

This license shall be kept available in the establishment and such proof of credentialing shall be shown upon request.

State of Nebraska

PROBATION

Department of Health and Human Services
Division of Public Health

TERESA LEMUNYAN

is hereby authorized in compliance with laws of the State of Nebraska to establish and conduct an
Operating **Provisional Family Child Care Home II**
located at: **154 W 6TH ST Long Pine NE 69217**

A maximum of **12** children in ages **6 WKS** to **13 YRS** may be in attendance at any one time during the
hours of **0600** to **1800** on **MTWTHF**.

SMALL BEGINNINGS CHILD CARE SITE #1 OWNED BY TERESA LEMUNYAN is hereby issued
License No. **FII9743** which is
effective from **06/21/2018** to **06/30/2019**.

Given under the name and Seal of the Department
of Health and Human Services Division of Public
Health of the State of Nebraska at Lincoln on
06/21/2018.



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

CLOSURE NOTIFICATION
Nebraska Department of Health and Human Services
Division of Public Health, Licensure Unit



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|---|--|
| Date: June 26, 2018 | License Type: Child Care Center License Number: CCC9600 |
| Licensee: TERESA LEMUNYAN | Facility Name: SMALL BEGINNINGS CHILD CARE SITE #1 OWNED BY TERESA LEMUNYAN |
| PO BOX 77 154 W 6TH ST Long Pine NE 69217 | 154 West 6th Street Long Pine NE 69217 |
| | |

This is notification that the above mentioned license has been closed effective: 06/21/2018. This closure is the result of:

- ☒ Your request to close the program
- ☐ The Department has learned that the licensee is no longer operating a licensed child care or preschool program at the facility address indicated above

Licensing records for this facility have been changed to reflect this license is no longer valid. Therefore, services can not be resumed under this license since Nebraska Revised Statutes, 71-1908-1914 requires a program to be licensed if four or more children from different families are in care at any one time. If you wish to provide child care or preschool services for four or more children from different families in the future, you must apply for a new license. In addition, Nebraska law requires the licensee to return the license to the Department of Health and Human Services, Division of Public Health, within one week after closing.

If you have any questions, please do not hesitate to contact Children's Services Licensing at 1-800-600-1289 or in Lincoln at 471-6564.

Sincerely,

[Redacted Signature]

Matthew Hayden, Staff Assistant II
Children's Services Licensing
Division of Public Health
Nebraska Department of Health and Human Services
PO Box 94986
Lincoln, NE 68509-4986

NEBRASKA

Good Life. Great Mission.

DEPT. OF HEALTH AND HUMAN SERVICES



Pete Ricketts, Governor

September 25, 2017

SMALL BEGINNINGS CHILD CARE CENTER
Small Beginnings Child Care, LLC, Owner
Teresa Lemunyan, Licensee/Director
PO Box 77
Long Pine, NE 69217

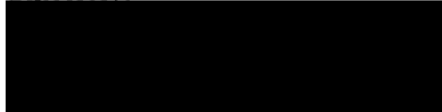
Dear Ms. Lemunyan:

In accordance with the Notice of Disciplinary Action issued on September 6, 2017, by Thomas L. Williams, MD, Chief Medical Officer, Division of Public Health, Department of Health and Human Services, the original License of Small Beginnings Child Care Center to operate as a Provisional Child Care Center in the State of Nebraska has been placed on Probation. A license imprinted with the term "PROBATION" is enclosed. This status became effective September 22, 2017, and it will remain in effect until September 22, 2018. Upon completion of the Probation, a new license will be issued to the Center.

At this time we ask that you submit the current license of Small Beginnings Child Care Center by return mail, within the next seven (7) days, to DHHS, Division of Public Health, Licensure Unit, Attn: Rita Krusemark, 301 Centennial Mall South, Lincoln, NE 68509-4986.

If you have any questions, please contact Harriet Spelts, Child Care Licensing Supervisor, at (308) 535-8246.

Sincerely,



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

BW/dcp

cc: Children's Services Licensing

This license shall be kept available in the establishment and such proof of credentialing shall be shown upon request.

State of Nebraska

PROBATION

Department of Health and Human Services
Division of Public Health

SMALL BEGINNINGS CHILD CARE, L.L.C.

is hereby authorized in compliance with laws of the State of Nebraska to establish and conduct an
Operating Provisional Child Care Center
located at: 154 WEST 6TH ST Long Pine NE 69217

A maximum of 35 children in ages 6 WKS to 13 YRS may be in attendance at any one time during the hours of 0600 to 1800 on MTWTHF.

SMALL BEGINNINGS CHILD CARE, L.L.C. is hereby issued License No. CCC9600 which is effective from 11/15/2016 to 11/30/2017.

Amended: 09/22/2017

Given under the name and Seal of the Department of Health and Human Services Regulation and Licensure of the State of Nebraska at Lincoln on September 26, 2017.



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

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 PROVISIONAL CHILD CARE CENTER
LICENSE OF SMALL BEGINNINGS CHILD
CARE, L.L.C. OWNED BY SMALL BEGINNINGS
CHILD CARE, L.L.C.

**NOTICE OF
DISCIPLINARY ACTION**

LICENSED LOCATION: 654 N Elm, Long Pine, NE 69217
LICENSE NUMBER: CCC9600
CAPACITY: 26
AGES: 6 WEEKS TO 13 YEARS
HOURS AND DAYS: 7:00 A.M. TO 6:00 P.M., MONDAY THROUGH FRIDAY
DATE INITIALLY LICENSED: NOVEMBER 15, 2016

NOTICE:

Small Beginnings Child Care, L.L.C. (hereinafter referred to as "Licensee") is hereby notified that the Department of Health and Human Services, Division of Public Health, (hereinafter referred to as "Department") intends to impose disciplinary action against the Licensee's provisional Child Care Center license, Small Beginnings Child Care, L.L.C. (hereinafter referred to as "Small Beginnings"), 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; ...
- (4) Conduct or practices detrimental to the health or safety of a person served by or employed at the program;" ...

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: (a) Issue a probation license;"...

391 NAC 3-008.01 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; ...
4. Conduct or practices detrimental to the health or safety of an individual served by or employed at the program;" ...

391 NAC 3-006.15A Licensed Capacity: The number of children in care at any one time must not exceed the center's licensed capacity.

FACTS:

Teresa LeMunyan (hereinafter referred to as "LeMunyan") is listed as the Licensee Representative and director of record of Small Beginnings.

On August 2, 2017, the Department received information from Nebraska Department of Education (NDE), Nutrition Services, Child and Adult Care Food Program, stating they were in receipt of attendance records from LeMunyan indicating Small Beginnings was over their license capacity 20 days during June 2017:

- June 1- Over capacity by 1 child
- June 2- Over by 7
- June 6- Over by 4
- June 7- Over by 7
- June 8- Over by 5
- June 9- Over by 2
- June 12- Over by 5
- June 13- Over by 5
- June 14- Over by 8
- June 15- Over by 9
- June 16- Over by 3
- June 19- Over by 3
- June 20- Over by 3
- June 21- Over by 3
- June 22- Over by 2
- June 26- Over by 3
- June 27- Over by 6
- June 28- Over by 8
- June 29- Over by 7
- June 30- Over by 2

On August 3, 2017, Shonna Werth (hereinafter referred to as "Werth"), Child Care Inspection Specialist, Children's Services Licensing, Licensure, Division of Public Health conducted a complaint investigation to Small Beginnings. At that time, Werth found the facility over capacity. Thirty children were in care with six staff present. LeMunyan was not present at time of inspection.

On August 10, 2017, Werth conducted a follow-up inspection and found Small Beginnings in compliance with the license capacity.

On August 11, 2017, Werth received additional attendance records from Nebraska Department of Education, Nutrition Services, Child and Adult Care Food Program. They shared LeMunyan's July 2017 attendance records which indicated Small Beginnings was over their capacity at least 16 days during July 2017:

- July 5th, Over capacity by 3
- July 6th, Over by 6
- July 7th, Over by 6
- July 10th, Over by 3
- July 11, Over by 5
- July 12, Over by 3
- July 13, Over by 1
- July 14th, Over by 3
- July 17th, Over by 6
- July 18th, Over by 3
- July 19th, Over by 7
- July 20th, Over by 8
- July 21st, Over by 5
- July 25th, Over by 4
- July 26th, Over by 3
- July 31st, Over by 2

The information above shows that Small Beginnings was over capacity consistently during the months of June and July, 2017.

DISCIPLINARY ACTION IMPOSED:

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

1. The Licensee's Child Care Center license is placed on Probation for a period of one year effective September 22, 2017. Should an operating license be issued on November 31, 2017, this probation will transfer over to that license.

- a. By October 6, 2017, the Licensee will review and revise its written policies and procedures related to capacity and submit them to Werth. The written policies and procedures should incorporate, but are not limited to: the use of checklists; staffing charts; frequent monitoring; accountability; parent communication; how current and future staff will be made aware of current changes in policies and procedures; and other detailed procedures to insure license capacity is not exceeded.

b. By October 6, 2017, the Licensee will submit a detailed plan as to how the Licensee/Director will be involved in the monitoring and compliance with policies and procedures regarding capacity, including regular staff meetings, overview of staff, etc.

c. All documentation required must be submitted to Shonna Werth, Child Care Inspection Specialist, Children's Services Licensing, Licensure Unit, Division of Public Health, PO Box E, Lexington, NE 68850 or at such other address as directed, in writing, by the Department.

2. Compliance will be monitored by Children's Services Licensing staff and may be monitored by other Department representatives (i.e., Fire Marshal or designated agent, Environmental Health Specialist/Scientist or designated agent, Resource Development Worker, Children and Family Services Specialist/Worker, etc.). The Licensee and any employees and/or agents must cooperate with the Department in these monitoring inspections.

3. A copy of this Notice of Disciplinary Action must be posted with the current child care license so it is clearly visible to parents and agency representatives.

4. Failure to comply with the terms of this disciplinary action, the applicable Child Care Regulations and failure to correct the violations will 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.

5. If the Licensee discontinues the child care program for any reason, the time the Licensee is not actively operating a licensed child care program will not count toward the probation period and any subsequent child care license issued by the Department indicating Small Beginnings, L.L.C. as licensee/director/owner shall be subject to the terms of this probation including completion of the probation period. The Licensee must notify the Department, in writing, within seven (7) working days of any period that it is not actively operating the program. Active operation is the provision of child care for a minimum of forty (40) hours a week for fifty (50) weeks of a calendar year.

BE ADVISED:

Pursuant to Nebraska Revised Statutes, section 71-1922, this action becomes final on September 21, 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 September 21, 2017. It should be addressed to:


Rita Krusemark, for DHHS
Children's Services Licensing
Licensure – Division of Public Health
P.O. Box 94986
Lincoln, NE 68509-5986

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.

That Nebraska Revised Statutes, section 71-1923 of the Child Care Licensing Act, provides "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: September 6, 2017

Dr. Tom Williams
Chief Executive 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 6 day of September, 2017, a copy of the foregoing **NOTICE OF DISCIPLINARY ACTION** was sent by certified and first class United States mail, sufficient postage prepaid to Small Beginnings L.L.C., PO Box 77, Long Pine, NE 69217.


Rita Krusemark, Program Specialist