

NEBRASKA

Good Life. Great Mission.

DEPT. OF HEALTH AND HUMAN SERVICES



Pete Ricketts, Governor

May 11, 2017

Janeen Brown
4319 Boyd Street
Omaha, NE 68111

CERTIFIED AND FIRST CLASS MAIL

Dear Ms Brown:

Since you have complied with the Notice of Disciplinary Action dated April 20, 2017 by coming into compliance as of May 10, 2017, you have been assessed a civil penalty in the amount of \$90.00 (\$30.00 a day times three days, May 6 through May 9, 2017, not including Sunday). This penalty must be received by or on June 11, 2017.

Your check or money order should be payable to the Nebraska Department of Health and Human Services and sent to Rita Krusemark, Program Specialist, Nebraska Department of Health and Human Services, Division of Public Health, Licensure, PO Box 94986, Lincoln, Nebraska, 68509-4986.

If you have questions, please contact Jo Pfeiffer, Child Care Licensing Supervisor, at 402-595-3335.

Sincerely,

Becky Wise, Administrator
Licensure Unit
301 Centennial Mall South
Lincoln, NE 68509-4986

BW/rk

Cc: Children's Services Licensing

NEBRASKA

Good Life, Great Mission.



DEPT. OF HEALTH AND HUMAN SERVICES

Pete Ricketts, Governor

NEBRASKA DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF PUBLIC HEALTH
STATE OF NEBRASKA

IN THE MATTER OF:)
THE OPERATING FAMILY CHILD CARE HOME)
I LICENSE OF JANEEN BROWN)

NOTICE OF
DISCIPLINARY ACTION

LICENSED LOCATION: 4319 BOYD STREET, OMAHA, NE., 68111
LICENSE NUMBER: FI5033
CAPACITY: 10
AGES: 6 WEEKS TO 13 YEARS
HOURS AND DAYS: 24 HOURS A DAY, MONDAY THROUGH SATURDAY
DATE INITIALLY LICENSED: PRIOR TO SEPTEMBER 26, 1997

NOTICE:

Janeen Brown (hereinafter referred to as "Brown") is notified that the Department of Health and Human Services, Division of Public Health, (hereinafter referred to as "Department") is imposing disciplinary action against Brown's Family Child Care Home I license for violation of the following statutes and regulations:

AUTHORITY:

Nebraska Revised Statutes, section 71-1919, of the Child Care Licensing Act provides that "the Department may ... take disciplinary action against a license issued under the Child Care Licensing Act on any of the following grounds:

(1) Failure to meet or violation of any of the requirements of the Child Care Licensing Act or the rules and regulations adopted and promulgated under the act;" ...

Nebraska Revised Statutes, section 71-1920, of the Child Care Licensing Act provides that "...the Department may impose any one or a combination of the following types of disciplinary action against a license issued under the Child Care Licensing Act: ... (c) impose a civil penalty of up to five dollars per child, based upon the number of children for which the program is authorized to provide child care on the effective date of the finding of violation, for each day the program is in violation;" ...

391 NAC 1-008.01 Grounds for Denial or Disciplinary Action: "The Department may deny the issuance of or take disciplinary action against a license on any of the following grounds:

1. Failure to meet or violation of any of the requirements of the Child Care Licensing Act or the rules and regulations adopted and promulgated under the Act; ...

391 NAC 1-006.06 Child's Record: "A Child's Record must be completed before the child's enrollment. The record must be kept current and available for review upon request by the Department." ...

391 NAC 1-006.19 Transportation: "When transportation is provided for children in care, the licensee must ensure the following conditions are met: ... Written permission from parents for the program to transport children must be obtained, kept on file, and made available to the Department;" ...

Nebraska Revised Statutes, section 71-1911.03, of the Child Care Licensing Act provides that "An applicant for a license under the Child Care Licensing Act shall provide to the department written proof of liability insurance coverage of at least one hundred thousand dollars per occurrence prior to issuance of the license." ...

FACTS:

On February 3, 2017, Meghan Brewer (hereinafter referred to "Brewer"), Child Care Inspection Specialist, Children's Services Licensing, Licensure Unit, Division of Public Health, conducted an unannounced annual inspection of Brown's program. At that time, Brewer noted numerous non-compliances and required correction by March 3, 2017.

Brewer sent Brown a letter on March 8, 2017 informing Brown what non-compliances still needed corrected.

In addition, Jo Pfeiffer, Child Care Licensing Supervisor, sent Brown a letter on March 9, 2017 indicating verification of compliance with regulations was required by April 3, 2017.

As of the date of this Notice, the following remains in violation:

- The allergy section is not completed on the Child's Record for the T. family.
- No written transportation from the J. family to transport was available.
- Documentation of liability insurance was not available.

This is the third time Brown has been imposed a civil penalty for violation to correct non-compliances within sixty days.

DISCIPLINARY ACTION IMPOSED:

Based upon the facts presented above, the Department intends to impose the following:

1. Brown is assessed a civil penalty in the amount of \$30.00 per day (\$3.00 times license capacity of 10 children) from the effective date of this Notice, May 6, 2017, for each day thereafter, not including Sunday, that Brown fails to submit corrections/documentation to the Department that all of the outstanding non-compliances noted at the inspection conducted on February 3, 2017 have been corrected.

These documents must be submitted to Meghan Brewer, Child Care Inspection Specialist, Children's Services Licensing, Licensure Unit, Division of Public Health, State Office Building, 1313 Farnam, Third Floor, Omaha, Nebraska, 68102. Once Brewer has received and verified the required submitted written corrections/documentation, which may require an on-site inspection, Brown will be informed in writing of the total of the civil penalty, which will be due 30 calendar days from the date of the notification to Brown..

Said penalty will then be payable to the Nebraska Department of Health and Human Services, Division of Public Health. Said penalty is to be sent to Marsha Wandersee, Administrative Assistant, Nebraska Department of Health and Human Services, Division of Public Health, Licensure, P.O. Box 94986, Lincoln, Nebraska, 68509-4986.

2. Brown must comply with all of the terms of this Notice by submitting the required documentation as indicated above by or on May 21, 2017.

3. Failure to comply with the terms of this disciplinary action, the applicable Child Care Regulations, and failure to correct the violations may be grounds for revocation or such other discipline as the Department may deem appropriate after notice to the licensee and an opportunity for a hearing.

BE ADVISED:

Pursuant to Nebraska Revised Statutes, section 71-1922, this action becomes final on May 5, 2017, unless the Department receives a written request for a hearing on or before such date. The license shall continue in effect until the final order of the director if a hearing is requested. If the director does not receive such request on or before such date, the action of the Department is final.

If you decide to request a hearing, your written request for hearing must be received by the Department no later than May 5, 2017. It should be addressed to:

Marsha Wandersee, for DHHS
Children's Services Licensing – Licensure Unit
Division of Public Health
P.O. Box 94986
Lincoln, NE 68509-4986

If you request a hearing, you will be notified of the time, date and place of the hearing and other pertinent information, by separate notice. On the basis of such hearing, the director will affirm, modify or rescind the determination of the Department. Be advised that pursuant to Nebraska Revised Statutes, section 71-1920, upon completion of any hearing held, the director may impose any or a combination of any of the following: probation, suspension, revocation, civil penalty, restrictions of new enrollment, restrictions or other limitations on the number of children or the ages of the children served in the program, or other restrictions or limitations on the type of service provided by the program. On the basis of the hearing, a modification by the director may include sanctions important to your program, up to and including the loss of your license.

Nebraska Revised Statutes, section 71-1920 of the Child Care Licensing Act, provides that "any fine imposed and unpaid under the Child Care Licensing Act shall constitute a debt to the State of Nebraska which may be collected in the manner of a lien foreclosure or sued for and recovered in any proper form of action in the name of State of Nebraska in the district court of the county in which the program is located."

That Nebraska Revised Statutes, section 71-1923 of the Child Care Licensing Act, provides that "a licensee may voluntarily surrender the license issued under the Child Care Licensing Act at any time, except that the Department may refuse to accept a voluntary surrender of a license if the licensee is under investigation or if the Department has initiated disciplinary action against the licensee."


Dated: April 20, 2017

Thomas L. Williams, MD
Chief Medical Officer
Director, Division of Public Health
Department of Health and Human Services

Becky Wisell Administrator
Licensure Unit
301 Centennial Mall South
Lincoln, NE 68509-4986

CERTIFICATE OF SERVICE

COMES NOW, the undersigned and certifies that on the 20 day of April, 2017, a copy of the foregoing **NOTICE OF DISCIPLINARY ACTION** was sent by certified and first class United States mail, sufficient postage prepaid to Janeen Brown, 4319 Boyd Street, Omaha, Nebraska, 68111.)


Marsha Wandersee

September 20, 2016

Janeen Brown
4319 Boyd Street
Omaha, NE 68111

CERTIFIED AND FIRST CLASS MAIL

Dear Ms. Brown:

Since you have complied with the Notice of Disciplinary Action dated August 16, 2016 by coming into compliance as of September 19, 2016, you have been assessed a civil penalty in the amount of \$450.00 (\$30.00 a day times 15 days, September 1, 2016 to September 19, 2016, not including Sunday). This penalty must be received by or on October 20, 2016.

Your check or money order should be payable to the Nebraska Department of Health and Human Services and sent to Marsha Wandersee, Administrative Assistant, Nebraska Department of Health and Human Services, Division of Public Health, Licensure, PO Box 94986, Lincoln, Nebraska, 68509-4986.

If you have questions, please contact Jo Pfeiffer, Child Care Licensing Supervisor, at 402-595-3335.

Sincerely,

Becky Wisell, Administrator
Licensure Unit
301 Centennial Mall South
Lincoln, NE 68509-4986

BW/mrw

Cc: Children's Services Licensing

September 7, 2016

Janeen Brown
4319 Boyd Street
Omaha, NE 68111

CERTIFIED AND FIRST CLASS MAIL



Dear Ms. Brown:

Since you did not appeal the Notice of Disciplinary Action dated August 16, 2016 by or on August 31, 2016, you are being assessed a civil penalty in the amount of \$30.00 a day from September 1, 2016 and each day thereafter, not including Sunday, that you fail to submit written corrections/documentation that all outstanding non-compliances noted at the inspection on May 24, 2016 have been corrected.

You will notified of the amount of your civil penalty when all of the written corrections/documentation have been received and verified.

If you have questions, please contact Jo Pfeiffer, Child Care Licensing Supervisor, Children's Services Licensing at 402-595-3335.

Sincerely,



Becky Wisell, Administrator
Licensure Unit
301 Centennial Mall South
Lincoln, NE 68509-4986

BW/mrw

Cc: Children's Services Licensing



NEBRASKA DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF PUBLIC HEALTH
STATE OF NEBRASKA

IN THE MATTER OF:)
THE OPERATING FAMILY CHILD CARE HOME) **NOTICE OF**
I LICENSE OF JANEEN BROWN) **DISCIPLINARY ACTION**

LICENSED LOCATION: 4319 BOYD STREET, OMAHA, NE., 68111
LICENSE NUMBER: F15033
CAPACITY: 10
AGES: 6 WEEKS TO 13 YEARS
HOURS AND DAYS: 24 HOURS A DAY, MONDAY THROUGH SATURDAY
DATE INITIALLY LICENSED: PRIOR TO SEPTEMBER 26, 1997

NOTICE:

Janeen Brown (hereinafter referred to as "Brown") is notified that the Department of Health and Human Services, Division of Public Health, (hereinafter referred to as "Department") is imposing disciplinary action against Brown's Family Child Care Home I license for violation of the following statutes and regulations:

AUTHORITY:

Nebraska Revised Statutes, section 71-1919, of the Child Care Licensing Act provides that "the Department may ... take disciplinary action against a license issued under the Child Care Licensing Act on any of the following grounds:

- (1) Failure to meet or violation of any of the requirements of the Child Care Licensing Act or the rules and regulations adopted and promulgated under the act;" ...

Nebraska Revised Statutes, section 71-1920, of the Child Care Licensing Act provides that "...the Department may impose any one or a combination of the following types of disciplinary action against a license issued under the Child Care Licensing Act: ... (c) impose a civil penalty of up to five dollars per child, based upon the number of children for which the program is authorized to provide child care on the effective date of the finding of violation, for each day the program is in violation;" ...

391 NAC 1-008.01 Grounds for Denial or Disciplinary Action: "The Department may deny the issuance of or take disciplinary action against a license on any of the following grounds:

1. Failure to meet or violation of any of the requirements of the Child Care Licensing Act or the rules and regulations adopted and promulgated under the Act; ...

391 NAC 1-006.05B Substitutes and Volunteers: "Records for each substitute and volunteer must include: ... 5. A completed Report of Law Enforcement Contact;" ...

391 NAC 1-006.06 Child's Record: "A Child's Record must be completed before the child's enrollment. The record must be kept current and available for review upon request by the Department." ...

391 NAC 1-006.16 Infant/Toddler Care: "If care is provided to infants and/or toddlers, the licensee and staff must: ... 3. Hold infants under six months of age or those not yet able to hold their own bottles. Bottles must not be propped and must be removed from sleeping infants; 5. Obtain and keep on file a signed and dated statement by the parent(s) that describes the formula and feeding schedule for each infant in care;" ...

391 NAC 1-006.20B Competence to Give or Apply Medication: "Parents or any licensed health care professional are responsible for determining if the licensee or staff are competent to give or apply medication." ...

FACTS:

On May 24, 2016, Meghan Brewer (hereinafter referred to "Brewer"), Child Care Inspection Specialist, Children's Services Licensing, Licensure Unit, Division of Public Health, conducted an unannounced annual inspection of Brown's program. At that time, Brewer noted multiple non-compliances and required correction by June 24, 2016.

On June 13, 2016, Brewer re-sent a copy of the Inspection Compliance Review to Brown. Brewer also sent Brown a letter on July 20, 2016 informing Brown what non-compliances still needed corrected.

In addition, Jo Pfeiffer, Child Care Licensing Supervisor, sent Brown a letter on July 12, 2016 indicating verification of compliance with regulations was required by July 24, 2016.

As of the date of this Notice, the following regulations remain in violation:

- A current Report of Law Enforcement Contact was not available for Brown's volunteers.
- Child's Records were not available for A, P, J, G, or C.
- An infant was observed with a bottle propped.
- No formula and feeding schedule was found for infants.
- No competency statement was found for any of the enrolled children.

This is the second time Brown has been imposed a civil penalty for violation to correct non-compliances within sixty days.

DISCIPLINARY ACTION IMPOSED:

Based upon the facts presented above, the Department intends to impose the following:

1. Brown is assessed a civil penalty in the amount of \$30.00 per day (\$3.00 times license capacity of 10 children) from the effective date of this Notice, September 1, 2016, and for each day thereafter, not including Sunday, that Brown fails to submit corrections/documentation to the Department that all of the outstanding non-compliances noted at the inspection conducted on May 24, 2016 have been corrected.

These documents must be submitted to Meghan Brewer, Child Care Inspection Specialist, Children's Services Licensing, Licensure Unit, Division of Public Health, State Office Building, 1313 Farnam, Third Floor, Omaha, Nebraska, 68102. Once Brewer has received and verified the required submitted written corrections/documentation, which may require an on-site inspection, Brown will be informed in writing of the total of the civil penalty, which will be due 30 calendar days from the date of the notification to Brown.

Said penalty will then be payable to the Nebraska Department of Health and Human Services, Division of Public Health. Said penalty is to be sent to Marsha Wandersee, Administrative Assistant, Nebraska Department of Health and Human Services, Division of Public Health, Licensure, P.O. Box 94986, Lincoln, Nebraska, 68509-4986.

2. Brown must comply with all of the terms of this Notice by submitting the required documentation as indicated above by or on September 15, 2016.

3. Failure to comply with the terms of this disciplinary action, the applicable Child Care Regulations, and failure to correct the violations may be grounds for revocation or such other discipline as the Department may deem appropriate after notice to the licensee and an opportunity for a hearing.

BE ADVISED:

Pursuant to Nebraska Revised Statutes, section 71-1922, this action becomes final on August 31, 2016, unless the Department receives a written request for a hearing on or before such date. The license shall continue in effect until the final order of the director if a hearing is requested. If the director does not receive such request on or before such date, the action of the Department is final.

If you decide to request a hearing, your written request for hearing must be received by the Department no later than August 31, 2016. It should be addressed to:

Marsha Wandersee, for DHHS
Children's Services Licensing – Licensure Unit
Division of Public Health
P.O. Box 94986
Lincoln, NE 68509-4986

If you request a hearing, you will be notified of the time, date and place of the hearing and other pertinent information, by separate notice. On the basis of such hearing, the director will affirm,

modify or rescind the determination of the Department. Be advised that pursuant to Nebraska Revised Statutes, section 71-1920, upon completion of any hearing held, the director may impose any or a combination of any of the following: probation, suspension, revocation, civil penalty, restrictions of new enrollment, restrictions or other limitations on the number of children or the ages of the children served in the program, or other restrictions or limitations on the type of service provided by the program. On the basis of the hearing, a modification by the director may include sanctions important to your program, up to and including the loss of your license.

Nebraska Revised Statutes, section 71-1920 of the Child Care Licensing Act, provides that "any fine imposed and unpaid under the Child Care Licensing Act shall constitute a debt to the State of Nebraska which may be collected in the manner of a lien foreclosure or sued for and recovered in any proper form of action in the name of State of Nebraska in the district court of the county in which the program is located."

That Nebraska Revised Statutes, section 71-1923 of the Child Care Licensing Act, provides that "a licensee may voluntarily surrender the license issued under the Child Care Licensing Act at any time, except that the Department may refuse to accept a voluntary surrender of a license if the licensee is under investigation or if the Department has initiated disciplinary action against the licensee.

Dated: August 16, 2016

Courtney N. Phillips, MPA
Chief Executive Officer
Department of Health and Human Services

Becky Wisell, Administrator
Licensure Unit
301 Centennial Mall South
Lincoln, NE 68509-4986

CERTIFICATE OF SERVICE

COMES NOW, the undersigned and certifies that on the 16 day of August, 2016, a copy of the foregoing **NOTICE OF DISCIPLINARY ACTION** was sent by certified and first class United States mail, sufficient postage prepaid to Janeen Brown, 4319 Boyd Street, Omaha, Nebraska, 68111.

Marsha Wandersed

August 12, 2015

Janeen Brown
4319 Boyd Street
Omaha, NE 68111

CERTIFIED AND FIRST CLASS MAIL


Dear Ms. Brown:

Since you have complied with Notice of Disciplinary Action dated June 16, 2015 by coming into compliance as of August 7, 2015, you have been assessed a civil penalty in the amount of \$320.00 (\$10.00 a day times 32 days, July 2, 2015 to August 7, 2015, not including Sunday). This penalty must be received by or on September 12, 2015.

Your check or money order should be payable to the Nebraska Department of Health and Human Services and sent to Marsha Wandersee, Administrative Assistant, Nebraska Department of Health and Human Services, Division of Public Health, Licensure, PO Box 94986, Lincoln, Nebraska, 68509-4986.

If you have questions, please contact Jo Pfeiffer, Child Care Licensing Supervisor at 402-595-3335.

Sincerely,


Becky Wisell, Administrator
Licensure Unit
301 Centennial Mall South
Lincoln, NE 68509-4986

BW/mrw

NEBRASKA DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF PUBLIC HEALTH
STATE OF NEBRASKA

IN THE MATTER OF:)
THE OPERATING FAMILY CHILD CARE HOME) NOTICE OF
I LICENSE OF JANEEN BROWN) DISCIPLINARY ACTION

LICENSED LOCATION: 4319 BOYD STREET, OMAHA, NE., 68111

NOTICE:

Janeen Brown (hereinafter referred to as "Brown") is notified that the Department of Health and Human Services, Division of Public Health, (hereinafter referred to as "Department") is imposing disciplinary action against Brown's Family Child Care Home I license for violation of the following statutes and regulations:

AUTHORITY:

Nebraska Revised Statutes, section 71-1919, of the Child Care Licensing Act provides that "the Department may ... take disciplinary action against a license issued under the Child Care Licensing Act on any of the following grounds:

(1) Failure to meet or violation of any of the requirements of the Child Care Licensing Act or the rules and regulations adopted and promulgated under the act;" ...

Nebraska Revised Statutes, section 71-1920, of the Child Care Licensing Act provides that "...the Department may impose any one or a combination of the following types of disciplinary action against a license issued under the Child Care Licensing Act: ... (c) impose a civil penalty of up to five dollars per child, based upon the number of children for which the program is authorized to provide child care on the effective date of the finding of violation, for each day the program is in violation;" ...

391 NAC 1-008.01 Grounds for Denial or Disciplinary Action: "The Department may deny the issuance of or take disciplinary action against a license on any of the following grounds:

1. Failure to meet or violation of any of the requirements of the Child Care Licensing Act or the rules and regulations adopted and promulgated under the Act; ...

391 NAC 1-006.06 Child's Record: "A Child's Record must be completed before the child's enrollment. The record must be kept current and available for review upon request by the Department." ...

391 NAC 1-006.19 Transportation: "When transportation is provided for children in care, the licensee must ensure the following conditions are met: ... 9. Written permission from parents for the program to transport children must be obtained, kept on file, and made available to the Department;" ...

391 NAC 1-006.23A Telephone: "... Emergency telephone numbers, including fire, rescue, police (or 911), and Poison Control, must be prominently posted."

391 NAC 1-006.23C Fire and Tornado Safety Diagrams: "Fire and tornado safety diagrams must: ... 2. Be prominently posted and visible;" ...

FACTS AND FINDINGS:

Brown is the licensee of a Family Child Care Home I that is currently licensed for a maximum of 10 children, ages six weeks to 13 years, 24 hours a day, Monday through Saturday. This program was licensed prior to September 26, 1997.

On March 19, 2015, Meghan Brewer (hereinafter referred to "Brewer"), Child Care Inspection Specialist, Children's Services Licensing, Licensure Unit, Division of Public Health, conducted an unannounced annual inspection of Brown's program. At that time, Brewer noted numerous non-compliances and required that they be corrected by April 19, 2015. Brown corrected several of the non-compliances; however, as of the date of this Notice, Brown remains in violation with the following even after Brewer had telephone conversations with Brown on May 15, 2015 and May 20, 2015 and sent reminder letters on May 12, 2015 and May 27, 2015.

- Child's Records were not available for SB, JM or JM.
- Written permission from parents to transport was not available for PJ, GS, MF, MF, SB, JM and JM.
- Emergency numbers were not posted.
- Fire and tornado safety diagrams were not posted.

DISCIPLINARY ACTION IMPOSED:

Based upon the facts presented above, the Department intends to impose the following:

1. Brown is assessed a civil penalty in the amount of \$10.00 per day (\$1.00 times license capacity of 10 children) from the effective date of this Notice, July 2, 2015, and for each day thereafter, not including Sunday, that Brown fails to submit corrections/documentation to the Department that all of the outstanding non-compliances noted at the inspection conducted on March 19, 2015 have been corrected.

These documents must be submitted to Meghan Brewer, Child Care Inspection Specialist, Children's Services Licensing, Licensure Unit, Division of Public Health, 1313 Farnam, Third Floor, Omaha, Nebraska, 68102. Once Brewer has received and verified the required submitted corrections/documentation, which may require an on-site inspection, Brown will be informed in writing of the total of the civil penalty, which will be due 30 calendar days from the date of the notification to Brown..

Said penalty will then be payable to the Nebraska Department of Health and Human Services, Division of Public Health. Said penalty is to be sent to Marsha Wandersee, Administrative Assistant, Nebraska Department of Health and Human Services, Division of Public Health, Licensure, P.O. Box 94986, Lincoln, Nebraska, 68509-4986.

2. Brown must comply with all of the terms of this Notice by submitting the required documentation as indicated above by or on July 17, 2015.

3. Failure to comply with the terms of this disciplinary action, the applicable Child Care Regulations, and failure to correct the violations may be grounds for revocation or such other discipline as the Department may deem appropriate after notice to the licensee and an opportunity for a hearing.

BE ADVISED:

Pursuant to Nebraska Revised Statutes, section 71-1922, this action becomes final on July 1, 2015, unless the Department receives a written request for a hearing on or before such date. The license shall continue in effect until the final order of the director if a hearing is requested. If the director does not receive such request on or before such date, the action of the Department is final.

If you decide to request a hearing, your written request for hearing must be received by the Department no later than July 1, 2015. It should be addressed to:

Marsha Wandersee, for DHHS
Children's Services Licensing -- Licensure Unit
Division of Public Health
P.O. Box 94986
Lincoln, NE 68509-4986

If you request a hearing, you will be notified of the time, date and place of the hearing and other pertinent information, by separate notice. On the basis of such hearing, the director will affirm, modify or rescind the determination of the Department. Be advised that pursuant to Nebraska Revised Statutes, section 71-1920, upon completion of any hearing held, the director may impose any or a combination of any of the following: probation, suspension, revocation, civil penalty, restrictions of new enrollment, restrictions or other limitations on the number of children or the ages of the children served in the program, or other restrictions or limitations on the type of service provided by the program. On the basis of the hearing, a modification by the director may include sanctions important to your program, up to and including the loss of your license.

Nebraska Revised Statutes, section 71-1920 of the Child Care Licensing Act, provides that "any fine imposed and unpaid under the Child Care Licensing Act shall constitute a debt to the State of Nebraska which may be collected in the manner of a lien foreclosure or sued for and recovered in any proper form of action in the name of State of Nebraska in the district court of the county in which the program is located."

That Nebraska Revised Statutes, section 71-1923 of the Child Care Licensing Act, provides that "a licensee may voluntarily surrender the license issued under the Child Care Licensing Act at any time, except that the Department may refuse to accept a voluntary surrender of a license if the licensee is under investigation or if the Department has initiated disciplinary action against the licensee.

Dated: June 16, 2015

Courtney N. Phillips, MPA
Chief Executive Officer
Department of Health and Human Services


Becky Wisell, Administrator
Licensure Unit
301 Centennial Mall South
Lincoln, NE 68509-4986

CERTIFICATE OF SERVICE

COMES NOW, the undersigned and certifies that on the 16 day of June, 2015, a copy of the foregoing **NOTICE OF DISCIPLINARY ACTION** was sent by certified and first class United States mail, sufficient postage prepaid to Janeen Brown, 4319 Boyd Street, Omaha, Nebraska, 68111.


Marsha Wandersee