


Bureau of EMS, Trauma & Preparedness Division of EMS & Trauma Policies & Procedures		EMS-562
Subject: EMS Provider Criminal Charges & Convictions		
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Approved by: Recommendation to approve at EMSCC 5/21/21 		Date: 6/3/2021

PURPOSE:

The purpose of this policy is to provide the parameters for EMS licensure related to criminal charges and convictions identified in background checks for routine licensure and complaint investigations.

DEFINITIONS:

Charge: a formal accusation made by a governmental authority asserting that somebody has committed a crime.

Complaint: may be anonymous or not and must include as much information as possible about the licensee and the incident itself. If the complainant does not want to remain anonymous, the complainant must remember that the information contained in the complaint is subject to the Freedom of Information Act (FOIA). Therefore, complainants wishing to provide their identity will be advised that the defendant/respondent may find out who the complainant is.

Conviction: a plea of nolo contendere, a guilty plea, or plea agreement, including deferments, as well as conviction(s) after a trial.

POLICY:

A Michigan Internet Criminal History Assessment Tool (ICHAT) background check is conducted by the Division of EMS and Trauma for all EMS provider applicants for initial licensure, relicensure, renewal, and complaints received. Failure to disclose a criminal conviction or withholding of any material information regarding such conviction on any application for licensure will be considered a violation of [Section 20958\(1\)\(a\)](#) of the Public Health Code.

An applicant for an EMS license or licensed EMS provider at any level may be denied, suspended, or revoked, or other appropriate action taken with respect to a felony or



misdemeanor criminal charge or conviction under either [Section 20958\(1\)](#) or [Section 20168](#) of the Public Health Code. Applicants that have a criminal charge, may have their application held until resolution of the criminal matter.

Examples of crimes for which action could be taken, include, but are not limited to, assault, battery, obtaining/possessing/using/distributing drugs, use of a dangerous weapon, sexual assault, abuse or exploitation of children or other vulnerable populations such as the elderly or disabled persons, and crimes against property including robbery, burglary, and felony theft.

Note: applicants are not required to disclose any criminal conviction that has been expunged from their public record.

REFERENCES:

[Michigan Public Act 368 of 1978 Public Health Code, as amended](#). Parts 201 and 209. Retrieved April 19, 2021, from the Michigan Legislature website.