



STATE OF MICHIGAN  
 DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
 LANSING

GRETCHEN WHITMER  
 GOVERNOR

ORLENE HAWKS  
 DIRECTOR

August 31, 2022

Tammy McDaniel  
 2028 Marvin  
 Muskegon, MI 49442

RE: License #: DG610378370  
 Investigation #: 2022D1080018  
 Tammy McDaniel

Dear Ms. McDaniel:

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 400.1903 (1)(g) Licensee responsibilities.
- R 400.1913 (3)(a) Discipline; child handling.
- R 400.1913 (3)(c) Discipline; child handling.

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

- I interviewed the person who made the complaint, licensee, caregivers, and parents.
- I completed on-site inspections on the following dates: 7/18/2022.

As a result of this investigation, I recommend no change to the current license status. I did not find any violations. The special investigation report is attached.

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,

*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**

<b>License #:</b>	DG610378370
<b>Investigation #:</b>	2022D1080018
<b>Complaint Receipt Date:</b>	07/15/2022
<b>Investigation Initiation Date:</b>	07/18/2022
<b>Report Due Date:</b>	09/13/2022
<b>Licensee Name:</b>	Tammy McDaniel
<b>Licensee Address:</b>	2028 Marvin Muskegon, MI 49442
<b>Licensee Telephone #:</b>	(616) 633-0509
<b>Administrator:</b>	N/A
<b>Licensee Designee:</b>	
<b>Name of Facility:</b>	Tammy McDaniel
<b>Facility Address:</b>	2028 Marvin Muskegon, MI 49442
<b>Facility Telephone #:</b>	(616) 633-0509
<b>Original Issuance Date:</b>	08/17/2015
<b>License Status:</b>	REGULAR
<b>Effective Date:</b>	02/17/2022
<b>Expiration Date:</b>	02/16/2024
<b>Capacity:</b>	12
<b>Program Type:</b>	CHILD CARE GROUP HOME (CAPACITY 7-12)

## II. ALLEGATION(S)

	<b>Violation Established?</b>
Ms. McDaniel is being investigated by the Michigan Department of Health and Human Services (MDHHS) for an allegation of child abuse or neglect.	No
Ms. McDaniel was observed pinching and restraining children.	No

## III. METHODOLOGY

07/15/2022	Special Investigation Intake 2022D1080018
07/18/2022	Special Investigation Initiated - On Site 1:00 P.M. – 2:30 P.M. Interviewed Ms. McDaniel and child care staff members Obtained child information cards and discipline policy
07/18/2022	Contact - Telephone call received Interview with Complainant
07/19/2022	Contact - Telephone call made Interview with former child care staff member Ms. Danielle Cummins
08/18/2022	Contact - Telephone call made Interview with Child A's Mother
08/19/2022	Contact - Telephone call made Interview with Child B's Mother
08/19/2022	Contact - Telephone call made Left message for CCSM Catera Meyers
08/22/2022	Exit Conference
08/29/2022	Contact – Document received Regarding MDHHS investigations

**ALLEGATION:** Ms. McDaniel is being investigated by the Michigan Department of Health and Human Services (MDHHS) for an allegation of child abuse or neglect.

**INVESTIGATION:** On 07/18/2022 I received a complaint alleging, in part, that Ms. McDaniel is currently under investigation for child abuse or neglect. Ms. McDaniel denied that this is true. None of Ms. McDaniel's staff members or the parents that I contacted had any knowledge of Ms. McDaniel being investigated for an allegation of child abuse or neglect.

On 08/29/2022, I received documentation from the Muskegon County Department of Health and Human Services stating that Ms. McDaniel is not currently being investigated for abuse or neglect.

<b>APPLICABLE RULE</b>	
<b>R 400.1903</b>	<b>Licensee responsibilities.</b>
	<p>(1) A licensee shall be responsible for all of the following provisions:</p> <p>(g) Report to the department within, 3 business days, any changes in the household composition or when any new or existing member of the household or child care personnel has any of the following:</p> <ul style="list-style-type: none"> <li>(i) An arrest.</li> <li>(ii) A conviction.</li> <li>(iii) An arraignment for an offense that if convicted would lead to that individual's ineligibility to be connected with a child care home.</li> <li>(iv) Is being investigated by the state department of health and human services for an allegation of child abuse or neglect.</li> <li>(v) Is under court supervised parole or probation.</li> <li>(vi) Has been admitted to, or released from, a correctional facility.</li> <li>(vii) Has been admitted to or released from a health facility or agency that was providing mental health or substance use disorder treatment services to the individual.</li> </ul>
<b>ANALYSIS:</b>	Ms. McDaniel is not being investigated for child abuse or neglect.
<b>CONCLUSION:</b>	<b>VIOLATION NOT ESTABLISHED</b>

**ALLEGATION: Ms. McDaniel was observed pinching and restraining children.**

**INVESTIGATION:** The allegation also stated that Ms. McDaniel has been observed by child care staff members pinching and restraining children on numerous occasions.

I interviewed Ms. McDaniel regarding her discipline policy. She stated that she utilizes time outs, redirection, and “talk about it.” She clarified that time-out is only used for children over the age of three and that children receive one minute per year of age. She said that if children are arguing over a piece of equipment, for example, they will be instructed to play elsewhere. If they do not want to go to time-out, she will talk to them and give them the choice to walk to time-out or be carried. Ms. McDaniel denied that she has ever pinched or restrained a child.

Child care staff member Ms. Lillian McGuire reported that staff try to redirect children. If that does not work, they will remove the child from the group and give them something else to do or will put them in time-out. They start using time-out at 2-3 years of age but do not use this form of discipline often. She denied that they use any restraint or that she has seen Ms. McDaniel pinch or restrain a child. If they do not want to go to time-out on their own, staff will pick them up and move them.

Child care staff member Ms. Lillianna Rooney has worked at the child care since 6/13/2022. She denied that anyone at the home utilizes physical discipline or restraint. They talk to the children and try to talk through any issues. They utilize time-out for children three years of age or older.

Former child care staff member Ms. Danielle Cummins reported that Ms. McDaniel aims to redirect children but also does a fair amount of time-out. She clarified that when children are put in time-out, there is also a “talk about it” process. Time-out is utilized for children ages 3 and up, and they sit down and talk with children too young for time-out. She denied that she has ever observed Ms. McDaniel or any other staff member hit, pinch, or restrain a child care child, or utilize any other form of physical discipline. She has seen her use her body to redirect children, but never in an inappropriate manner.

Child A’s Mother has been utilizing Ms. McDaniel for child care for approximately one year and said that “she’s amazing for my boys,” providing a lot of structure. She utilizes time-out, which includes the child sitting in a quiet space. She does not know what Ms. McDaniel attempts prior to time-out. She denied that she has any knowledge of or concern regarding Ms. McDaniel using any physical discipline.

Child B’s Father reported that Child B seems to enjoy child care. Ms. McDaniel utilizes time-out. He denied any knowledge of physical discipline and does not think it occurs. Child B rarely requires discipline.

Child C's Mother reported that she has been utilizing Ms. McDaniel for care for approximately five years. Child C loves it there and would report if they were being pinched or hit.

<b>APPLICABLE RULE</b>	
<b>R 400.1913</b>	<b>Discipline; child handling.</b>
	(3) Personnel shall not do any of the following: (a) Hit, spank, shake, bite, pinch, or inflict other forms of corporal punishment.
<b>ANALYSIS:</b>	There is no evidence to support the allegation that Ms. McDaniel utilizes any form of corporal punishment.
<b>CONCLUSION:</b>	<b>VIOLATION NOT ESTABLISHED</b>

<b>APPLICABLE RULE</b>	
<b>R 400.1913</b>	<b>Discipline; child handling.</b>
	(3) Personnel shall not do any of the following: (c) Restrict a child's movement by binding or tying him or her.
<b>ANALYSIS:</b>	There is no evidence to support the allegation that Ms. McDaniel restricts children's movements by binding or tying them.
<b>CONCLUSION:</b>	<b>VIOLATION NOT ESTABLISHED</b>

NOTE: The complaint also alleged that Ms. McDaniel misused grant funds by not distributing money to her staff as required. As this is not a child care licensing rule or a lwa found in PA 116, it was not investigated.

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

- Ms. McDaniel was reminded that time-out may not be utilized for children under three years of age.
- Ms. McDaniel's CCBC account was not updated. Following my onsite inspection, Ms. McDaniel updated this.

**IV. RECOMMENDATION**

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

*Amanda Wendell*

08/31/2022

---

Amanda Wendell  
Licensing Consultant

Date

Approved By:

*Candice Case-French*

08/31/2022

---

Candice Case-French  
Area Manager

Date