



POLICY NO:	205
DATE ISSUED:	03/2010
DATE REVIEWED/REVISED:	03/2013
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MEDICAL RESERVE CORPS

MRC Background Check

Purpose: To provide a method to ascertain the criminal background history of persons applying for volunteer positions with the Santa Barbara County Medical Reserve Corps (MRC).

Authority: Health and Safety Code, Division 2.5, Section 1798.200. California Code of Regulations, Title 13, Section 1101, Resolution 10-066, Santa Barbara County Board of Supervisors, March 16, 2010.

Policy:

- A. All volunteer members of the Santa Barbara County Medical Reserve Corps shall complete a California Bureau of Criminal Identification background check, including fingerprinting, as a condition of active membership in the Santa Barbara County MRC unit.
- B. Santa Barbara County EMS shall contract with the California Bureau of Criminal Identification for subsequent arrest notification.
- C. Criteria in Health and Safety Code Section 1798.200 and California Code of Regulations, Title 13, Section 1101 et al shall be used to determine whether membership approval is given or denied based upon the results of the background check:
 - (1) Fraud in the procurement of any certificate or license under this division.
 - (2) Gross negligence.
 - (3) Repeated negligent acts.
 - (4) Incompetence.
 - (5) The commission of any fraudulent, dishonest, or corrupt act, which is substantially related to the qualifications, functions, and duties of prehospital personnel.

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(6) Conviction of any crime, which is substantially related to the qualifications, functions, and duties of prehospital personnel. The record of conviction or certified copy of the record shall be conclusive evidence of the conviction.

(7) Violating or attempting to violate directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this division or the regulations adopted by the authority pertaining to prehospital personnel.

(8) Violating or attempting to violate any federal or state statute or regulation, which regulates narcotics, dangerous drugs, or controlled substances.

(9) Addiction to the excessive use of, or the misuse of, alcoholic beverages, narcotics, dangerous drugs, or controlled substances.

(10) Functioning outside the supervision of medical control in the field care system operating at the local level, except as authorized by any other license or certification.

(11) Demonstration of irrational behavior or occurrence of a physical disability to the extent that a reasonable and prudent person would have reasonable cause to believe that the ability to perform the duties normally expected may be impaired.

(12) Unprofessional conduct exhibited by any of the following:

- a. The mistreatment or physical abuse of any patient resulting from force in excess of what a reasonable and prudent person trained and acting in a similar capacity while engaged in the performance of his or her duties would use if confronted with a similar circumstance.
- b. The failure to maintain confidentiality of patient medical information, except, as disclosure is otherwise permitted or required by law in Sections 56 to 56.6, inclusive, of the Civil Code.
- c. The commission of any sexually related offense specified under Section 290 of the Penal Code.

E. Specific cases where denial is strongly indicated:

1. The volunteer member is required under Section 290 of the Penal Code to register as a sex offender for any offense involving force, duress, threat, or intimidation.
2. The volunteer member habitually or excessively uses or is addicted to narcotics, dangerous drugs, or alcohol, or has been convicted during the preceding seven years of any offense relating to the use, sale, possession, or transportation of narcotics or addictive or dangerous drugs.
3. The volunteer member has been convicted during the preceding seven years of any offense punishable as a felony and involving force, violence, threat, or intimidation, or has been convicted of theft during that period.
4. The volunteer member has knowingly falsified or failed to disclose a material fact in his/her application.

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5. The volunteer member is found to have more than one misdemeanor within the preceding seven years on record that is substantially related to the qualifications, functions, and duties of prehospital care personnel.

Procedure:

This procedure applies to all volunteer members of the Santa Barbara County Medical Reserve Corps. The Live Scan background check is a one-time process required for every volunteer member of the Santa Barbara County Medical Reserve Corps unit.

The fees associated with the background check will be provided for all current members of the Santa Barbara County Medical Reserve Corps in good standing.

Any volunteer member joining the unit **after** July 1, 2010 will be responsible for completing this process on their own. The individual shall contact a local Law Enforcement Agency for the Live Scan fingerprinting procedure. The fee (cash) for Live Scan is paid directly to the Law Enforcement Agency. The applicant must send the applicable fee in check or money order to:

California Department of Justice
Applicant Expedite Service
P. O. Box 903347
Sacramento, CA 94203-3470

Volunteer members will have the opportunity to complete this process at the spring and summer 2010 quarterly MRC meetings. Should volunteer members not complete this process at any of these meetings, the volunteer member will be required to complete the process on their own. Santa Barbara County MRC will reimburse these volunteer members up to \$25 for the fees associated with this procedure.

All MRC volunteer members will complete the background check by **November 1, 2010**. Should the volunteer member not complete this process by November 1, 2010, they will be **removed** from the Santa Barbara County unit.