

Disqualifying Penal Code Sections

If they have been convicted of any of the penal codes listed, CNA/HHA applicants will be automatically denied certification or ICF/DD, DDH, or DDN applicants will be denied employment.

All CNA/HHA applicants should review this list carefully to avoid wasting their time, effort and money by training, testing and submission of fingerprints since they cannot receive the required criminal background clearance if they have been convicted of any of these violations.

Section

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| 187 | Murder |
| 192(a) | Manslaughter, Voluntary |
| 203 | Mayhem |
| 205 | Aggravated Mayhem |
| 206 | Torture |
| 207 | Kidnapping |
| 209 | Kidnapping for ransom, reward, or extortion or robbery |
| 210 | Extortion by posing as kidnapper |
| 210.5 | False imprisonment |
| 211 | Robbery (Includes degrees in 212.5 (a) and (b)) |
| 220 | Assault with intent to commit mayhem, rape, sodomy, oral copulation |
| 222 | Administering stupefying drugs to assist in commission of a felony |
| 243.4 | Sexual battery (Includes degrees (a) - (d)) |
| 245 | Assault with deadly weapon, all inclusive |
| 261 | Rape (Includes degrees (a)-(c)) |
| 262 | Rape of spouse (Includes degrees (a)-(e)) |
| 264.1 | Rape or penetration of genital or anal openings by foreign object |
| 265 | Abduction for marriage or defilement |
| 266 | Inveiglement or enticement of female under 18 |
| 266a | Taking person without will or by misrepresentation for prostitution |
| 266b | Taking person by force |
| 266c | Sexual act by fear |
| 266d | Receiving money to place person in cohabitation |
| 266e | Placing a person for prostitution against will |
| 266f | Selling a person |
| 266g | Prostitution of wife by force |
| 266h | Pimping |
| 266i | Pandering |
| 266j | Placing child under 16 for lewd act |
| 266k | Felony enhancement for pimping/pandering |
| 267 | Abduction of person under 18 for purposes of prostitution |
| 273a | Willful harm or injury to a child; (Includes degrees (a)-(c)) |
| 273d | Corporal punishment/injury to a child (Includes degrees (a)-(c)) |

Section

- 273.5 Willful infliction of corporal injury (Includes (a)-(h))
- 285 Incest
- 286(c) Sodomy with person under 14 years against will
 - (d) Voluntarily acting in concert with or aiding and abetting in act of sodomy against will
 - (f) Sodomy with unconscious victim
 - (g) Sodomy with victim with mental disorder or developmental or physical disability
- 288 Lewd or lascivious acts with child under age of 14
- 288a(c) Oral copulation with person under 14 years against will
 - (d) Voluntarily acting in concert with or aiding and abetting
 - (f) Oral copulation with unconscious victim
 - (g) Oral copulation with victim with mental disorder or developmental or physical disability
- 288.5 Continuous sexual abuse of a child (Includes degree (a))
- 289 Penetration of genital or anal openings by foreign object (Includes degrees (a)-(j))
- 289.5 Rape and sodomy (Includes degrees (a) and (b))
- 368 Elder or dependent adult abuse; theft or embezzlement of property (Includes (b)-(f))
- 451 Arson (Includes degrees (a)-(e))
- 459 Burglary (Includes degrees in 460 (a) and (b))
- 470 Forgery (Includes (a)-(e))
- 475 Possession or receipt of forged bills, notes, trading stamps, lottery tickets or shares (Includes degrees (a) - (c))
- 484 Theft
- 484b Intent to commit theft by fraud
- 484d-j Theft of access card, forgery of access card, unlawful use of access card
- 487 Grand theft (Includes degrees (a)-(d))
- 488 Petty theft
- 496 Receiving stolen property (Includes (a)-(c))
- 503 Embezzlement
- 518 Extortion
- 666 Repeat convictions for petty theft, grand theft, burglary, carjacking, robbery and receipt of stolen property

Certification of applicants with convictions on this list MAY be reconsidered by ATCS only if misdemeanor actions have been dismissed by a court of law or a Certificate of Rehabilitation has been obtained for felony convictions. Any other convictions, other than minor traffic violations, must also be reviewed by ATCS.