

**STATE OF CONNECTICUT  
OFFICE OF EARLY CHILDHOOD  
LEGAL DIVISION**

**CONSENT ORDER**

**Sonia Nuñez Colon  
229 Autumn Street  
Manchester, CT 06040-5553  
Family Child Care Home License #57270**

**WHEREAS**, Sonia Nuñez Colon of Manchester, Connecticut (“Licensee”), has been issued license # 57270 to operate a Family Child Care Home located at 229 Autumn Street, Manchester, Connecticut, by the Connecticut Office of Early Childhood (“Agency”) pursuant to § 19a-87b of the General Statutes of Connecticut, (“Statutes”);

**WHEREAS**, the Licensee admits and acknowledges that the violations contained in the draft Statement of Charges dated July 26, 2024 (attached hereto as Exhibit A) did occur;

**WHEREAS**, the foregoing acts referenced in the draft Statement of Charges constitute grounds for disciplinary action pursuant to § 19a-87e of the Statutes, taken in conjunction with § 19a-87b-1 et seq. of the Regulations;

**WHEREAS**, the parties desire to fully resolve the matter without further proceeding;

**WHEREAS**, this Consent Order embodies the entire agreement of the parties with respect to the subject matter involved herein. All previous communications and agreements, with regard to the subject matter of this Consent Order, whether oral or written, between the parties are superseded unless expressly incorporated herein or made a part hereof; and,

**WHEREAS**, the Licensee, in consideration of this Consent Order, has chosen not to contest the above admissions before a hearing officer and further agrees that this Consent Order shall have the same effect as if ordered after a full hearing pursuant to § 19a-87e (b) of the Statutes.

**THEREFORE**, pursuant to § 4-177 of the Statutes, the Licensee hereby stipulates and agrees to the following:

1. This Consent Order fully and completely resolves the allegations referenced above without any further proceeding.
2. This Consent Order may be considered as evidence of the above admitted violations in any subsequent proceeding or determination before the Agency in which (1) the Licensee’s compliance with this same Consent Order is at issue, or (2) the Licensee’s compliance with any state or federal statute and/or regulation is at issue.
3. The Licensee waives the right to a hearing on the merits of this matter.

4. This Consent Order and terms set forth herein are not subject to reconsideration, collateral attack, or judicial review under any form or in any forum, including any right of review under the Uniform Administrative Procedure Act, Chapter 368a of the General Statutes of Connecticut, or Regulations of the State of Connecticut that exist at the time the agreement is executed or may become available in the future, provided that this stipulation shall not deprive the Licensee of any other rights under the laws of the State of Connecticut or of the United States.
5. This Consent Order is a revocable offer of settlement that may be modified by mutual agreement or withdrawn at any time prior to its being signed by the Commissioner of the Office of Early Childhood's designee.
6. This Consent Order is a matter of public record and will be reported in accordance with state and federal laws and/or regulations and Agency policy. The Consent Order may be posted on the Agency's website.
7. Any extension of time or grace period granted by the Agency for any condition of this Consent Order shall not be a waiver or preclude the Agency's right to take action at a later time. The Agency shall not be required to grant future extensions of time or grace periods.
8. If within five years from the effective date of this Consent Order, the Agency determines, pursuant to its own investigation, without a hearing, that the Licensee is in violation of the Regulations pertaining to access to any part of the Facility, the Agency may, at its sole discretion, revoke the license, without a hearing or other recourse or review, including judicial review in any forum or court. The Licensee shall thereupon cease operation upon receipt of notice from the Agency.
9. If within five years from the effective date of this Consent Order, the Agency determines, pursuant to its own investigation, without a hearing, that the Licensee utilizes unapproved staff, the Agency may, at its sole discretion, revoke the license, without a hearing or other recourse or review, including judicial review in any forum or court. The Licensee shall thereupon cease operation upon receipt of notice from the Agency.
10. If within five years from the effective date of this Consent Order, the Agency determines, pursuant to its own investigation, without a hearing, that the Licensee is in violation of the Regulations pertaining to capacity, the Agency may, at its sole discretion, revoke the license, without a hearing or other recourse or review, including judicial review in any forum or court. The Licensee shall thereupon cease operation upon receipt of notice from the Agency.
11. If the Agency revokes the license pursuant to Conditions 8, 9, and/or 10, above, the Licensee agrees not to apply for a family child care home license for one year following the effective date of such revocation.
12. Within one month of the effective date of this Consent Order, the Licensee shall develop and implement for a period of no less than two years, a written policy that ensures compliance with the regulations pertaining to record keeping. The Licensee shall maintain such policy at the family child care home for Agency review.
13. The Licensee shall, pay a civil penalty of \$250.00 (two hundred and fifty dollars) for failure to comply with the Regulations, due and payable upon the Licensee's signing this Consent Order. The Licensee

shall submit the payment by check payable to “Treasurer, State of Connecticut” and mail to: Connecticut Office of Early Childhood, Legal Division, 450 Columbus Blvd., Suite 303, Hartford, CT 06103, Attention: MaryBeth Miller, Staff Attorney.

- 14. Any violation of the terms of this Consent Order shall constitute grounds for the Agency to summarily suspend the license or to revoke the license, assess a civil penalty, or take other appropriate action against the license.
- 15. Legal notice of any action shall be deemed sufficient if sent to the Licensee’s last address of record, as reported by the Licensee to the Connecticut Office of Early Childhood Division of Licensing.
- 16. This Consent Order is effective upon the signature of the Commissioner’s representative if a hearing has not been scheduled or by the Commissioner if a hearing has been scheduled, at which time it shall become final and an Order of the Commissioner of Connecticut Office of Early Childhood.
- 17. The Licensee has had the opportunity to consult with an attorney prior to signing this document.

**IN WITNESS WHEREOF**, the parties hereto, which have caused this Order to be executed by their respective officers and officials, declare the execution of this Consent Order to be their free act and deed.

**LICENSEE**  
**SONIA NUÑEZ COLON**

*Sonia Nuñez Colon*  
By: *Sonia Nuñez Colon*  
Sonia Nuñez Colon

**CONNECTICUT OFFICE OF EARLY CHILDHOOD**  
**BETH BYE, Commissioner**

By: \_\_\_\_\_  
Elizabeth Proietti, Director  
Division of Licensing

Date Signed: 9/12/2024

Date Signed: 9/17/24



Ned Lamont  
Governor  
Susan Bysiewicz  
Lt. Governor

# STATE OF CONNECTICUT

## OFFICE OF EARLY CHILDHOOD



Connecticut Office of  
Early Childhood

Beth Bye  
Commissioner

Certified Mail  
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### EXHIBIT A

July 26, 2024

**Sonia Nunez Colon**  
**229 Autumn Street**  
**Manchester, CT 06040-5553**

**RE: Family Child Care Home License #57270**

### DRAFT

### NOTICE OF PROPOSED LICENSURE ACTION AND STATEMENT OF CHARGES

Pursuant to § 19a-87e (b) of the Connecticut General Statutes, (“Statutes”) and § 19a-87b-15 (a) of the Regulations of Connecticut State Agencies (“Regulations”), the Connecticut Office of Early Childhood (“Agency”) hereby provides notice of its intent for revocation or other disciplinary action as the Agency deems appropriate and consistent with the law for the above-named Family Child Care license based on the following charges:

1. Sonia Nunez Colon of Manchester, Connecticut, (“Licensee”) is, and has been at all times referenced in this Statement of Charges, the holder of Connecticut Family Child Care Home License # 57270 and, as such, is responsible for compliance with the requirements of §§19a-87b-1 through 19a-87b-18 of the Regulations.
2. As a result of a full unannounced inspection conducted on July 8, 2024, the Agency found that the Licensee failed to meet the requirements for the terms of the license and/or responsibilities of the provider when:
  - a. the Licensee exceeded the regular capacity of six children by caring for eight children at one time without the assistance of approved staff in violation of § 19a-87b-5 (d) and/or § 19a-87b-10 (a) of the Regulations; and/or
  - b. the Licensee did not notify the Agency within five business days of the installation of a swimming pool in violation of § 19a-87b-5 (j) of the Regulations.
3. As a result of a full unannounced inspection conducted on July 8, 2024, the Agency found that the Licensee failed to meet the requirements for comprehensive background checks when a review of the Licensee’s records revealed that the Licensee and at least one household member lacked a comprehensive background check in violation of § 19a-87b-8a (a) of the Regulations.

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Hartford, Connecticut 06103  
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4. As a result of a full unannounced inspection conducted on July 8, 2024, the Agency found that the Licensee failed to meet the requirements for the physical environment in one or more of the following ways:
  - a. the facility and equipment were not in good repair or reasonably free from anything that may be potentially dangerous to children in violation of § 19a-87b-9 (b) of the Regulations when one or more of the following was observed:
    - (1) empty glass beer bottles next to the outside door;
    - (2) a loose water hose posed a tripping hazard;
    - (3) an open box of cigarettes and/or scented jars on a changing table; and/or
    - (4) a mop bucket with water and cleaning supplies by the outside door;
  - b. multiple electrical cords were hanging within reach of children in violation of § 19a-87b-9 (d) (3) of the Regulations;
  - c. the entry of a stairway accessible to children was not protected by a gate or a barrier in violation of § 19a-87b-9 (d) (4) (D) of the Regulations;
  - d. quarterly emergency evacuation drills were not conducted and/or a written log of the practiced evacuation drills was not maintained for one year in violation of § 19a-87b-9 (d) (5) of the Regulations;
  - e. an operable smoke detector was not observed on the main floor of the family child care home in violation of § 19a-87b-9 (d) (6) of the Regulations;
  - f. a swimming pool was not protected by a sturdy fence or barrier, four feet high or higher, which totally and effectively bars access by the children where the pool measured 44” and was not protected by fence or barrier and/or removable pool stairs were placed next to the pool in violation of § 19a-87b-9 (f) (2) of the Regulations; and/or
  - g. posted emergency numbers lacked parental/emergency contact information for currently enrolled children in violation of § 19a-87b-9 (k) of the Regulations.
5. As a result of a full unannounced inspection conducted on July 8, 2024, the Agency found that the Licensee failed to meet the responsibilities of the provider when a review of the Licensee’s records revealed that:
  - a. three children’s files lacked enrollment forms in violation of § 19a-87b-10 (b) (1) of the Regulations;
  - b. at least four children’s files contained incomplete and/or expired health records in violation of § 19a-87b-10 (b) (2) of the Regulations;
  - c. three children’s files lacked the parent’s written permission specifying the name, address and telephone numbers of persons permitted to remove the child from the family child care home on behalf of the parent in violation of § 19a-87b-10 (b) (3) (A) of the Regulations;
  - d. three children’s files lacked the parent’s written permission specifying the name, address and telephone numbers of emergency medical care provider for the child and adults to be contacted if the parent cannot be reached in violation of § 19a-87b-10 (b) (3) (B) of the Regulations;
  - e. three children’s files lacked the parent’s written permission authorizing transportation of the children from the family child care home by the provider or staff in violation of § 19a-87b-10 (b) (3) (D) of the Regulations; and/or
  - f. two children’s files lacked an incident log in violation of § 19a-87b-10 (b) (4) of the Regulations.
6. As a result of a full unannounced inspection conducted on July 8, 2024, the Agency found that the Licensee failed to meet the requirements for the administration of medication when a review of the Licensee’s records revealed:

- a. the Licensee did not successfully complete a training program on the administration of injectable medication by premeasured commercially prepared auto-injector and/or the files lacked documentation thereof in violation of § 19a-87b-17 (b) (1) (D) of the Regulations;
  - b. one child's file lacked the written orders of an authorized prescriber and/or the written permission of the child's parent for the administration of medication(s) in violation of § 19a-87b-17 (b) (3) (A) of the Regulations; and/or
  - c. medication(s) for one child was not at the facility in violation of § 19a-87b-17 (b) (5) of the Regulations.
7. As a result of a July 10, 2024 follow-up visit related to the July 8, 2024 inspection, the Agency found that the Licensee failed to meet the requirements for the terms of the license and/or responsibilities of the provider when:
- a. the Licensee exceeded the regular capacity of six children by caring for nine children at one time without the assistance of approved staff in violation of § 19a-87b-5 (d) and/or § 19a-87b-10 (a) of the Regulations; and/or
  - b. review of the Licensee's records revealed that one child's file lacked a current health record in violation of § 19a-87b-10 (b) (2) of the Regulations.
8. As a result of a July 10, 2024 follow-up visit related to the July 8, 2024 inspection, the Agency found that the Licensee failed to maintain the requirements for qualifications of staff when she permitted children to be cared for by a person(s) who did not hold an agency approval to act as an assistant or substitute in violation of § 19a-87b-8 of the Regulations.
9. As a result of a July 10, 2024 follow-up visit related to the July 8, 2024 inspection, the Agency found that the Licensee failed to meet the requirements for comprehensive background checks when a review of the Licensee's records revealed that the Licensee and at least one household member had not completed a comprehensive background check in violation of § 19a-87b-8a (a) of the Regulations.
10. As a result of a July 17, 2024 follow-up visit related to the July 8, 2024 inspection, the Agency found that the Licensee failed to meet the requirements for comprehensive background checks when a review of the Licensee's records revealed that at least one household member had not completed a comprehensive background check in violation of § 19a-87b-8a (a) of the Regulations.
11. As a result of a July 17, 2024 follow-up visit related to the July 8, 2024 inspection, the Agency found that the Licensee failed to meet the requirements for terms of the license and/or responsibilities of the provider when:
- a. the Licensee exceeded the regular capacity of six children by caring for seven children at one time without the assistance of approved staff in violation of § 19a-87b-5 (d) and/or § 19a-87b-10 (a) of the Regulations; and/or
  - b. one child was not napping in/on an age-appropriate individual crib, bed, cot, or mat where the child was observed sleeping in a bouncy chair in violation of 19a-87b-10 (c) (5) (A) of the Regulations.
12. As a result of a July 17, 2024 follow-visit related to the July 8, 2024 inspection, the Agency found that the Licensee failed to grant the Agency immediate access to all parts of the facility during customary business hours when the Agency was unable to inspect a locked bedroom in violation of § 19a-87b-13 of the Regulations.

13. As a result of a July 18, 2024 follow-up visit related to the July 8, 2024 inspection, the Agency found that the Licensee failed to meet the requirements for the terms of the license and/or responsibilities of the provider when the Licensee exceeded the regular capacity of six children by caring for eight children at one time without the assistance of approved staff in violation of § 19a-87b-5 (d) and/or § 19a-87b-10 (a) of the Regulations.
14. As a result of a July 18, 2024 follow-up visit related to the July 8, 2024 inspection, the Agency found that the Licensee failed to meet the requirements for comprehensive background checks when a review of the Licensee's records revealed that at least one household member had not completed a comprehensive background check in violation of § 19a-87b-8a (a) of the Regulations.
15. As a result of a July 18, 2024 follow-up visit related to the July 8, 2024 inspection, the Agency found that the Licensee failed to grant the Agency immediate access to all parts of the facility during customary business hours when the Agency was unable to inspect a locked shed for 45 minutes in violation of § 19a-87b-13 of the Regulations.
16. As a result of a July 25, 2024 follow-up visit related to the July 8, 2024 inspection, the Agency found that the Licensee failed to meet the requirements for comprehensive background checks when a review of the Licensee's records revealed that two household members had not completed a comprehensive background check in violation of § 19a-87b-8a (a) of the Regulations.