

Appendix

<p><u>Non-rehabilitative felony offenses.</u> <u>Misdemeanor convictions marked with a √ must be evaluated using the rehabilitation criteria in appendix D of rule 5101:2-5-09.1, but are not automatically disqualifying.</u></p>			
<u>ORC</u>	<u>Offense</u>	<u>Misdemeanor</u>	<u>Felony</u>
<u>2903.01</u>	<u>Aggravated murder</u>	<u>N/A</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>
<u>2903.02</u>	<u>Murder</u>	<u>N/A</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>
<u>2903.03</u>	<u>Voluntary manslaughter</u>	<u>N/A</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>
<u>2903.04</u>	<u>Involuntary manslaughter</u>	<u>N/A</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>
<u>2903.041</u>	<u>Reckless homicide</u>	<u>N/A</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>
<u>2903.06</u>	<u>Aggravated Vehicular Homicide; vehicular homicide; vehicular manslaughter</u>	<u>√</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>
<u>2903.32</u>	<u>Female genital mutilation</u>	<u>N/A</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>

DISQUALIFYING OFFENSES FOR COLLEGE INTERN, SUBCONTRACTORS, VOLUNTEERS, EMPLOYEES,
BOARD PRESIDENTS,

2905.05	Criminal child enticement	√	Non-rehabilitation offense - employee cannot be approved
2905.32	Trafficking in persons	N/A	Non-rehabilitation offense - employee cannot be approved
2907.02	Rape	N/A	Non-rehabilitation offense - employee cannot be approved
2907.03	Sexual battery	N/A	Non-rehabilitation offense - employee cannot be approved
2907.04	Unlawful sexual conduct with a minor	√	Non-rehabilitation offense - employee cannot be approved
2907.05	Gross sexual imposition	N/A	Non-rehabilitation offense - employee cannot be approved
2907.12	Felonious sexual penetration (as this former section of law existed)	N/A	Non-rehabilitation offense - employee cannot be approved
2907.19	Commercial sexual exploitation of a minor	N/A	Non-rehabilitation offense - employee cannot be approved

DISQUALIFYING OFFENSES FOR COLLEGE INTERN, SUBCONTRACTORS, VOLUNTEERS, EMPLOYEES,
BOARD PRESIDENTS,

<u>2907.21</u>	<u>Compelling prostitution</u>	<u>N/A</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>
<u>2907.31</u>	<u>Disseminating matter harmful to juveniles</u>	<u>√</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>
<u>2907.321</u>	<u>Pandering obscenity involving a minor</u>	<u>N/A</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>
<u>2907.322</u>	<u>Pandering sexually oriented matter involving a minor</u>	<u>N/A</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>
<u>2907.323</u>	<u>Illegal use of a minor in nudity-oriented material or performance</u>	<u>N/A</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>
<u>2919.10</u>	<u>Abortion related to finding of down syndrome</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>
<u>2919.12</u>	<u>Unlawful abortion</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>

DISQUALIFYING OFFENSES FOR COLLEGE INTERN, SUBCONTRACTORS, VOLUNTEERS, EMPLOYEES,
BOARD PRESIDENTS,

<u>2919.121</u>	<u>Unlawful abortion upon a minor</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>
<u>2919.123</u>	<u>Unlawful distribution of an abortion-inducing drug</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>
<u>2919.124</u>	<u>Unlawful performance of a drug induced abortion</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>
<u>2919.13</u>	<u>Abortion manslaughter: failure to render medical care to an infant born alive</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>
<u>2919.15</u>	<u>Dismemberment abortion</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>
<u>2919.151</u>	<u>Partial birth feticide</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>
<u>2919.17</u>	<u>Terminating or attempting to terminate human pregnancy after viability</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>
<u>2919.193</u>	<u>Determination of detectable fetal heartbeat</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>

**DISQUALIFYING OFFENSES FOR COLLEGE INTERN, SUBCONTRACTORS, VOLUNTEERS, EMPLOYEES,
BOARD PRESIDENTS,**

<u>2919.194</u>	<u>Procedures after detection of fetal heartbeat</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>
<u>2919.195</u>	<u>Performance of abortion after detection of fetal heartbeat</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>
<u>2919.201</u>	<u>Abortion after gestational age of 20 weeks</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>	<u>Non-rehabilitation offense - caregiver cannot be approved</u>
<u>2919.22</u>	<u>Endangering children</u>	<u>√</u>	<u>Non-rehabilitation offense - employee cannot be approved</u>
<u>2919.25</u>	<u>Domestic violence</u>	<u>√</u>	<u>Non-rehabilitation offense, if considered spousal abuse - employee cannot be approved</u>
<u>All other offenses marked with a √ that must be evaluated using the rehabilitative criteria in Appendix D of this rule.</u>			
<u>959.13</u>	<u>Cruelty to animals</u>	<u>√</u>	<u>N/A</u>
<u>2151.421</u>	<u>Reporting child abuse or neglect</u>	<u>√</u>	<u>N/A</u>
<u>2903.08</u>	<u>Aggravated Vehicular Assault; Vehicular Assault</u>	<u>√</u>	<u>√</u>
<u>2903.11</u>	<u>Felonious assault</u>	<u>N/A</u>	<u>√</u>
<u>2903.12</u>	<u>Aggravated assault</u>	<u>N/A</u>	<u>√</u>
<u>2903.13</u>	<u>Assault</u>	<u>√</u>	<u>√</u>

DISQUALIFYING OFFENSES FOR COLLEGE INTERN, SUBCONTRACTORS, VOLUNTEERS, EMPLOYEES,
BOARD PRESIDENTS,

2903.15	Permitting child abuse	√	√
2903.16	Failing to provide for a functionally impaired person	√	√
2903.21	Aggravated menacing	√	√
2903.211	Menacing by stalking	√	√
2903.22	Menacing	√	√
2903.34	Patient abuse, neglect	√	√
2905.01	Kidnapping	N/A	√
2905.02	Abduction	N/A	√
2905.11	Extortion	N/A	√
2907.06	Sexual imposition	√	√
2907.07	Importuning	N/A	√
2907.08	Voyeurism	√	√
2907.09	Public indecency	√	√
2907.22	Promoting prostitution	N/A	√
2907.23	Enticement or solicitation to patronize a prostitute; procurement of a prostitute for another	√	√
2907.25	Prostitution – after positive HIV test	N/A	√
2907.32	Pandering obscenity	N/A	√
2909.02	Aggravated arson	N/A	√
2909.03	Arson	√	√

DISQUALIFYING OFFENSES FOR COLLEGE INTERN, SUBCONTRACTORS, VOLUNTEERS, EMPLOYEES,
BOARD PRESIDENTS,

2909.22	Soliciting or providing support for act of terrorism	√	√
2909.23	Making terroristic threat	N/A	√
2909.24	Terrorism	One degree higher than the most serious underlying specified offense the defendant committed (If the offense was a third-degree felony, the terrorism charge related to that offense would be a second-degree felony) This could be a disqualifying offense if the original charge was a non-rehabilitative crime listed above.	
2911.01	Aggravated robbery	N/A	√
2911.02	Robbery	N/A	√
2911.11	Aggravated burglary	N/A	√
2911.12	Burglary	N/A	√
2913.49	Identity Fraud	N/A	√
2917.01	Inciting to violence	√	√
2917.02	Aggravated riot	N/A	√
2919.21	Nonsupport or contributing to nonsupport of dependents	N/A	√
2919.23	Interference with custody (that would have been a violation of RC 2905.04 as it existed prior to July 1, 1996 if violation had been committed prior to that date)	√	√
2919.24	Contributing to unruliness or delinquency of a child	√	N/A
2919.27	Violating protection order	N/A	√ If special circumstances exist, as described in 2919.27(B)(3) or (4)

DISQUALIFYING OFFENSES FOR COLLEGE INTERN, SUBCONTRACTORS, VOLUNTEERS, EMPLOYEES,
BOARD PRESIDENTS,

2923.12	Carrying concealed weapons	√	√
2923.13	Having weapons while under disability	N/A	√
2923.161	Improperly discharging firearm at or into a habitation, in a school safety zone or with intent to cause harm or panic to persons in a school building or at a school function	N/A	√
2923.17	Unlawful possession of dangerous ordnance – illegally manufacturing or processing explosives	N/A	√
2923.21	Improperly furnishing firearms to a minor	N/A	√
2923.42	Participating in criminal gang	N/A	√
2925.02	Corrupting another with drugs	N/A	√
2925.03	Trafficking, aggravated trafficking in drugs	√	√
2925.04	Illegal manufacture of drugs or cultivation of marijuana	√	√
2925.041	Illegal assembly or possession of chemicals for manufacture of drugs	N/A	√
2925.05	Funding of drug or marijuana trafficking	N/A	√
2925.06	Illegal administration or distribution of anabolic steroids	N/A	√
2925.11	Possession of a controlled substance	√	√
2925.13	Permitting drug abuse	√	√
2925.22	Deception to obtain a dangerous drug	N/A	√
2925.23	Illegal processing of drug documents	N/A	√
2925.24	Tampering with drugs	N/A	√
2925.31	Abusing harmful intoxicants	√	√

DISQUALIFYING OFFENSES FOR COLLEGE INTERN, SUBCONTRACTORS, VOLUNTEERS, EMPLOYEES,
BOARD PRESIDENTS,

<u>2925.32</u>	<u>Trafficking in harmful intoxicants – improperly dispensing or distributing nitrous oxide</u>	<u>√</u>	<u>√</u>
<u>2925.36</u>	<u>Illegal dispensing of drug samples</u>	<u>√</u>	<u>√</u>
<u>2925.37</u>	<u>Counterfeit controlled substance offenses</u>	<u>√</u>	<u>√</u>
<u>2927.12</u>	<u>Ethnic intimidation</u>	<u>√</u>	<u>√</u>
<u>3716.11</u>	<u>Placing harmful objects in food or confection</u>	<u>√</u>	<u>N/A</u>
<u>4511.19</u>	<u>Operating vehicle under the influence of alcohol or drugs – OVI or OVUAC</u>	<u>√</u> <u>Only a disqualifying offense if two or more violations have been committed within the past 3 years</u>	<u>√</u> <u>Only a disqualifying offense if two or more violations have been committed within the past 3 years</u>
<u>A violation of an existing or former law of this state, any other state, or the United States that is substantially equivalent to any of the offenses listed in this appendix.</u>			