



STATE OF MICHIGAN  
DEPARTMENT OF HUMAN SERVICES  
BUREAU OF CHILDREN AND ADULT LICENSING



JENNIFER M. GRANHOLM  
GOVERNOR

ISMAEL AHMED  
DIRECTOR

January 28, 2008

Penny Juhl  
2107 6th Avenue South  
Escanaba, MI 49829

RE: Lic./Reg. #: DG210259605  
Investigation #: 2008D0784003  
Juhl, Penny

Dear Ms Juhl:

Attached is the Special Investigation Report for the above referenced facility. Due to the violations identified in the report, a written corrective action plan is required. The corrective action plan is due 15 days from the date of this letter and 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.

If you desire technical assistance in addressing these issues, please feel free to contact me. In any event, the corrective action plan is due within 15 days. Failure to submit an acceptable corrective action plan will result in disciplinary action.

Please review the enclosed documentation for accuracy and feel free to contact me with any questions. In the event that I am not available and you need to speak to someone immediately, contact Area Manager, Deborah Clark, at (906) 228-0780.

Sincerely,

Dave Rudden, Licensing Consultant  
Bureau of Children and Adult Licensing  
305 Ludington St., Escanaba, MI 49829  
(906) 789-4608  
enclosure

**MICHIGAN DEPARTMENT OF HUMAN SERVICES  
BUREAU OF CHILDREN AND ADULT LICENSING  
SPECIAL INVESTIGATION REPORT**

**I. IDENTIFYING INFORMATION**

<b>License #:</b>	DG210259605
<b>Investigation #:</b>	2008D0784003
<b>Complaint Receipt Date:</b>	11/30/2007
<b>Investigation Initiation Date:</b>	12/04/2007
<b>Report Due Date:</b>	01/29/2008
<b>Licensee Name:</b>	Penny Juhl
<b>Licensee Address:</b>	2107 6th Avenue South Escanaba, MI 49829
<b>Licensee Telephone #:</b>	(906) 786-9393
<b>Administrator:</b>	N/A
<b>Licensee Designee:</b>	
<b>Name of Facility:</b>	Juhl, Penny
<b>Facility Address:</b>	2107 6th Avenue South Escanaba, MI 49829
<b>Facility Telephone #:</b>	(906) 786-9393
<b>Original Issuance Date:</b>	01/09/2004
<b>License Status:</b>	REGULAR
<b>Effective Date:</b>	09/18/2005
<b>Expiration Date:</b>	09/17/2007
<b>Capacity:</b>	12
<b>Program Type:</b>	CHILD DAY CARE GROUP HOME (CAPACITY 7-12)

## II. ALLEGATION(S)

There is not enough space for day care children in the home because Penny Juhl's daughter, daughter's boyfriend, 8 grandchildren and 3 great grandchildren moved into the Juhl home in mid-September.

Penny Juhl provides over night day care services for children in her home and does not have enough beds and cribs for the day care children.

## III. METHODOLOGY

11/30/2007	Special Investigation Intake - 2008D0784003
12/04/2007	Special Investigation Initiated - On Site
12/04/2007	Inspection Completed-BFS Sub. Compliance

### ALLEGATION:

There is not enough space for day care children in the home because Penny Juhl's daughter, daughter's boyfriend, 8 grandchildren and 3 great grandchildren moved into the Juhl home in mid-September.

### INVESTIGATION:

Penny Juhl stated her 37 year old daughter, daughter's 28 year old boyfriend, and her 6 grandchildren, ages 1 through 14, have been residing in her home since her daughter's home was damaged by a fire on 09/13/07.

Penny Juhl stated her 18 year old granddaughter and her 3 year old child stayed in the Juhl home from 09/13/07 through 09/16/07.

Penny Juhl stated her 19 year old granddaughter and her 8 month old child and 2 year old child did not stay or reside in her home.

Penny Juhl stated four of her grandchildren (14 year old Child A, 12 year old Child B and 9 year olds Child C and Child D) attend school daily from 8:30 a.m. to 3:00 p.m. Penny Juhl stated Child A stayed 6 weekends with her father between 09/13/07 and 11/22/07. Penny Juhl stated Child B, Child C and Child D stayed 22 nights in her home between 09/13/07 and 11/17/07.

The following rooms in the Juhl home are approved for use by day care children:

Play room -	16' x 22' = 352 square feet
Living room -	12' x 16' = 192 square feet
Dining room -	9' x 12' = 108 square feet
Bedroom #1 (master bedroom)	12' x 16' = 192 square feet
Bedroom #2 (northwest bedroom)	10' x 10' = 100 square feet
Bedroom #3 (northeast bedroom)	10' x 14' = 140 square feet

Total square footage = 1,084

Penny Juhl stated day care children primarily used the living room and play room from 09/13/07 through 01/06/08 when her daughter, daughter's boyfriend, and grand children moved into her home.

Penny Juhl stated bedroom #2 (100 square feet) and bedroom #3 (140 square feet) were not used by day care children between 09/13/07 and 01/06/07 when her daughter, daughter's boyfriend, and grandchildren were living in her home.

<b>APPLICABLE RULE</b>	
<b>R 400.1915</b>	<b>Indoor space; play equipment and materials.</b>
	(1) A child care home shall provide not less than 35 square feet per child of safe, usable, accessible indoor floor space, not including bathrooms and storage areas.
<b>ANALYSIS:</b>	The home has a total of 1,084 square feet of approved child use space. There is approximately 60 square feet of indoor floor space for each of the maximum capacity of 12 day care children and 6 unrelated children.  The home provides 35 square feet of floor space per day care child.
<b>CONCLUSION:</b>	<b>VIOLATION NOT ESTABLISHED</b>

**ALLEGATION:**

Penny Juhl provides over night day care services for children in her home and does not have enough beds and cribs for the day care children.

**INVESTIGATION:**

Penny Juhl stated 03/28/07 was the last time she provided overnight day care services for children. Penny Juhl stated 7 year old Child G and 5 year old Child H received day care services in her home from 10:30 p.m. to 7:20 a.m.

Penny Juhl stated her daughter, daughter’s boyfriend, her 2 ½ year old (Child E) and 1 year old (Child F) slept in the northeast bedroom. Child E slept in a toddler bed and Child F slept in a full size crib between 09/13/07 and 01/06/08.

Penny Juhl stated her grandchildren, 14 year old Child A and 12 year old Child B slept in the northwest bedroom between 09/13/07 and 01/06/08.

Penny Juhl stated her 9 year old grandchildren (Child C and Child D) slept on a blow up mattress on the living room floor between 09/13/07 and 01/06/08.

Penny Juhl did not maintain daily attendance records that indicated children’s actual arrival and departure times. Penny Juhl maintained a record of scheduled arrival and departure times for day care children. A review of these records for September through November indicated there were no children receiving night time care. These records indicated that two children (Child I and Child J - between the ages of 12 to 24 months) received day care services in the home between 09/13/07 and 11/28/07.

Penny Juhl stated these children slept on the bed in the master bedroom, on the living room couch and on blankets and pillows on the living room floor.

The home has a sufficient amount of blankets and the living room floor is carpeted for sleeping children over 24 months of age.

<b>APPLICABLE RULE</b>	
<b>R 400.1916</b>	<b>Bedding and sleeping equipment.</b>
	(5) Infants, birth to 12 months of age, shall rest or sleep alone in an approved crib or porta-crib. (9) Children 12 to 24 months of age shall rest or sleep alone in an approved crib, porta-crib, or on a cot or mat sufficient for the child's length, size, and movement. (12) Children over 24 months of age shall have an individual, age appropriate, clean, comfortable and safe place to sleep or rest. The floor shall be used only when padded, warm, and free from drafts and when there is a mat, sleeping bag, blanket, or similar piece of bedding between the floor and the child. (13) If nighttime care is provided, then children shall sleep in

	age appropriate cribs and beds.
<b>ANALYSIS:</b>	<p>There were no day care children between the ages of birth and 12 months receiving day care services in the Juhl home between 09/13/07 and 12/04/07.</p> <p>Two children between the ages of 12 months and 24 months received day care services in the home between 09/13/07 and 12/04/07. These children slept on the bed in the master bedroom or the living room couch and on blankets and pillows on the living room floor. Penny Juhl did not have an approved crib, porta-crib or a cot or mat available for children 12 months to 24 months of age.</p>
<b>CONCLUSION:</b>	VIOLATION ESTABLISHED

**ADDITIONAL FINDINGS:**

**INVESTIGATION:**

Penny Juhl contacted this licensing consultant in mid-September 2007 and inquired about what impact her daughter and 6 grandchildren living in her home would have on her Group Child Care License.

Penny Juhl never informed this consultant that her daughter, daughter's boyfriend, and 6 children resided in her home starting 09/13/07 until renewal onsite inspection on 11/28/07.

Licensing Record Clearance Request for Penny Juhl's adult daughter, Debra Flinn, dated 09/30/07 and her boyfriends dated 09/20/07 were received in the Escanaba office on 11/30/07.

<b>APPLICABLE RULE</b>	
<b>R 400.1903</b>	<b>Caregiver Responsibilities.</b>
	<p>(1) A caregiver shall be responsible for all of the following provisions:</p> <p>(h) Report to the department, within 7 working days, any changes in the household composition.</p> <p>(7) The caregiver shall authorize the department to conduct a criminal history and protective services check to assess the good moral character and suitability of the child care home family.</p>

<b>ANALYSIS:</b>	<p>Penny Juhl's adult daughter, daughter's boyfriend and six children resided in the Juhl home from 09/13/07 to 01/06/08.</p> <p>Penny Juhl did not report to the department the changes in her household composition until 11/28/07.</p> <p>Penny Juhl did not provide Licensing Record Clearance Requested completed by her adult daughter and her daughter's boyfriend until 11/28/07.</p>
<b>CONCLUSION:</b>	VIOLATION ESTABLISHED

**ADDITIONAL FINDINGS:**

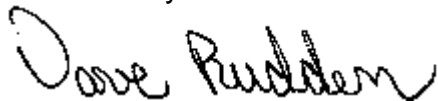
**INVESTIGATION:**

Penny Juhl did not maintain daily attendance records that indicated day care children's actual arrival and departure times. Penny Juhl maintained a daily record of scheduled arrival and departure times for day care children.

<b>APPLICABLE RULE</b>	
<b>R 400.1907</b>	<b>Children's records.</b>
	(3) Daily attendance records of children in care shall be maintained and shall include the child's name and the time of arrival and departure.
<b>ANALYSIS:</b>	Penny Juhl did not maintain daily attendance records that included children's time of arrival and departure.
<b>CONCLUSION:</b>	VIOLATION ESTABLISHED

**IV. RECOMMENDATION**

Upon receipt of an acceptable corrective action plan, I recommend the status of this child day care license remain unchanged.



01/28/2008

Dave Rudden, Licensing Consultant                      Date  
Approved By:



01/29

Deborah Clark, Area Manager                      Date