MiLEAP
Michigan Department of Lifelong Education, Advancement, and Potential

Children's Camp and Campsite Exclusionary Offenses
A Quick Reference Guide

This is a reference guide to assist in determining if an individual may be eligible to be an applicant, licensee, licensee designee, camp director, program director, and camp staff members for a children's camp or campsite under PA 116 of 1973 and the administrative rules that govern assessment of good moral character.

A. PERMENANT EXCLUSION CONVICTIONS OR CONDITIONS	REFERENCE
I. "Listed Offense" defined in section 2 of the sex offenders registration act, 1994 PA 295, MCL 28.722. and "Listed Offense" means a tier I, II, III offense.[MCL 28.722(l)] **Tier I** • MCL 750.145c. • MCL 750.335a, if a victim is a minor. • MCL 750.349b, if the victim is a minor. • MCL 750.449a. • MCL 750.520e and 750.520g, if the victim is 18 years or older. • MCL 750.539j, if a victim is a minor. • MCL 750.160d. • Any other violation of a law of this state or a local ordinance of a municipality, other than a tier II or tier III offense, that by its nature constitutes a sexual offense against an individual who is a minor. • An offense committed by a person who was, at the time of the offense, a sexually delinquent person as defined in section 10a of the Michigan penal code, 1931 PA 328, MCL 750.10a. • An attempt or conspiracy to commit an offense described in Tier I • An offense substantially similar to an offense described in subparagraphs (i) to (x) under a law of the United States that is specifically enumerated in 34 USC 20911, under a law of any state or any country, or under tribal or military law. **Tier II** • MCL 750.145a. • MCL 750.145b. • MCL 750.145c.(2) or (3) • MCL 750.145d(1)(a), **Tier III** • MCL 750.338, 750.338a, and 750.338b, committed against an individual less than 13 years of age. • MCL 750.349, committed against a minor. • MCL 750.350. • MCL 750.520b, 750.520d, and 750.520g. • MCL 750.520c and 750.520g, committed against an individual less than 13 years of age. • MCL 750.520e, committed by an individual 17 years of age or older against an individual less than 13 years of age. • MCL 750.160d. • An attempt or conspiracy to commit an offense described in Tier III. • An offense substantially similar to an offense described in subparagraphs (i) to (viii) under a law of the United States that is specifically enumerated in 34 USC 20911, under a law of any state or any country, or under tribal or military law.	MCL 722.115(9), MCL 722.115d; MCL 28.722(l)
II. Offenses evidencing lack of good moral character (if the department recommends exclusion the department must provide a written notice to the license applicant of the findings). a. Substantial misrepresentation of any material fact, including any of the following: Bribery, Fraud, Filing of false claims, aiding or abetting the filing of false claims, allowing an establishment to be used for illegal purposes. b. Homicide, Murder, Manslaughter, Mayhem, Negligent homicide, or attempts to commit any of the specified in paragraphs (i) and (ii) of this subdivision.	MCL 722.115(2), R400.1151-R400.1153, MCL 338.41 R400.1152(a) R400.1152(b)

	c. Felony or misdemeanor involving assault or battery.	R400.1152(c)
	d. Violent act or threat of a violent act, against a person or a crime constituting a sexual offense including criminal sexual conduct in any degree or activity for profit involving any of the following: child abuse, neglect or exploitation; kidnapping; adoption schemes; prostitution or related crimes; cruelty toward, or torture of, any person; attempts to commit any of the offenses specified in paragraphs (i) and (iii) of this subdivision. Robbery; armed robbery; burglary; receiving stolen property; extortion; obtaining property by false pretenses; larceny by trick; larceny by conversion; embezzlement; arson; offenses involving narcotics, alcohol, or controlled substances that result in felony conviction; offenses involving adulterating drugs, controlled substances, or preparations; poisoning; unlawful manufacture or delivery of drugs or possession with intent to manufacture or deliver drugs.	R400.1152(d)
III.	Individual named as a perpetrator of child abuse or child neglect. “Child abuse” and “child neglect” means those terms as defined in Section 2 of the Child Protection Law, 1975 PA 238, MCL 722.622.	MCL 722.119(5)
IV.	Child Abuse under section 136b of the Michigan penal code, 1931 PA 328, MCL 750.136b, or neglect under section 145 of the Michigan penal code, 1931 PA 328, MCL 750.145.	MCL 722.119(1)(a) and (2)(a).
B. 10 YEAR EXCLUSION FROM DATE OF CONVICTION		
I.	A felony involving harm or threatened harm to an individual.	MCL 722.119(1)(b) and (2)(b).

In addition to the above offenses and conditions, the department will assess the applicant’s licensing history reviewing any previous licenses denied, revoked, or refused to renew to determine if they are eligible to be connected with a children’s camp or campsite.