2023D0610010
Victoria Farver Whippersnappers

Dear Ms. Farver:

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:

- R400.1903 Licensee responsibilities.
- R400.1904b Child care assistant; requirements.
- R400.1905 Training.
- R400.1906 Records of a licensee; child care staff member; child care assistant.
- 722.115n Application for or renewal of license to operate child care center, group child care home, or family child care home; household member or child care staff member; criminal history check; requirements; duties of department.

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

- I interviewed the licensee, caregivers, parents, or others with relevant information.
- I completed onsite inspections on 06/13/2023 and 07/24/2023.

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

- R400.1903 Licensee responsibilities.**
- R400.1904b Child care assistant; requirements.**
- R400.1905 Training.**
- R400.1906 Records of a licensee; child care staff member; child care assistant.**
- 722.115n Application for or renewal of license to operate child care center, group child care home, or family child care home; household**

member or child care staff member; criminal history check; requirements; duties of department.

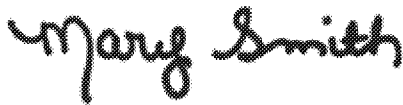
I recommend no change to the current license status.

The special investigation report is attached. Due to the violation(s) identified in the report, a written corrective action plan was required. On 7/24/2023, 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"/>

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,



Mary Smith, Licensing Consultant
Bureau of Child Care Licensing
411 Genesee
P.O. Box 5070
Saginaw, MI 48605
(989) 780-0924

enclosure

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

I. IDENTIFYING INFORMATION

License #:	DG560302019
Investigation #:	2023D0610010
Complaint Receipt Date:	06/09/2023
Investigation Initiation Date:	06/13/2023
Report Due Date:	08/08/2023
Licensee Name:	Victoria Farver
Licensee Address:	4314 E Monroe Midland, MI 48642
Licensee Telephone #:	(989) 837-9906
Administrator:	N/A
Licensee Designee:	N/A
Name of Facility:	Victoria Farver Whippersnappers
Facility Address:	4314 E Monroe Midland, MI 48642
Facility Telephone #:	(989) 837-9906
Original Issuance Date:	05/29/2009
License Status:	REGULAR
Effective Date:	11/29/2021
Expiration Date:	11/28/2023
Capacity:	14
Program Type:	CHILD CARE GROUP HOME (CAPACITY 7-12)

II. ALLEGATION(S)

	Violation Established?
The licensee has a 12-year-old and a 14-year-old working as child care staff members without proper training and clearances. While the 14-year-old assistant caregiver was present Child A (male, age 20 months) fell out of the chair and got a bloody lip.	Yes

III. METHODOLOGY

06/09/2023	Special Investigation Intake 2023D0610010
06/13/2023	Special Investigation Initiated - On Site Unannounced onsite inspection completed by Mary Smith (1:15 pm - 2:20 pm) Interviews conducted with licensee Victoria Farver and assistant caregiver [REDACTED]
06/13/2023	Contact - Document Received Obtained copy of Child A's child information card
06/13/2023	Contact - Telephone call made Attempted telephone call to Child A's mother - no answer - voice mail message left requesting a return phone call
07/24/2023	Inspection Completed On-site Inspection completed onsite by Mary Smith (1:30 pm - 2:40 pm) Interview with licensee and observed children and programming
07/24/2023	Contact - Telephone call made Attempted telephone call made to Child A's mother - no answer - voice mail message left requesting return phone call
07/25/2023	Contact - Telephone call received Received voice mail message from Child A's mother
07/26/2023	Contact - Telephone call made Attempted telephone call made to Child A's mother - no answer - voice mail message left requesting return phone call
08/04/2023	Contact - Telephone call made Telephone call made to Child A's mother - interview conducted
08/04/2023	Exit Conference Exit conference held with licensee Victoria Farver via telephone

--	--

ALLEGATION: The licensee has a 12-year-old and a 14-year-old working as child care staff members without proper training and clearances. While the 14-year-old assistant caregiver was present Child A (male, age 20 months) fell out of the chair and got a bloody lip.

INVESTIGATION: On 06/13/2023, I completed an unannounced onsite inspection at Victoria Farver Whippersnappers group child care home. I conducted a walk-through inspection before interviewing the licensee. There were two child care staff members caring for 14 unrelated children.

I met with the licensee, Victoria Farver and an interview was conducted. Ms. Farver recently had a child care staff member quit unexpectedly. There is not a 12-year-old assistant caregiver employed at the group child care home. She did hire a 14-year-old assistant caregiver, [REDACTED] on 06/05/2023. The assistant caregiver has only worked six days. Ms. Farver admits that she did not have [REDACTED] cleared in the Child Care Background Check portal as required. She is not computer literate and has been unable to figure out how to schedule the fingerprint. [REDACTED] has not taken Safe Sleep, Sudden Infant Death Syndrome, Recognition of and reporting of child abuse and neglect or Prevention of Shaken Baby Syndrome or Abusive Head Trauma as required. [REDACTED] has not had a medical clearance completed, as required. Ms. Farver is working on getting all of these requirements completed however reports that she was unaware that these things had to be completed prior to the assistant caregiver beginning employment. On 06/05/2023, Child A (male, age 20 months) was sitting at the table, and he slid out of his chair and bit his bottom lip. Child A was being directly supervised by herself and the assistant caregiver. Ms. Farver provided first aide to Child A by placing a wet towel on his lip and provided comfort. Ms. Farver texted Child A's mother immediately and also sent her a picture via text message. The assistant caregiver is never left alone with the children as Ms. Farver provides direct supervision at all times, as required.

I then met with assistant caregiver, [REDACTED] and an interview was conducted. [REDACTED] began working on 06/05/2023 and is working Monday through Friday. [REDACTED] is never left alone with the children as Ms. Farver is providing direct supervision at all times. There are no other assistant caregivers at this time. On 06/05/2023, Child A slipped out of the chair and bumped the table with his chin and bit his lip. Ms. Farver immediately picked Child A up and provided comfort and first aid. Both Ms. Farver and herself were providing direct supervision of Child A at the time of the injury. Ms. Farver notified Child A's mother via text message of the injury. [REDACTED] is working to get all of her required training completed to qualify as the assistant caregiver.

I then requested to view Ms. Farver's child care staff member's attendance records and Ms. Farver reported she does not keep attendance. Ms. Farver was informed that she is required to keep daily attendance records of all staff members which must include the date and the time they arrive and the time they depart. Ms. Farver

indicated she was not aware of this rule. Ms. Farver reported that she would begin keeping track of daily attendance of all caregivers effective immediately.

I then requested a copy of Child A's child information card which was provided by Ms. Farver.

I discussed with Ms. Farver that the assistant caregiver cannot care for children until she is cleared on the Child Care Background Check portal, has a medical clearance, and completes the required trainings. Ms. Farver agreed to only keep 7 children until [REDACTED] has completed all the requirements of an assistant caregiver.

On 06/13/2023, I attempted to contact Child A's mother by telephone and there was no answer. A voice mail message was left requesting a return phone call.

On 07/24/2023, I conducted an unannounced onsite inspection at Victoria Farver Whippersnappers group child care home. I reviewed the assistant caregiver's file and as of 06/16/2023 all the requirements were met. As of 06/16/2023, Ms. Farver also has another qualified assistant caregiver, [REDACTED] who is an adult household member (AHM). [REDACTED] has not had to assist in providing care however is now qualified if needed. Ms. Farver is also interviewing another caregiver as [REDACTED] will be returning to school by mid-August 2023.

On 07/24/2023, I was able to review the staff attendance records. Ms. Farver is now keeping daily attendance records of all child care staff members and assistant caregivers as required.

On 07/24/2023, Ms. Farver completed a Corrective Action Plan.

On 07/24/2023, I attempted to contact Child A's mother by telephone and there was no answer. A voice mail message was left requesting a return phone call. On 07/25/2023, I received a voice mail message from Child A's mother requesting a return phone call. On 07/26/2023, I attempted to contact Child A's mother by telephone and there was no answer. A voice mail message was left requesting a return phone call.

On 08/04/2023, I contacted Child A's mother by telephone and an interview was conducted. On 06/05/2023, Ms. Farver texted her and explained that Child A had slipped out of his chair, bumping his chin on the table and bit his lip. Ms. Farver explained that she put a cold wash cloth on Child A's lip and provided comfort to him as he was crying. Ms. Farver also sent her a picture of his lip via text message. She had no concerns with the injury. She has no concerns with the quality of care provided by Ms. Farver or the assistant caregiver. Child A continues to attend Ms. Farver's group child care home and she is pleased with the care provided.

On 08/04/2023, an exit conference was held with the licensee, Ms. Farver via telephone. Ms. Farver understands that before any child care staff member or

assistant caregiver begins employment, she must ensure that all of the pre-requirements have been met.

APPLICABLE RULE	
R 400.1903	Licensee responsibilities. (7) The licensee shall cooperate with the department by ensuring that all individuals requiring a comprehensive background check are entered into the child care background check system and processed for eligibility as required by section 5n of the act, MCL722.115n, and R 400.1925.
ANALYSIS:	The licensee, Ms. Farver did not ensure that her assistant caregiver was entered into the child care background check system and processed for eligibility as required, before beginning employment on 06/05/2023, as required. The assistant caregiver [REDACTED] was determined eligible on 06/16/2023.
CONCLUSION:	VIOLATION ESTABLISHED

APPLICABLE RULE	
R 400.1904b	Child care assistant; requirements. (2) Prior to contact with children, the individual shall be determined by the department to be eligible to serve as a child care assistant, as required by R 400.1925.
ANALYSIS:	The licensee, Ms. Farver did not ensure that her assistant caregiver was determined by the department to be eligible to serve as a child care assistant before beginning employment on 06/05/2023, as required. The assistant caregiver [REDACTED] was determined eligible on 06/16/2023.
CONCLUSION:	VIOLATION ESTABLISHED

APPLICABLE RULE	
R 400.1905	Training. (3) A licensee shall ensure that child care staff members and child care assistants, prior to caring for children, have training that includes information on all of the following: (a) Safe sleep practices to prevent sudden infant death syndrome.

ANALYSIS:	The licensee did not ensure that the child care assistant caregiver, [REDACTED] was trained in safe sleep practices as required. [REDACTED] completed safe sleep training on 06/13/2023,
CONCLUSION:	VIOLATION ESTABLISHED

APPLICABLE RULE	
R 400.1905	Training. (3) A licensee shall ensure that child care staff members and child care assistants, prior to caring for children, have training that includes information on all of the following: (b) Recognition of and the reporting of child abuse and neglect.
ANALYSIS:	The licensee did not ensure that the assistant caregiver, [REDACTED] was trained in the recognition of and the reporting of child abuse and neglect prior to caring for children. [REDACTED] completed the required training on 06/13/2023.
CONCLUSION:	VIOLATION ESTABLISHED

APPLICABLE RULE	
R 400.1905	Training. (3) A licensee shall ensure that child care staff members and child care assistants, prior to caring for children, have training that includes information on all of the following: (c) Prevention of shaken baby syndrome, abusive head trauma, and child maltreatment.
ANALYSIS:	The licensee did not ensure that the child care assistant caregiver, [REDACTED] was trained in the prevention of shaken baby syndrome, abusive head trauma and child maltreatment prior to caring for children, as required. [REDACTED] completed the required training on 06/13/2023.
CONCLUSION:	VIOLATION ESTABLISHED

APPLICABLE RULE	
R 400.1906	Records of a licensee; child care staff member; child care assistant. (1) A licensee shall maintain a file for each child care staff member and each child care assistant that includes all of the following: (b) Daily records detailing arrival times and departure times at the child care home.

ANALYSIS:	The licensee was not maintaining daily records detailing the arrival times and departure times of each child care staff member and each child care assistant as required. Ms. Farver is now maintaining the daily records as of 06/13/2023.
CONCLUSION:	VIOLATION ESTABLISHED

APPLICABLE RULE	
R 400.1906	Records of a licensee; child care staff member; child care assistant.
	(1) A licensee shall maintain a file for each child care staff member and each child care assistant that includes all of the following: (c) A statement signed by a licensed physician or his or her designee that attests to the individual's mental and physical health., and which must be updated as follows: (i) For an applicant or licensee, within 1 year before issuance of the initial license and at the time of subsequent renewals. (ii) For a child care staff member and a child care assistant, within 1 year prior to caring for children and at the time of subsequent renewals of the child care home's license.
ANALYSIS:	The licensee did not obtain a medical clearance for child care assistant caregiver. [REDACTED] prior to caring for children, as required. [REDACTED] completed a medical clearance on 06/15/2023.
CONCLUSION:	VIOLATION ESTABLISHED

APPLICABLE RULE	
R 400.1906	Records of a licensee; child care staff member; child care assistant.
	(1) A licensee shall maintain a file for each child care staff member and each child care assistant that includes all of the following: (f) A completed and signed Michigan Child Care Background Check Consent and Disclosure form as required in R 400.1925.

ANALYSIS:	The licensee did not ensure that a completed and signed Michigan Child Care Background Check Consent and Disclosure form was on file for assistant caregiver, [REDACTED] as required.
CONCLUSION:	VIOLATION ESTABLISHED

APPLICABLE RULE	
722.115n	Application for or renewal of license to operate child care center, group child care home, or family child care home; household member or child care staff member; criminal history check; requirements; duties of department.
	(1) Except as otherwise provided in subsection (13), when a person, partnership, firm, corporation, association, governmental organization, or nongovernmental organization applies for or applies to renew a license to operate a child care center, group child care home, or family child care home under section 5m and before a group child care home or family child care home allows an individual to be a member of the household, or a child care center, group child care home, or family child care home allows an individual to become a child care staff member, the department shall do all of the following: <ul style="list-style-type: none"> (a) Review its database of individuals with previous disciplinary action within a child care center, group child care home, or family child care home or an adult foster care facility. (b) Conduct a search of the individual through the national sex offender registry. (c) Request a search of the individual through all state criminal registries or repositories for any states of residence in the past 5 years. (d) Request that the department of state police perform a criminal history check on the individual, child care staff member, or adult member of the household.
ANALYSIS:	The licensee, Ms. Farver did not ensure that her assistant caregiver was entered into the child care background check system and processed for eligibility as required, before beginning employment on 06/05/2023. The assistant caregiver [REDACTED] was determined eligible on 06/16/2023.
CONCLUSION:	VIOLATION ESTABLISHED

IV. RECOMMENDATION

I recommend no change in the status of the license.

Mary Smith

08/07/2023

Mary Smith
Licensing Consultant

Date

Approved By:

Rose A. Rafferty

08/07/2023

Rose A. Rafferty
Area Manager

Date