

Duty to Report Criminal Charge, Conviction or Professional Discipline

Duty to Report Criminal Charge:

An applicant or current student who is charged with a “serious crime” as defined below, shall notify the Minnesota State University, Mankato (MSU) Athletic Training Program (ATP) of such charge within 10 calendar days after the date on which the Respondent is notified of the charge.

Duty to Report Criminal Conviction or Professional Discipline:

An athletic training student or applicant who is convicted of any crime (with the exception of misdemeanor traffic offenses or traffic ordinance violations that do not involve the use of alcohol or drugs), or who becomes subject to any professional discipline, shall notify the MSU ATP in writing of such conviction or professional discipline within 10 calendar days after the date on which the Respondent is notified of the conviction or professional discipline. Should an applicant be found to have “serious crime” on their background check or fail to report serious crime that is not found on a required criminal background check the applicant/student forfeits his/her right to continue in the MSU ATP. All violations will be referred to appropriate University officials based on violation of and remediation for University policies and procedures.

Commencement of Disciplinary Proceedings Upon Notice of Charge, Conviction or Professional Discipline:

Upon receiving notice that an athletic training student or applicant has been charged with a serious crime or convicted of a crime, other than a serious crime, the MSU ATP shall commence an investigation. If the conviction is for a serious crime or if a Respondent has received a professional suspension, the MSU ATP shall obtain the record of conviction or proof of suspension and initiate disciplinary proceedings against the Respondent based on applicable University policies and procedures. The MSU ATP reserves the right to refuse admission to the applicant based on the results of the applicants criminal background check.

Conviction of Serious Crime or Professional Suspension – Immediate Suspension or Non-Admission: Upon receiving notification of a candidate or current student’s conviction of a serious crime the MSU ATP may, at its discretion, issue a notice to applicant or current athletic training student directing that the Respondent show cause why the Respondent’s right to be admitted to or remain in the ATP be continued. The term “serious crime” shall include: 1) any felony; 2) a misdemeanor related to public health, patient care, athletics, or education. 3) a crime that includes actual or threatened physical violence; 4) a crime that is motivated by hate or bias. This includes, but is not limited to: rape; sexual or physical abuse of another person; actual or threatened use of a weapon of violence; the prohibited sale or distribution of controlled substance, or its possession with the intent to distribute; or the use of the position of an athletic training student to improperly influence the outcome or score of an athletic contest or event or in connection with any gambling activity; and/or an attempt, conspiracy, aiding and abetting, or solicitation of another to commit such an offense.

The above policy is consistent with the Board of Certification (BOC) for the Athletic Trainer requirements for candidates for the BOC credentialing examination. Since this examination is the end goal for graduates of the MSU ATP these policies are consistent.

Board of Certification, Inc. Professional Practice and Discipline Guidelines

<http://www.bocatc.org/images/stories/resources/ppd%20guidelines%202016.pdf> Retrieved 9 November 2016.

Clery Act, (1990) federal statute codified at 20 U.S.C. § 1092(f), with implementing regulations in the U.S. Code of Federal Regulations at 34 C.F.R. 668.46.