

II. ACTION ITEMS

I. FINAL AGENCY ACTION REGARDING INTENT TO REVOKE THE LICENSE OF FAMILY DAY CARE HOME PROVIDER LAFONTE HUNTER

Board is asked to review the Notice of Intent to Revoke License in preparation for taking final action in the matter of LaFonte Hunter, 666 Preston Avenue South, St. Petersburg, 33705.

Ms. Hunter did not request a hearing.

The Advisory Committee members may participate in the discussion but only Board members may participate in taking action to revoke the license, which is limited to the Notice of Intent to Revoke License (attached).

Sr. Assistant County Attorney, Christy Donovan Pemberton, will be present to advise the Board of procedures.

Board Action: To approve staff's recommendation to revoke the license of LaFonte Hunter to operate a family day care home.

II. ACTION ITEMS

I. FINAL AGENCY ACTION REGARDING INTENT TO REVOKE THE LICENSE OF FAMILY DAY CARE HOME PROVIDER LAFONTE HUNTER - continued

Pinellas County License Board for Children's Centers & Family Day Care Homes

*Our mission is to protect the health, safety, and mental development
of children cared for in children's centers and family day care homes in Pinellas County.*

Linda Tamanini, M.S., Executive Director
Terri E. Hajian, Chairman



Issued by: Pinellas County License Board for
Children's Centers and Family Day Care Homes
6698 68th Avenue North, Suite C
Pinellas Park, FL 33781-5015

NOTICE OF INTENT TO DENY LICENSE APPLICATION TO OPERATE A FAMILY DAY CARE HOME

To: LaFonte Hunter
666 Preston Avenue South
St. Petersburg, FL 33701

Date: October 7, 2006

You are hereby notified that it is the intent of the Pinellas County License Board (PCLB) to deny your application for a renewal license to operate a family day care home.

The reason for this action is that you have failed to meet minimum standards set for licensure of family day care homes as called for in Licensing Regulations Governing Pinellas County Family Day Care Homes (Regulations). On June 13, 2006, License Board staff received a complaint stating that you tested positive for marijuana use. During the course of staff's investigation of the allegation, information surfaced showing your husband Khalym Davis is an unscreened resident of your family day care home. The regulations provided to you upon your licensure to operate a family day care home state in pertinent part:

I. PERSONNEL

A. General Qualifications. Personnel in Family Day Care Homes

1. Child care personnel in family day care homes shall be subject to the applicable screening provisions contained in Licensing Regulations...

11/03/04 You failed to submit the following initial background screening forms for your husband, Khalym Davis:
Fingerprint Card
Central Abuse Hotline Record Search
Local Police Background Check
Affidavit of Good Moral Character

2. An application will not be considered complete until the License Board receives proof of background screening clearance on the operator/applicant of the family day care home and all other household members, substitutes, and employees who are subject to background screening...

01/13/05 You failed to list your husband Khalym Davis on your initial application for a license to operate a family day care home.

3. Shall Be of Good Character.
Good moral character based upon screening...

11/30/04 You failed to submit the following initial background screening forms for your husband, Khalym Davis:
Fingerprint Card
Central Abuse Hotline Record Search
Local Police Background Check
Affidavit of Good Moral Character

II. ACTION ITEMS

I. FINAL AGENCY ACTION REGARDING INTENT TO REVOKE THE LICENSE OF FAMILY DAY CARE HOME PROVIDER LAFONTE HUNTER - continued

Notice of Intent to Deny License Application to Operate a Family Day Care Home
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Additionally, an Affidavit of Good Moral Character must be completed annually (new requirement as of 10/01/05) for all operators/applicants and all other household members, substitutes, and employees who are subject to background screening...

06/20/06 You failed to submit with your renewal materials an Affidavit of Good Moral Character for your husband Khalym Hunter.

11. Shall not falsify application information...

01/13/05 You failed to list your husband Khalym Davis's name on your initial application for a license to operate a family day care home.

Additionally, staff monitored your home on the following dates, and you did not provide information to the effect that your husband Khalym Davis was a household member: 01/25/05, 03/08/05, 05/11/05, 01/18/06, 02/08/06, 04/05/06, 06/16/06, 07/31/06, 08/14/06, 08/29/06, 09/06/06, 09/13/06, and 09/20/06. You submitted notarized affidavits on June 20 and July 7, 2006 stating he lived elsewhere.

**IX. APPLICATION, FEE, LICENSE
C. License**

1. Upon receipt of an application for a license hereunder and the payment of the application fee, the License Board within sixty (60) days therefrom shall cause a thorough investigation to be made of the premises to be licensed, and shall issue a license or temporary permit if satisfied that the minimum standards specified in this act are met and that the applicant is otherwise qualified; if not, it shall reject the application. Said license shall set out on the face thereof the maximum number of children to be allowed in attendance at any given time...

08/03/06 Your family day care home license expired and proof of background screening clearance on the operator had not been provided.

You have failed to satisfy the License Board that all of the standards have been met. You have failed to satisfy the License Board that your husband Khalym Davis does not reside with you in the marital/family day care home. You failed to timely submit screening materials for your husband Khalym Davis screened in accordance with Licensing Regulations Governing Pinellas County Family Day Care Homes.

To date, you have not satisfied requirements for annual renewal of license to wit: You failed as previously described to have your husband Khalym Davis screened in accordance with Licensing Regulations Governing Pinellas County Family Day Care Homes.

The conduct upon which this intent to deny license application revoke is based is the lack of compliance in the area of Personnel. Thus, you have failed to adequately protect the health, safety, and welfare of the children in violation of Licensing Regulations Governing Pinellas County Family Day Care Homes.

You may request a formal hearing to contest the above-stated intended agency action. Any such request must be in writing and must state full grounds upon which the request is based and must be received in the License Board office at the above address within fifteen (15) days of service of the this Notice on you. Such hearing shall be held within thirty (30) days.

Failure to timely request a hearing will constitute a waiver of the right to request that hearing. The PCLB will take final agency action regarding your application denial at its meeting on November 1, 2006 at 1:30 p.m. Final agency action constitutes recognition by the PCLB that denial of your application to provide child care is mandated by the laws governing the licensing of family day care homes in Pinellas County. Because your previous license has expired and the minimum standards were not satisfied prior to that expiration, you cannot provide child care within your home, as defined in the Licensing Regulations Governing Pinellas County Family Day Care Homes, until you are provided with a Family Day Care Home license.

Signed by: Linda Tamarin Received by: Lafonte Hunter 10-6-06
Date

Title: Executive Director The operator refused to acknowledge receipt of the Pinellas County License Board for Children's Centers and Family Day Care Homes Notice and it was left with the operator at location of the family day care home.

HAND DELIVERED BY: Linda Tamarin DATE: 10-6-06