

**CHILD CARE ORGANIZATIONS (EXCERPT)**  
**Act 116 of 1973**

\*\*\*\*\* 722.115d.added THIS ADDED SECTION IS EFFECTIVE JANUARY 1, 2006 \*\*\*\*\*

**722.115d.added Offer of employment to person at child care center or day care center; criminal history check and criminal records check; current employees; cost.**

Sec. 5d. (1) Before a child care center or day care center makes an offer of employment to a person or allows a person to regularly and continuously work under contract at the child care center or day care center, the child care center or day care center shall perform a criminal history check on that person using the department of state police's internet criminal history access tool (ICHAT).

(2) If a search of the department of state police's ICHAT reveals that the person described in subsection (1) has been convicted of a listed offense, the child care center or day care center shall not make an offer of employment to that person or allow that person to regularly and continuously work under contract at the child care center or day care center. If a search of the department of state police's ICHAT reveals that a current employee has been convicted of a listed offense, the child care center or day care center shall not continue to employ that person. If a search of the department of state police's ICHAT reveals that a person who regularly and continuously works under contract at the child care center or day care center has been convicted of a listed offense, the child care center or day care center shall not allow that person to regularly or continuously work under contract at the child care center or day care center.

(3) Not later than 1 year after the effective date of the amendatory act that added this section, the child care center or day care center shall conduct a criminal history check on all current employees using the department of state police's ICHAT.

(4) A child care center or day care center may pass along the actual cost of a search of the department of state police's ICHAT to the employee or applicant on whom the search is being performed.

**History:** Add. 2005, Act 133, Eff. Jan. 1, 2006.

**Popular name:** Act 116

**Popular name:** Child Care Licensing Act