

ATTENTION: IF YOU HAVE ONE OF THE FOLLOWING OFFENSES, DO NOT PROCEED IN FILLING OUT THE APPLICATION. UNDER KSA 39-970 & 65-5117 YOU WILL BE EMPLOYMENT AS A DIRECT SERVICE WORKER.

KSA 39-970 & 65-5117: Prohibited Offenses

Below is the complete list of prohibited offenses. This list of prohibited offenses is subject to modification by the Kansas Legislature.

KSA Offense Prohibited:

- 21-5301 21-3301 Attempt to commit a prohibited offense 1 Length subject to underlying offense
- 21-5302 21-3302 Conspiracy to commit a prohibited offense 2 Length subject to underlying offense
- 21-5303 21-3303 Criminal solicitation to commit a prohibited offense³ Length subject to underlying offense
- 21-5402 21-3401 Murder in the first degree Yes
- 21-5403 21-3402 Murder in the second degree Yes
- 21-5404 21-3403 Voluntary manslaughter Yes
- 21-5405 21-3404 Involuntary manslaughter 5 Years*
- 21-5407 21-3406 Assisting suicide Yes
- 21-5412(b) 21-3410 Aggravated assault 5 Years*
- 21-5412(d) 21-3411 Aggravated assault on a law enforcement officer 5 Years*
- 21-5414 21-3412a(b)(3) Domestic Battery (felony) 5 Years*
- 21-5413(c) 21-3413 Battery against a law enforcement officer (felony) 5 Years*
- 21-5413(b) 21-3414 Aggravated battery 5 Years*
- 21-5413(d) 21-3415 Aggravated battery against a law enforcement officer 5 Years*
- 21-5415(a) 21-3419 Criminal threat 5 Years*
- 21-5415(b) 21-3419a Aggravated criminal threat 5 Years*
- 21-5408(a) 21-3420 Kidnapping 5 Years*
- 21-5408(b) 21-3421 Aggravated kidnapping 5 Years*
- 21-5409(a) 21-3422 Interference with parental custody (felony) 5 Years*
- 21-5409(b) 21-3422a Aggravated interference with parental custody 5 Years*
- 21-5420(a) 21-3426 Robbery 5 Years*
- 21-5420(b) 21-3427 Aggravated robbery 5 Years*
- 21-5428 21-3428 Blackmail 5 Years*

- 21-5424 21-3435 Exposing another to a life threatening communicable disease 5 Years*
- 21-5417 21-3437 Mistreatment of a dependent adult (misdemeanor or felony) Yes
- 21-5427 21-3438 Stalking (felony) 5 Years*
- 21-5401 21-3439 Capital murder Yes
- 21-5405(a)(3) 21-3442 Involuntary manslaughter while driving under the influence 5 Years*
- 21-5426(a) 21-3446 Trafficking 5 Years*
- 21-5426(b) 21-3447 Aggravated Trafficking 5 Years*
- 21-5413(f) 21-3448 Battery against a mental health employee 5 Years*
- 21-5421 21-3449 Terrorism 5 Years*
- 21-5422 21-3450 Illegal use of weapons of mass destruction 5 Years*
- 21-5423 21-3451 Furtherance of Terrorism or Illegal Use of Weapons of Mass Destruction 5 Years*
- 21-5503 21-3502 Rape Yes
- 21-5506(a) 21-3503 Indecent liberties with a child Yes
- 21-5506(b) 21-3504 Aggravated indecent liberties with a child Yes
- 21-5504(a) 21-3505 Criminal sodomy (felony) 5 Years*
- 21-5504(b) 21-3506 Aggravated criminal sodomy Yes
- 21-5513 21-3508 Lewd and lascivious behavior (felony) 5 Years*
- 21-5508(a) 21-3510 Indecent solicitation of a child Yes
- 21-5508(b) 21-3511 Aggravated indecent solicitation of a child Yes
- 21-6420 21-3513 Promoting prostitution (felony) 5 Years*
- 21-5510 21-3516 Sexual exploitation of a child Yes
- 21-5505(a) 21-3517 Sexual battery (felony or misdemeanor) Yes
- 21-5505(b) 21-3518 Aggravated sexual battery Yes
- 21-5512 21-3520 Unlawful sexual relation 5 Years*
- 21-5507 21-3522 Unlawful voluntary sexual relations 5 Years*
- 21-5509 21-3523 Electronic solicitation 5 Years*
- 21-5609 21-3601 Bigamy 5 Years*
- 21-5604(a) 21-3602 Incest 5 Years*
- 21-5604(b) 21-3603 Aggravated incest 5 Years*
- 21-5605(a) 21-3604 Abandonment of a child 5 Years*
- 21-5605(b) 21-3604a Aggravated abandonment of a child 5 Years*
- 215601(b) 21-3608a Aggravated endangering a child 5 Years*
- 21-5602 21-3609 Abuse of a child 5 Years*
- 21-5607(b) 21-3610b Furnishing alcoholic beverages to a minor for illicit purpose 5 Years*
- 21-5603 21-3612 Contributing to a child's misconduct or deprivation (felony) 5 Years*
- 215801 21-3701 Theft (felony)** 5 Years*

* Note: This type of conviction is prohibited until five years have passed since the terms of the conviction (sentencing) have been completed.

****** Note: A prohibition for this offense became effective on July 1, 2010. Further, an individual shall not be prohibited due to a conviction of Felony Theft if the individual is employed by an adult care home or home health agency on July 1, 2010, and continuously employed by the same adult care home or home health agency.

1,2,3, Convictions for attempt to commit, conspiracy to commit, or criminal solicitation to commit any offense listed above which carries a permanent prohibition will result in a permanent prohibition. Convictions for attempt to commit, conspiracy to commit, or criminal solicitation to commit any offense listed above which carries a five year prohibition will result in five year prohibition.