



Disqualifying Offenses

Early Childhood Education -

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A disqualifying offense is a specific offense which prevents an applicant from receiving a background check clearance. If an applicant is found to have a disqualifying offense listed below, they will be issued an unconditional denial and not allowed to provide services or receive licensure or certification.

Disqualifying Offenses/Relevant Records - Permanent (Effective 08/23/2018)

- A relevant record on either the state or federal sex offender registries;
- A relevant record on the Nurse Aide Registry;
- A relevant record on the state or federal Medicaid Exclusion Lists.
- A relevant record on any Child Protection Registry (Enhanced Background Checks Only);
- A relevant record on the Idaho Child Protection Registry with a Level 1 or 2 designation (Standard Background Checks Only);
- Abandoning a vulnerable adult;
- Abuse, Neglect, or exploitation of a vulnerable adult;
- Aggravated, first-degree and second-degree arson;
- Any felony punishable by death or life imprisonment;
- Attempt, conspiracy, accessory after the fact, or aiding and abetting to commit any of the disqualifying designated crimes;
- Attempted strangulation;
- Crimes against nature;
- Enticing of children;
- Felony domestic violence;
- Felony sexual abuse or exploitation of a child
- Felony stalking;
- Forcible sexual penetration by use of a foreign object;
- Hiring, employing, or using a minor to engage in certain acts;
- Human trafficking;
- Incest;
- Inducing individuals under eighteen (18) years of age into prostitution or patronizing a prostitute;
- Injury to a child, felony or misdemeanor;
- Kidnapping;
- Lewd conduct with a minor;
- Mayhem;
- Murder in any degree or Assault with intent to commit murder;
- Poisoning;
- Rape, in any degree;
- Ritualized abuse of a child;
- Robbery;
- Sale or barter of a child;
- Sexual abuse and exploitation of a vulnerable adult;
- Sexual battery of a minor child under sixteen (16) years of age;
- Video Voyeurism;
- Voluntary manslaughter, involuntary manslaughter, or felony vehicular manslaughter.

Disqualifying Five Year Offenses (Effective 07/01/2017)

- Any felony not listed in the permanent disqualifying list;
- Misdemeanor domestic violence;
- Failure to report abuse, abandonment or neglect of a child;
- Misdemeanor forgery of and fraudulent use of a financial transaction card;
- Misdemeanor forgery and counterfeiting;
- Misdemeanor identity theft;
- Misdemeanor insurance fraud;
- Public assistance fraud;
- Sexual exploitation of a child by electronic means, felony or misdemeanor;
- Stalking in the second degree;
- Misdemeanor vehicular manslaughter;
- Sexual exploitation by a medical care provider;
- Operating a certified family home without certification;
- Attempt, conspiracy, accessory after the fact, or aiding and abetting to commit any of the disqualifying five (5) year crimes
- A materially false statement made knowingly in connection to the Department's criminal history and background check application (Enhanced Background Checks Only)