



# **Housing Choice Voucher Program Administrative Plan**

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# APPENDIX D: CHART OF OFFENSES – DENIAL OF ADMISSION

## CRIMINAL BACKGROUND SCREENING CRITERIA FOR PUBLIC HOUSING AND HCV ADMISSION

OFFENSE	Felony Conviction (Years)	Other Conviction (Years)
<b>Crimes Against Persons</b>		
<b>Assault-Related Offenses</b> General Definition: An unlawful attack by one person upon another.	10	3
<b>Family-Related Offenses, Nonviolent</b> General Definition: Unlawful, non-violent acts by a family member (or legal guardian) that threatens the physical, mental, or economic well-being morals of another family member that are not classifiable as other offenses, such as Assault, Incest and Statutory Rape, etc.	5	3
<b>Homicide-Related Offenses</b> General Definition: The killing of one human being by another. <ul style="list-style-type: none"> <li>• 1<sup>st</sup> Degree Murder</li> <li>• Vehicular Homicide, 2<sup>nd</sup> or 3<sup>rd</sup> degree manslaughter</li> </ul>	20 10	
<b>Kidnapping/Abduction-Related Offenses</b> General Definition: The unlawful seizure, transportation, and/or detention of a person against his/her will or of a minor without the consent of his/her custodial parent(s) or legal guardian.	10	3
<b>Sex-Related Offenses, Forcible</b> General Definition: Any sexual act directed against another person, forcibly and/or against that person's will, or not forcibly or against the person's will in instances where the victim is incapable of giving consent. (See below for lifetime sex offender registration requirements.)	10	3
<b>Sex-Related Offenses, Non-forcible</b> General Definition: Unlawful, non-forcible sexual intercourse, excluding prostitution offenses.	5	3
<b>All Other Person-Related Offenses</b> General Definition: Any offense committed against another person which causes harm to a person which does not meet specific categories previously outlined as person-related offenses.	5	3
<b>Crimes Against Property</b>		
<b>Arson-Related Offenses</b> General Definition: To unlawfully and intentionally damage or attempt to damage any real or personal property by fire or incendiary device.	10	3
<b>Burglary/Breaking And Entering-Related Offenses</b> General Definition: The unlawful entry into a building or other structure with the intent to commit a felony or a theft.	5	3
<b>Motor Vehicle Theft-Related Offenses</b> General Definition: The theft of a motor vehicle	3	
<b>Counterfeiting/Forgery-Related Offenses</b> General Definition: The altering, copying, or imitation of something, without authority or right, with the intent to deceive or defraud by passing the copy or thing altered or imitated as that which is original or genuine or the selling, buying, or possession of an altered, copied, or imitated thing with the intent to deceive or defraud.	5	3
<b>Embezzlement/Bribery-Related Offenses</b>	5	3

OFFENSE	Felony Conviction (Years)	Other Conviction (Years)
General Definition: The unlawful misappropriation by an offender to his/her own use or purpose of money, property, or some other thing of value entrusted to his/her care, custody, or control.		
<b>Extortion/Blackmail-Related Offenses</b> General Definition: To unlawfully obtain money, property or any other thing of value, either tangible or intangible, through the use or threat of force, misuse of authority, threat of criminal prosecution, threat of destruction of reputation or social standing or through other coercive means.	10	3
<b>Fraud-Related Offenses</b> General Definition: The intentional perversion of the truth for the purpose of inducing another person or other entity in reliance upon it to part with something of value or to surrender a legal right, excluding Counterfeiting/Forgery and Bad Check offenses.	5	3
<b>Robbery-Related Offenses</b> General Definition: The taking or attempting to take anything of value under confrontational circumstances from the control, custody, or care of another person by force or threat of force or violence and/or by putting the victim in fear of immediate harm.	10	3
<b>Stolen Property-Related Offenses</b> General Definition: Receiving, buying, selling, possessing, concealing, or transporting any property with the knowledge that it has been unlawfully taken, as by Burglary, Embezzlement, Fraud, Larceny, Robbery, etc.	5	3
<b>Larceny/Theft-Related Offenses</b> General Definition: The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another person.	5	3
<b>Destruction / Damage / Vandalism Of Property Offenses</b> General Definition: To willfully or maliciously destroy, damage, deface, or otherwise injure real or personal property without the consent of the owner or the person having the custody or control of it, excluding arson offenses.	5	3
<b>All Other Property-Related Offenses</b> General Definition: Any offenses that cause property or monetary damage to another that do not fit into specific categories previously outlined as property-related offenses.	5	3
<b>Crimes Against Society</b>		
<b>Purposely Obstructs, Impairs Or Perverts The Law</b> General Definition: A person who purposely obstructs, impairs or perverts the administration of law or discharge of government duties or the carrying out of other governmental functions.	5	3
<b>Disorderly Conduct-Related Offenses</b> General Definition: Any behavior that tends to disturb the public peace or decorum, scandalize the community, or shock the public sense of morality.		3
<b>Drug/Narcotic-Related Offenses</b> General Definition: The violation of laws prohibiting the product, distribution, and/or use of certain controlled substances and the equipment or devices utilized in their preparation and/or use, excluding DUI offenses.	10	3

OFFENSE	Felony Conviction (Years)	Other Conviction (Years)
<b>Drunkenness-Related Offenses</b> General Definition: To drink alcoholic beverages to the extent that one's mental faculties and physical coordination are substantially impaired, excluding DUI offenses.	3	3
<b>Driving Under The Influence-Related Offenses</b> General Definition: Driving or operating a motor vehicle or common carrier while mentally or physically impaired as the result of consuming an alcoholic beverage or using a drug or narcotic.	3	3
<b>Liquor Law-Related Offenses</b> General Definition: The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, or use of alcoholic beverages, excluding DUI and drunkenness offenses.	3	3
<b>Manufacturing Methamphetamine in Federally Assisted Housing*</b> General definition: Conviction for drug-related criminal activity for the production or manufacture of methamphetamine on the premises of Federally-assisted housing.	Lifetime Ban	Lifetime Ban
<b>Pornography/Obscene Material-Related Offenses</b> General Definition: The violation of laws or ordinances prohibiting the manufacture, publishing, sale, purchase, or possession of sexually explicit material, e.g. literature or photographs.	5	3
<b>Prostitution-Related Offenses</b> General Definition: To unlawfully engage in or promote sexual activities for profit.	3	3
<b>Lifetime Sex Offender Registrant*</b> General Definition: Identification of a lifetime registration requirement for the applicant as a registered sex offender in one or more jurisdictions covered by the search. (Note that requirements for registration vary by locale and may require the individual to actively register themselves by law in some states. Some states prohibit discrimination on the basis of lifetime registration as a sex offender.).	Lifetime Ban	Lifetime Ban
<b>Trespass of Real Property-Related Offenses</b> General Definition: To unlawfully enter land, a dwelling, or other real property.	3	3
<b>Weapons Law-Related Offenses</b> General Definition: The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, concealment, or use of firearms, cutting instruments, explosives, incendiary devices, or other deadly weapons.	10	3
<b>Drug/Narcotic-Related Offenses: Manufacture or Distribution Indicated</b> General Definition: The violation of laws prohibiting the production, distribution, or trafficking of certain controlled substances and the equipment or devices utilized in their preparation and/or use. <i>Offenses contained in this category specifically indicate manufacture or distribution.</i>	10	3

\* Unless a person can demonstrate that his/her record is incorrect (e.g., the person was never convicted of the manufacture of methamphetamine or is not subject to lifetime registration requirements, as applicable), mitigating factors will not be considered for a person whose records indicate this offense. A household with a member whose record indicates an offense with an asterisk ("\*") may only be admitted to the HCV program if the member whose record indicates the offense is no longer a member of the household.