

Minnesota Background Studies 2018-2019 Supplement: Reconsideration Request and Crimes and Conduct Questions

This supplement is intended to answer three questions related to reconsideration requests and crimes and conduct as requested by the background studies task force. Each section below answers and provides context on each of the three questions asked by the task force.

The information above each section of tables is intended to provide context and understanding on what data is included in each respective section. There are [Additional Notes and Data Definitions](#) at the end of this packet with more information on specific terms and data points. The tables start at a high level and then progress into more detail in each section as data is disaggregated further.

Question 1 and 2: Reconsideration decisions resulting in “eligible to work” vs “not eligible to work”

Taskforce Questions:

1. “We’d like to see “eligible to work” vs “not eligible to work” outcomes of reconsideration requests in 2018 and 2019 (based on the definitions of those categories below) broken down by lookback period for the underlying disqualification (15-, 10-, and 7-year). So, for example, of the total 7-year disqualifications where reconsideration was requested in 2018, how many resulted in one of the “eligible to work” determinations vs the “not eligible to work” determinations?”
2. “If possible, we’d also like to see the breakdown above further broken down by disqualifying crime or conduct. So, for example, we’d like to see “eligible to work” and “not eligible to work” outcomes for reconsideration requests for 2nd degree assault disqualifications in the 15, 10, and 7-year lookback categories.”

Table 1 below responds to question 1 from the task force by showing all determinations with a request for reconsideration broken into “eligible to work” vs “not eligible to work” and by years disqualifying for the crimes and conduct on each determination. This table combines data on years disqualifying for crimes and conduct from Overview 3 and reconsideration requests from Overview 4.

In tables 1 through 4 below, all reconsideration outcomes are grouped into the three categories below.

- **Study subject eligible to work:** Includes the outcomes of Previous Set Aside, Remains Set Aside, Rescind in Total, Set Aside, Limited Set Aside, and Not Set Aside – Variance Granted

- **Study subject not eligible to work:** Includes the outcomes of Withdrawn, Correctness Affirmed, and Not Set Aside
- **In Process:** Includes reconsideration determinations that are not completed, meaning the outcome is not yet decided

Tables 2 through 3 respond to the second taskforce question by breaking Table 1 out further by disqualifying crime or conduct. To make the data more readable, this data has been broken into 3 tables:

- [Table 2](#) shows all determinations with a request for reconsideration by years disqualifying and crime/conduct
- [Table 3](#) shows the same data as [Table 2](#) for only determinations that resulted in the applicant being eligible to work
- [Table 4](#) shows the same data as [Table 2](#) for only determinations that resulted in the applicant not being eligible to work

As noted in Section 1 of the first supplement to data overview 4, the total number of determinations with a request for reconsideration in the [Table 1](#) and [Table 2](#) of this section is 217 less than in table 2 in Overview 4. This difference is due to 2 factors: (1) Reconsideration requests that result in an outcome of “rescind in total” have their disqualifying crimes and conduct removed from their record, which makes it impossible to report on the offense level data for these determinations; and (2) 16 of the determinations from Table 2 in Overview 4 were part of the 39 determinations that could not be disaggregated at the offense level, as noted in Overview 3 Section 1. In total, 201 determinations resulted in a reconsideration request outcome of “rescind in total” and an additional 16 determinations could not be disaggregated at the offense level, leading to a difference of 217 distinct determinations between [Table 1](#) and [Table 2](#) below and Table 2 from Overview 4.

Also as noted in Section 1 of the first supplement to data overview 4, the numbers in tables 1 through 4 below are distinct counts of determinations. Since one determination may have more than one disqualifying crime or conduct, and those crimes and conduct may have different disqualifying periods, the totals in each row will not add up to the grand total at the bottom of the table. For example, if a determination had a disqualifying crime with a disqualification period of 7 years and another with a Permanent Bar, it will be counted once in two rows but it will only be counted once in the grand total of distinct determinations.

As noted in Section 3 of Overview 3, there were 2,441 offenses for which the years disqualifying was not captured in the database. Determinations with offenses that had no years disqualified are indicated by the category “Years Disqualifying Not Entered for Offense” in tables 1 through 4.

All counts for a given date range (year in this case) were defined by determinations completed in that year. This date convention is used in all sections of this overview.

Table 1: Reconsideration requests by outcome and years disqualifying

Year/Years Disqualifying	Applicant eligible to work	Applicant ineligible to work	In Process
2018			
7 Years Disqualifying	1,210	368	<10
10 Years Disqualifying	191	58	
15 Years Disqualifying	423	180	
10 Year Bar	10	<10	
Permanent Bar		52	
Years Disqualifying Not Entered for Offense	316	87	
2019			
7 Years Disqualifying	1,528	751	<10
10 Years Disqualifying	323	99	
15 Years Disqualifying	770	400	<10
10 Year Bar	16	<10	
Permanent Bar	<10	94	
Years Disqualifying Not Entered for Offense	94	68	

Table 2: Reconsideration requests by years disqualifying and crime or conduct

Year/Crime or Conduct	7 Years Disqualifying	10 Years Disqualifying	15 Years Disqualifying	10 Year Bar	Permanent Bar	Years Disqualifying Not Entered for Offense
2018						
152.021 - CONTROLLED SUBSTANCE CRIME IN THE 1ST DEGREE			57	<10		32
152.022 - CONTROLLED SUBSTANCE CRIME IN THE 2ND DEGREE	<10		35	<10		16
152.023 - CONTROLLED SUBSTANCE CRIME IN THE 3RD DEGREE	27	<10	53			21
152.024 - CONTROLLED SUBSTANCE CRIME IN THE 4TH DEGREE	<10		<10			<10
152.025 - CONTROLLED SUBSTANCE CRIME IN THE 5TH DEGREE	77	13	183			70
152.027 - OTHER CONTROLLED SUBSTANCE OFFENSES	<10					
169A.20 - FELONY DRIVING WHILE IMPAIRED			68	<10		
169A.24 - FELONY FIRST DEGREE DRIVING WHILE IMPAIRED			<10			<10
256.98 - WRONGFULLY OBTAINING ASSISTANCE (WOA)	28	<10	<10			15
260C.301 - INVOLUNTARY TERMINATION OF PARENTAL RIGHTS	<10					
268.182 - APPLICANT'S FALSE REPRESENTATION; CONCEALMENT OF FACTS		<10	<10			<10
518B.01 - DOMESTIC ABUSE ACT.	33	<10	<10			<10
609.19 - MURDER IN THE 2ND DEGREE					<10	
609.21 - CRIMINAL VEHICULAR HOMICIDE OR INJURY	<10	12	<10	<10		<10
609.2113 - CRIMINAL VEHICULAR OPERATION; BODILY HARM		<10	<10			<10
609.221 - ASSAULT IN THE 1ST DEGREE					<10	
609.222 - ASSAULT IN THE 2ND DEGREE	<10				12	
609.223 - ASSAULT IN THE 3RD DEGREE	<10	<10	<10			<10
609.2231 - ASSAULT IN THE 4TH DEGREE (VULNERABLE ADULTS, PEACE OFFICERS, TRANSIT DRIVERS, ETC)	<10	19	<10			<10
609.224 - ASSAULT IN THE 5TH DEGREE	81	<10				<10
609.2242 - DOMESTIC ASSAULT	348	14				<10
609.2247 - DOMESTIC ASSAULT BY STRANGULATION					<10	
609.233 - CRIMINAL NEGLECT OF A VULNERABLE ADULT	<10	<10				<10
609.2335 - FINANCIAL EXPLOITATION OF A VULNERABLE ADULT	<10		<10			<10
609.24 - SIMPLE ROBBERY	<10		<10			<10
609.245 - AGGRAVATED ROBBERY					<10	
609.25 - KIDNAPPING			<10			
609.27 - COERCION	<10					
609.322 - SOLICITATION, INDUCEMENT, AND/OR PROMOTION OF PROSTITUTION					<10	
609.324 - PROSTITUTION-OTHER PROHIBITED ACTS					<10	
609.342 - CRIMINAL SEXUAL CONDUCT IN THE 1ST DEGREE					<10	
609.343 - CRIMINAL SEXUAL CONDUCT IN THE 2ND DEGREE					<10	

Year/Crime or Conduct	Years Disqualifying					
	7 Years Disqualifying	10 Years Disqualifying	15 Years Disqualifying	10 Year Bar	Permanent Bar	Not Entered for Offense
609.345 - CRIMINAL SEXUAL CONDUCT IN THE 4TH DEGREE					<10	
609.3451 - CRIMINAL SEXUAL CONDUCT IN THE 5TH DEGREE					<10	
609.377 - MALICIOUS PUNISHMENT OF A CHILD	<10	<10				<10
609.378 - NEGLECT OR ENDANGERMENT OF A CHILD	<10	<10		<10		<10
609.495 - AIDING AN OFFENDER	<10	<10	<10			<10
609.52 - THEFT	482	78	72			115
609.521 - POSSESSION OF SHOPLIFTING GEAR		<10	<10			<10
609.527 - IDENTITY THEFT	<10	<10	<10			<10
609.53 - RECEIVING STOLEN PROPERTY	23	<10	<10			<10
609.535 - ISSUANCE OF DISHONORED CHECKS	57	12	<10			<10
609.582 - BURGLARY	11	<10	22	<10		19
609.59 - POSSESSION OF BURGLARY TOOLS	<10					
609.611 - INSURANCE FRAUD	<10		<10			
609.625 - AGGRAVATED FORGERY	<10					
609.63 - FORGERY	<10	<10	<10			<10
609.631 - CHECK FORGERY; OFFERING A FORGED CHECK	23	13	17			15
609.66 - DANGEROUS WEAPONS	<10	<10	<10		<10	<10
609.71 - RIOT	<10	<10				<10
609.713 - TERRORISTIC THREATS	12	<10	10			<10
609.746 - INTERFERENCE WITH PRIVACY		<10				
609.749 - HARASSMENT; STALKING	<10	<10			<10	<10
609.79 - OBSCENE OR HARASSING TELEPHONE CALLS	<10					
609.821 - FINANCIAL TRANSACTION CARD FRAUD	12	14	<10			<10
617.23 - INDECENT EXPOSURE	<10					
624.713 - CERTAIN PERSONS NOT TO POSSESS FIREARMS	<10	<10	<10			<10
626.556 - RECURRING MALTREATMENT - MINOR	51					
626.556 - SERIOUS AND RECURRING MALTREATMENT - MINOR	<10					
626.556 - SERIOUS MALTREATMENT - MINOR	119					
626.557 - FAILURE TO REPORT MALTREATMENT - VULNERABLE ADULT	<10					
626.557 - RECURRING MALTREATMENT - VULNERABLE ADULT	37					
626.557 - SERIOUS AND RECURRING MALTREATMENT - VULNERABLE ADULT	<10					
626.557 - SERIOUS MALTREATMENT - VULNERABLE ADULT	60					

Year/Crime or Conduct	Years Disqualifying					
	7 Years Disqualifying	10 Years Disqualifying	15 Years Disqualifying	10 Year Bar	Permanent Bar	Years Disqualifying Not Entered for Offense
2019						
152.021 - CONTROLLED SUBSTANCE CRIME IN THE 1ST DEGREE	<10		94	<10		<10
152.022 - CONTROLLED SUBSTANCE CRIME IN THE 2ND DEGREE	<10		61	<10		<10
152.023 - CONTROLLED SUBSTANCE CRIME IN THE 3RD DEGREE	36		90			<10
152.024 - CONTROLLED SUBSTANCE CRIME IN THE 4TH DEGREE	12	<10	22			<10
152.025 - CONTROLLED SUBSTANCE CRIME IN THE 5TH DEGREE	92	18	369	<10		22
152.0261 - ATTEMPT/CONSPIRACY - MARIJUANA - IMPORTATION/EXPORTATION			<10			
152.097 - SIMULATED CONTROLLED SUBSTANCES			<10			
152.137 - METHAMPHETAMINE-RELATED CRIMES INVOLVING CHILDREN OR VULNERABLE ADULTS	<10		<10			<10
169A.20 - FELONY DRIVING WHILE IMPAIRED			87	<10		
169A.24 - FELONY FIRST DEGREE DRIVING WHILE IMPAIRED			<10	<10		
256.98 - WRONGFULLY OBTAINING ASSISTANCE (WOA)	26	43	38			11
260C.301 - INVOLUNTARY TERMINATION OF PARENTAL RIGHTS	<10					
268.182 - APPLICANT'S FALSE REPRESENTATION; CONCEALMENT OF FACTS			<10			
518B.01 - DOMESTIC ABUSE ACT.	64	<10				<10
609.165 - FELON INELIGIBLE TO POSSESS FIREARM			<10			
609.185 - MURDER IN THE 1ST DEGREE					<10	
609.20 - MANSLAUGHTER IN THE 1ST DEGREE					<10	
609.21 - CRIMINAL VEHICULAR HOMICIDE OR INJURY	11	33	10	<10		<10
609.2113 - CRIMINAL VEHICULAR OPERATION; BODILY HARM	<10	16	<10			<10
609.221 - ASSAULT IN THE 1ST DEGREE	<10	<10			<10	
609.222 - ASSAULT IN THE 2ND DEGREE	<10	<10			20	
609.223 - ASSAULT IN THE 3RD DEGREE	13	<10	13	<10		<10
609.2231 - ASSAULT IN THE 4TH DEGREE (VULNERABLE ADULTS, PEACE OFFICERS, TRANSIT DRIVERS, ETC)	<10	13	12			<10
609.224 - ASSAULT IN THE 5TH DEGREE	178	10	<10			<10
609.2242 - DOMESTIC ASSAULT	385	15	<10		<10	<10
609.2247 - DOMESTIC ASSAULT BY STRANGULATION					<10	
609.2325 - CRIMINAL ABUSE OF A VULNERABLE ADULT						<10
609.233 - CRIMINAL NEGLECT OF A VULNERABLE ADULT		<10				
609.2335 - FINANCIAL EXPLOITATION OF A VULNERABLE ADULT	<10		<10			
609.24 - SIMPLE ROBBERY	<10		10	<10		<10
609.245 - AGGRAVATED ROBBERY					15	
609.25 - KIDNAPPING	<10					
609.322 - SOLICITATION, INDUCEMENT, AND/OR PROMOTION OF PROSTITUTION					<10	
609.324 - PROSTITUTION-OTHER PROHIBITED ACTS					<10	
609.33 - DISORDERLY HOUSE		<10				
609.342 - CRIMINAL SEXUAL CONDUCT IN THE 1ST DEGREE					<10	
609.343 - CRIMINAL SEXUAL CONDUCT IN THE 2ND DEGREE					<10	

Year/Crime or Conduct	Years Disqualifying					
	7 Years Disqualifying	10 Years Disqualifying	15 Years Disqualifying	10 Year Bar	Permanent Bar	Not Entered for Offense
609.344 - CRIMINAL SEXUAL CONDUCT IN THE 3RD DEGREE					<10	
609.345 - CRIMINAL SEXUAL CONDUCT IN THE 4TH DEGREE					<10	
609.3451 - CRIMINAL SEXUAL CONDUCT IN THE 5TH DEGREE					<10	
609.352 - SOLICITATION OF CHILDREN TO ENGAGE IN SEXUAL CONDUCT					<10	
609.377 - MALICIOUS PUNISHMENT OF A CHILD	<10	12			<10	<10
609.378 - NEGLECT OR ENDANGERMENT OF A CHILD	10	15		<10		<10
609.495 - AIDING AN OFFENDER	<10	<10	11			<10
609.498 - TAMPERING WITH WITNESS			<10			
609.52 - THEFT	821	113	158			35
609.527 - IDENTITY THEFT	<10	<10	<10			<10
609.53 - RECEIVING STOLEN PROPERTY	20	<10	21			<10
609.535 - ISSUANCE OF DISHONORED CHECKS	115	27	<10			<10
609.561 - ARSON IN THE 1ST DEGREE					<10	
609.562 - ARSON IN THE 2ND DEGREE	<10		<10			
609.563 - ARSON IN THE 3RD DEGREE			<10			
609.582 - BURGLARY	18	<10	44	<10		<10
609.59 - POSSESSION OF BURGLARY TOOLS	<10					
609.611 - INSURANCE FRAUD	<10		<10			
609.625 - AGGRAVATED FORGERY	<10		<10			<10
609.63 - FORGERY	<10	<10	<10			
609.631 - CHECK FORGERY; OFFERING A FORGED CHECK	14	11	31			<10
609.66 - DANGEROUS WEAPONS	<10	<10	<10			<10
609.666 - NEGLIGENT STORAGE OF FIREARMS	<10					
609.71 - RIOT	<10	<10				
609.713 - TERRORISTIC THREATS	17	<10	19	<10		<10
609.749 - HARASSMENT; STALKING	<10	<10		<10	<10	<10
609.79 - OBSCENE OR HARASSING TELEPHONE CALLS	<10					
609.821 - FINANCIAL TRANSACTION CARD FRAUD	20	31	23			<10
617.23 - INDECENT EXPOSURE	<10			<10	<10	
624.713 - CERTAIN PERSONS NOT TO POSSESS FIREARMS		<10	<10			<10
626.556 - RECURRING MALTREATMENT - MINOR	49					
626.556 - SERIOUS AND RECURRING MALTREATMENT - MINOR	44					
626.556 - SERIOUS MALTREATMENT - MINOR	126					
626.557 - RECURRING MALTREATMENT - VULNERABLE ADULT	62					
626.557 - SERIOUS AND RECURRING MALTREATMENT - VULNERABLE ADULT	<10					
626.557 - SERIOUS MALTREATMENT - VULNERABLE ADULT	37					

Table 3: Reconsideration requests by years disqualifying and crime or conduct for determinations that resulted in an applicant being eligible to work

Year/Crime or Conduct	Years Disqualifying					Years Disqualifying Not Entered for Offense
	7 Years Disqualifying	10 Years Disqualifying	15 Years Disqualifying	10 Year Bar	Permanent Bar	
2018						
152.021 - CONTROLLED SUBSTANCE CRIME IN THE 1ST DEGREE			44	<10		28
152.022 - CONTROLLED SUBSTANCE CRIME IN THE 2ND DEGREE	<10		31	<10		14
152.023 - CONTROLLED SUBSTANCE CRIME IN THE 3RD DEGREE	24	<10	40			12
152.024 - CONTROLLED SUBSTANCE CRIME IN THE 4TH DEGREE	<10		<10			<10
152.025 - CONTROLLED SUBSTANCE CRIME IN THE 5TH DEGREE	68	10	115			50
152.027 - OTHER CONTROLLED SUBSTANCE OFFENSES	<10					
169A.20 - FELONY DRIVING WHILE IMPAIRED			58	<10		
169A.24 - FELONY FIRST DEGREE DRIVING WHILE IMPAIRED			<10			<10
256.98 - WRONGFULLY OBTAINING ASSISTANCE (WOA)	27	<10	<10			12
260C.301 - INVOLUNTARY TERMINATION OF PARENTAL RIGHTS	<10					
268.182 - APPLICANT'S FALSE REPRESENTATION; CONCEALMENT OF FACTS		<10	<10			
518B.01 - DOMESTIC ABUSE ACT.	19					<10
609.21 - CRIMINAL VEHICULAR HOMICIDE OR INJURY	<10	11	<10	<10		<10
609.2113 - CRIMINAL VEHICULAR OPERATION; BODILY HARM		<10				<10
609.222 - ASSAULT IN THE 2ND DEGREE	<10					
609.223 - ASSAULT IN THE 3RD DEGREE	<10	<10	<10			<10
609.2231 - ASSAULT IN THE 4TH DEGREE (VULNERABLE ADULTS, PEACE OFFICERS, TRANSIT DRIVERS, ETC)	<10	13	<10			<10
609.224 - ASSAULT IN THE 5TH DEGREE	51	<10				<10
609.2242 - DOMESTIC ASSAULT	281	<10				<10
609.233 - CRIMINAL NEGLECT OF A VULNERABLE ADULT		<10				<10
609.2335 - FINANCIAL EXPLOITATION OF A VULNERABLE ADULT	<10					<10
609.24 - SIMPLE ROBBERY	<10		<10			
609.25 - KIDNAPPING			<10			
609.377 - MALICIOUS PUNISHMENT OF A CHILD	<10	<10				<10
609.378 - NEGLECT OR ENDANGERMENT OF A CHILD	<10	<10				<10

Year/Crime or Conduct	Years Disqualifying					
	7 Years Disqualifying	10 Years Disqualifying	15 Years Disqualifying	10 Year Bar	Permanent Bar	Not Entered for Offense
609.495 - AIDING AN OFFENDER	<10	<10	<10			
609.52 - THEFT	353	61	42			90
609.521 - POSSESSION OF SHOPLIFTING GEAR		<10				<10
609.527 - IDENTITY THEFT	<10	<10	<10			<10
609.53 - RECEIVING STOLEN PROPERTY	20	<10	<10			<10
609.535 - ISSUANCE OF DISHONORED CHECKS	51	<10				<10
609.582 - BURGLARY	11	<10	17	<10		18
609.59 - POSSESSION OF BURGLARY TOOLS	<10					
609.611 - INSURANCE FRAUD	<10					
609.625 - AGGRAVATED FORGERY	<10					
609.63 - FORGERY	<10	<10	<10			<10
609.631 - CHECK FORGERY; OFFERING A FORGED CHECK	20	<10	10			14
609.66 - DANGEROUS WEAPONS	<10	<10				<10
609.71 - RIOT						<10
609.713 - TERRORISTIC THREATS	11	<10	<10			<10
609.749 - HARASSMENT; STALKING	<10	<10				<10
609.79 - OBSCENE OR HARASSING TELEPHONE CALLS	<10					
609.821 - FINANCIAL TRANSACTION CARD FRAUD	<10	11	<10			<10
617.23 - INDECENT EXPOSURE	<10					
624.713 - CERTAIN PERSONS NOT TO POSSESS FIREARMS	<10	<10	<10			<10
626.556 - RECURRING MALTREATMENT - MINOR	33					
626.556 - SERIOUS AND RECURRING MALTREATMENT - MINOR	<10					
626.556 - SERIOUS MALTREATMENT - MINOR	101					
626.557 - FAILURE TO REPORT MALTREATMENT - VULNERABLE ADULT	<10					
626.557 - RECURRING MALTREATMENT - VULNERABLE ADULT	<10					
626.557 - SERIOUS AND RECURRING MALTREATMENT - VULNERABLE ADULT	<10					
626.557 - SERIOUS MALTREATMENT - VULNERABLE ADULT	49					

Year/Crime or Conduct	Years Disqualifying					
	7 Years Disqualifying	10 Years Disqualifying	15 Years Disqualifying	10 Year Bar	Permanent Bar	Years Disqualifying Not Entered for Offense
2019						
152.021 - CONTROLLED SUBSTANCE CRIME IN THE 1ST DEGREE	<10		67	<10		<10
152.022 - CONTROLLED SUBSTANCE CRIME IN THE 2ND DEGREE	<10		42	<10		<10
152.023 - CONTROLLED SUBSTANCE CRIME IN THE 3RD DEGREE	34		68			<10
152.024 - CONTROLLED SUBSTANCE CRIME IN THE 4TH DEGREE	11	<10	17			<10
152.025 - CONTROLLED SUBSTANCE CRIME IN THE 5TH DEGREE	76	12	213	<10		11
152.0261 - ATTEMPT/CONSPIRACY - MARIJUANA - IMPORTATION/EXPORTATION			<10			
152.097 - SIMULATED CONTROLLED SUBSTANCES			<10			
152.137 - METHAMPHETAMINE-RELATED CRIMES INVOLVING CHILDREN OR VULNERABLE ADULTS	<10		<10			<10
169A.20 - FELONY DRIVING WHILE IMPAIRED			67	<10		
169A.24 - FELONY FIRST DEGREE DRIVING WHILE IMPAIRED			<10	<10		
256.98 - WRONGFULLY OBTAINING ASSISTANCE (WOA)	24	38	22			<10
260C.301 - INVOLUNTARY TERMINATION OF PARENTAL RIGHTS	<10					
268.182 - APPLICANT'S FALSE REPRESENTATION; CONCEALMENT OF FACTS			<10			
518B.01 - DOMESTIC ABUSE ACT.	44	<10				<10
609.165 - FELON INELIGIBLE TO POSSESS FIREARM			<10			
609.21 - CRIMINAL VEHICULAR HOMICIDE OR INJURY	11	29	<10	<10		<10
609.2113 - CRIMINAL VEHICULAR OPERATION; BODILY HARM	<10	11	<10			<10
609.221 - ASSAULT IN THE 1ST DEGREE	<10	<10				
609.222 - ASSAULT IN THE 2ND DEGREE	<10	<10				
609.223 - ASSAULT IN THE 3RD DEGREE	10	<10	11			<10
609.2231 - ASSAULT IN THE 4TH DEGREE (VULNERABLE ADULTS, PEACE OFFICERS, TRANSIT DRIVERS, ETC)	<10	<10	10			<10
609.224 - ASSAULT IN THE 5TH DEGREE	109	<10	<10			<10
609.2242 - DOMESTIC ASSAULT	282	12				<10
609.2325 - CRIMINAL ABUSE OF A VULNERABLE ADULT						<10
609.233 - CRIMINAL NEGLECT OF A VULNERABLE ADULT		<10				
609.2335 - FINANCIAL EXPLOITATION OF A VULNERABLE ADULT	<10		<10			
609.24 - SIMPLE ROBBERY	<10		<10			<10
609.25 - KIDNAPPING	<10					
609.33 - DISORDERLY HOUSE		<10				
609.344 - CRIMINAL SEXUAL CONDUCT IN THE 3RD DEGREE					<10	

Year/Crime or Conduct	Years Disqualifying					
	7 Years Disqualifying	10 Years Disqualifying	15 Years Disqualifying	10 Year Bar	Permanent Bar	Years Disqualifying Not Entered for Offense
609.377 - MALICIOUS PUNISHMENT OF A CHILD	<10	10				<10
609.378 - NEGLECT OR ENDANGERMENT OF A CHILD	<10	10		<10		
609.495 - AIDING AN OFFENDER	<10	<10	<10			<10
609.498 - TAMPERING WITH WITNESS			<10			
609.52 - THEFT	519	81	96			24
609.527 - IDENTITY THEFT	<10					<10
609.53 - RECEIVING STOLEN PROPERTY	19	<10	18			<10
609.535 - ISSUANCE OF DISHONORED CHECKS	110	25	<10			<10
609.562 - ARSON IN THE 2ND DEGREE	<10		<10			
609.563 - ARSON IN THE 3RD DEGREE			<10			
609.582 - BURGLARY	14	<10	29	<10		<10
609.59 - POSSESSION OF BURGLARY TOOLS	<10					
609.611 - INSURANCE FRAUD			<10			
609.625 - AGGRAVATED FORGERY	<10		<10			<10
609.63 - FORGERY	<10	<10	<10			
609.631 - CHECK FORGERY; OFFERING A FORGED CHECK	13	<10	27			<10
609.66 - DANGEROUS WEAPONS	<10	<10	<10			<10
609.666 - NEGLIGENT STORAGE OF FIREARMS	<10					
609.71 - RIOT	<10	<10				
609.713 - TERRORISTIC THREATS	16	<10	13			<10
609.749 - HARASSMENT; STALKING	<10	<10		<10		
609.79 - OBSCENE OR HARASSING TELEPHONE CALLS	<10					
609.821 - FINANCIAL TRANSACTION CARD FRAUD	13	18	12			<10
617.23 - INDECENT EXPOSURE	<10					
624.713 - CERTAIN PERSONS NOT TO POSSESS FIREARMS		<10	<10			<10
626.556 - RECURRING MALTREATMENT - MINOR	30					
626.556 - SERIOUS AND RECURRING MALTREATMENT - MINOR	15					
626.556 - SERIOUS MALTREATMENT - MINOR	67					
626.557 - RECURRING MALTREATMENT - VULNERABLE ADULT	13					
626.557 - SERIOUS AND RECURRING MALTREATMENT - VULNERABLE ADULT	<10					
626.557 - SERIOUS MALTREATMENT - VULNERABLE ADULT	15					

Table 4: Reconsideration requests by years disqualifying and crime or conduct for determinations that resulted in an applicant not being eligible to work

Year/Crime or Conduct	7 Years Disqualifying	10 Years Disqualifying	15 Years Disqualifying	10 Year Bar	Permanent Bar	Years Disqualifying Not Entered for Offense
2018						
609.221 - ASSAULT IN THE 1ST DEGREE					<10	
152.021 - CONTROLLED SUBSTANCE CRIME IN THE 1ST DEGREE			13			<10
152.022 - CONTROLLED SUBSTANCE CRIME IN THE 2ND DEGREE			<10	<10		<10
152.023 - CONTROLLED SUBSTANCE CRIME IN THE 3RD DEGREE	<10		13			<10
152.024 - CONTROLLED SUBSTANCE CRIME IN THE 4TH DEGREE	<10		<10			<10
152.025 - CONTROLLED SUBSTANCE CRIME IN THE 5TH DEGREE	10	<10	68			20
169A.20 - FELONY DRIVING WHILE IMPAIRED			12			
169A.24 - FELONY FIRST DEGREE DRIVING WHILE IMPAIRED						<10
256.98 - WRONGFULLY OBTAINING ASSISTANCE (WOA)	<10	<10	<10			<10
260C.301 - INVOLUNTARY TERMINATION OF PARENTAL RIGHTS	<10					
268.182 - APPLICANT'S FALSE REPRESENTATION; CONCEALMENT OF FACTS						<10
518B.01 - DOMESTIC ABUSE ACT.	14	<10	<10			
609.21 - CRIMINAL VEHICULAR HOMICIDE OR INJURY		<10				<10
609.2113 - CRIMINAL VEHICULAR OPERATION; BODILY HARM		<10	<10			<10
609.222 - ASSAULT IN THE 2ND DEGREE	<10				12	
609.223 - ASSAULT IN THE 3RD DEGREE	<10		<10			
609.2231 - ASSAULT IN THE 4TH DEGREE (VULNERABLE ADULTS, PEACE OFFICERS, TRANSIT DRIVERS, ETC)		<10				
609.224 - ASSAULT IN THE 5TH DEGREE	30					
609.2242 - DOMESTIC ASSAULT	66	<10				<10
609.233 - CRIMINAL NEGLECT OF A VULNERABLE ADULT	<10					
609.2335 - FINANCIAL EXPLOITATION OF A VULNERABLE ADULT			<10			
609.24 - SIMPLE ROBBERY			<10			<10
609.377 - MALICIOUS PUNISHMENT OF A CHILD		<10				
609.378 - NEGLECT OR ENDANGERMENT OF A CHILD	<10	<10		<10		
609.495 - AIDING AN OFFENDER			<10			<10
609.52 - THEFT	130	17	30			25
609.521 - POSSESSION OF SHOPLIFTING GEAR			<10			
609.527 - IDENTITY THEFT			<10			

Year/Crime or Conduct	Years Disqualifying						Years Disqualifying Not Entered for Offense
	7 Years Disqualifying	10 Years Disqualifying	15 Years Disqualifying	10 Year Bar	Permanent Bar		
609.53 - RECEIVING STOLEN PROPERTY	<10		<10				
609.535 - ISSUANCE OF DISHONORED CHECKS	<10	<10	<10				
609.582 - BURGLARY	<10		<10				<10
609.611 - INSURANCE FRAUD			<10				
609.63 - FORGERY			<10				
609.631 - CHECK FORGERY; OFFERING A FORGED CHECK	<10	<10	<10				<10
609.66 - DANGEROUS WEAPONS		<10	<10		<10		
609.71 - RIOT	<10	<10					
609.713 - TERRORISTIC THREATS	<10	<10	<10				<10
609.749 - HARASSMENT; STALKING	<10	<10			<10		
609.79 - OBSCENE OR HARASSING TELEPHONE CALLS	<10						
609.821 - FINANCIAL TRANSACTION CARD FRAUD	<10	<10	<10				<10
626.556 - RECURRING MALTREATMENT - MINOR	19						
626.556 - SERIOUS AND RECURRING MALTREATMENT - MINOR	<10						
626.556 - SERIOUS MALTREATMENT - MINOR	18						
626.557 - RECURRING MALTREATMENT - VULNERABLE ADULT	28						
626.557 - SERIOUS AND RECURRING MALTREATMENT - VULNERABLE ADULT	<10						
626.557 - SERIOUS MALTREATMENT - VULNERABLE ADULT	13						
609.19 - MURDER IN THE 2ND DEGREE					<10		
609.2247 - DOMESTIC ASSAULT BY STRANGULATION					<10		
609.245 - AGGRAVATED ROBBERY					<10		
609.27 - COERCION	<10						
609.322 - SOLICITATION, INDUCEMENT, AND/OR PROMOTION OF PROSTITUTION					<10		
609.324 - PROSTITUTION-OTHER PROHIBITED ACTS					<10		
609.342 - CRIMINAL SEXUAL CONDUCT IN THE 1ST DEGREE					<10		
609.343 - CRIMINAL SEXUAL CONDUCT IN THE 2ND DEGREE					<10		
609.345 - CRIMINAL SEXUAL CONDUCT IN THE 4TH DEGREE					<10		
609.3451 - CRIMINAL SEXUAL CONDUCT IN THE 5TH DEGREE					<10		
609.746 - INTERFERENCE WITH PRIVACY		<10					

Year/Crime or Conduct	Years Disqualifying					
	7 Years Disqualifying	10 Years Disqualifying	15 Years Disqualifying	10 Year Bar	Permanent Bar	Years Disqualifying Not Entered for Offense
2019						
152.097 - SIMULATED CONTROLLED SUBSTANCES			<10			
152.137 - METHAMPHETAMINE-RELATED CRIMES INVOLVING CHILDREN OR VULNERABLE ADULTS			<10			
609.165 - FELON INELIGIBLE TO POSSESS FIREARM			<10			
609.221 - ASSAULT IN THE 1ST DEGREE					<10	
609.2325 - CRIMINAL ABUSE OF A VULNERABLE ADULT						<10
609.344 - CRIMINAL SEXUAL CONDUCT IN THE 3RD DEGREE					<10	
609.666 - NEGLIGENCE STORAGE OF FIREARMS	<10					
152.021 - CONTROLLED SUBSTANCE CRIME IN THE 1ST DEGREE			27	<10		<10
152.022 - CONTROLLED SUBSTANCE CRIME IN THE 2ND DEGREE			19			
152.023 - CONTROLLED SUBSTANCE CRIME IN THE 3RD DEGREE	<10		22			<10
152.024 - CONTROLLED SUBSTANCE CRIME IN THE 4TH DEGREE	<10		<10			<10
152.025 - CONTROLLED SUBSTANCE CRIME IN THE 5TH DEGREE	16	<10	156			11
169A.20 - FELONY DRIVING WHILE IMPAIRED			20	<10		
169A.24 - FELONY FIRST DEGREE DRIVING WHILE IMPAIRED			<10			
256.98 - WRONGFULLY OBTAINING ASSISTANCE (WOA)	<10	<10	16			<10
260C.301 - INVOLUNTARY TERMINATION OF PARENTAL RIGHTS	<10					
268.182 - APPLICANT'S FALSE REPRESENTATION; CONCEALMENT OF FACTS			<10			
518B.01 - DOMESTIC ABUSE ACT.	20					<10
609.21 - CRIMINAL VEHICULAR HOMICIDE OR INJURY		<10	<10			<10
609.2113 - CRIMINAL VEHICULAR OPERATION; BODILY HARM		<10	<10			
609.222 - ASSAULT IN THE 2ND DEGREE	<10				20	
609.223 - ASSAULT IN THE 3RD DEGREE	<10	<10	<10	<10		<10
609.2231 - ASSAULT IN THE 4TH DEGREE (VULNERABLE ADULTS, PEACE OFFICERS, TRANSIT DRIVERS, ETC)	<10	<10	<10			<10
609.224 - ASSAULT IN THE 5TH DEGREE	69	<10				<10
609.2242 - DOMESTIC ASSAULT	104	<10	<10		<10	<10
609.2335 - FINANCIAL EXPLOITATION OF A VULNERABLE ADULT	<10		<10			
609.24 - SIMPLE ROBBERY	<10		<10	<10		
609.377 - MALICIOUS PUNISHMENT OF A CHILD		<10			<10	<10
609.378 - NEGLIGENCE OR ENDANGERMENT OF A CHILD	<10	<10				<10
609.495 - AIDING AN OFFENDER			<10			

Year/Crime or Conduct	Years Disqualifying					
	7 Years Disqualifying	10 Years Disqualifying	15 Years Disqualifying	10 Year Bar	Permanent Bar	Not Entered for Offense
609.52 - THEFT	304	32	60			11
609.527 - IDENTITY THEFT	<10	<10	<10			
609.53 - RECEIVING STOLEN PROPERTY	<10	<10	<10			<10
609.535 - ISSUANCE OF DISHONORED CHECKS	<10	<10	<10			
609.582 - BURGLARY	<10	<10	15			<10
609.611 - INSURANCE FRAUD	<10		<10			
609.631 - CHECK FORGERY; OFFERING A FORGED CHECK	<10	<10	<10			
609.66 - DANGEROUS WEAPONS	<10					
609.71 - RIOT		<10				
609.713 - TERRORISTIC THREATS	<10	<10	<10	<10		<10
609.749 - HARASSMENT; STALKING		<10			<10	<10
609.79 - OBSCENE OR HARASSING TELEPHONE CALLS	<10					
609.821 - FINANCIAL TRANSACTION CARD FRAUD	<10	13	11			<10
617.23 - INDECENT EXPOSURE	<10			<10	<10	
624.713 - CERTAIN PERSONS NOT TO POSSESS FIREARMS			<10			<10
626.556 - RECURRING MALTREATMENT - MINOR	20					
626.556 - SERIOUS AND RECURRING MALTREATMENT - MINOR	29					
626.556 - SERIOUS MALTREATMENT - MINOR	60					
626.557 - RECURRING MALTREATMENT - VULNERABLE ADULT	50					
626.557 - SERIOUS AND RECURRING MALTREATMENT - VULNERABLE ADULT	<10					
626.557 - SERIOUS MALTREATMENT - VULNERABLE ADULT	22					
609.2247 - DOMESTIC ASSAULT BY STRANGULATION					<10	
609.245 - AGGRAVATED ROBBERY					15	
609.322 - SOLICITATION, INDUCEMENT, AND/OR PROMOTION OF PROSTITUTION					<10	
609.324 - PROSTITUTION-OTHER PROHIBITED ACTS					<10	
609.342 - CRIMINAL SEXUAL CONDUCT IN THE 1ST DEGREE					<10	
609.343 - CRIMINAL SEXUAL CONDUCT IN THE 2ND DEGREE					<10	
609.345 - CRIMINAL SEXUAL CONDUCT IN THE 4TH DEGREE					<10	
609.3451 - CRIMINAL SEXUAL CONDUCT IN THE 5TH DEGREE					<10	
609.185 - MURDER IN THE 1ST DEGREE					<10	
609.20 - MANSLAUGHTER IN THE 1ST DEGREE					<10	
609.352 - SOLICITATION OF CHILDREN TO ENGAGE IN SEXUAL CONDUCT					<10	
609.561 - ARSON IN THE 1ST DEGREE					<10	

Question 3: Crimes and Conduct by Year

Taskforce question: “We’d also like to see total numbers of disqualifications by crime/conduct for each year *not* broken down by lookback period. Dataset 3 Table 6 provides this information broken down by lookback period, but this results in imprecision in calculating *total* disqualifications for a particular crime when a <10 is reported for one of the lookback categories. We’re therefore making this request to get more precise versions of those totals.”

[Table 5](#) below contains the same data as Table 6 from Overview 3 with the years disqualifying removed. This change makes the table smaller and increases the count within each cell as the total is broken into fewer categories.

Table 5: Distinct count of disqualifying crimes and conduct by disposition type, and year

Year/Crime or Conduct Type	Adjudicated				Involuntary	Preponderance	
	Delinquent	Admission	Alford Plea	Convicted	Termination of Parental Rights	Maltreatment	of Evidence
2018							
152.021 - CONTROLLED SUBSTANCE CRIME IN THE 1ST DEGREE	<10	<10		187			<10
152.022 - CONTROLLED SUBSTANCE CRIME IN THE 2ND DEGREE	<10	<10		173			<10
152.023 - CONTROLLED SUBSTANCE CRIME IN THE 3RD DEGREE	<10	19		246			<10
152.024 - CONTROLLED SUBSTANCE CRIME IN THE 4TH DEGREE	<10	12		67			
152.025 - CONTROLLED SUBSTANCE CRIME IN THE 5TH DEGREE	21	322	<10	873			<10
152.0261 - ATTEMPT/CONSPIRACY - MARIJUANA - IMPORTATION/EXPORTATION				<10			
152.0262 - POSSESSION OF SUBSTANCE WITH INTENT TO MANUFACTURE METHAMPHETAMINE				<10			
152.027 - OTHER CONTROLLED SUBSTANCE OFFENSES				<10			
152.097 - SIMULATED CONTROLLED SUBSTANCES				<10			
152.136 - ANHYDROUS AMMONIA; PROHIBITED CONDUCT; CRIMINAL PENALTIES; CIVIL LIABILITIES				<10			
152.137 - METHAMPHETAMINE-RELATED CRIMES INVOLVING CHILDREN OR VULNERABLE ADULTS		<10		<10			<10
169A.20 - FELONY DRIVING WHILE IMPAIRED		<10		206			
169A.24 - FELONY FIRST DEGREE DRIVING WHILE IMPAIRED				15			
243.166 - VIOLATION OF PREDATORY OFFENDER REGISTRATION LAW				20			
256.98 - WRONGFULLY OBTAINING ASSISTANCE (WOA)		<10		125			<10
260C.301 - INVOLUNTARY TERMINATION OF PARENTAL RIGHTS					40		
268.182 - APPLICANT'S FALSE REPRESENTATION; CONCEALMENT OF FACTS		<10		11			
393.07 - WELFARE - FEDERAL FOOD STAMP PROGRAM - OBTAIN BY FALSE STATEMENT, REPRESENTATION, CONCEALMENT				<10			
518B.01 - DOMESTIC ABUSE ACT.	<10	18		148			
609.165 - FELON INELIGIBLE TO POSSESS FIREARM	<10			11			
609.185 - MURDER IN THE 1ST DEGREE				<10			<10
609.19 - MURDER IN THE 2ND DEGREE				<10			
609.20 - MANSLAUGHTER IN THE 1ST DEGREE				<10			
609.205 - MANSLAUGHTER IN THE 2ND DEGREE				<10			
609.21 - CRIMINAL VEHICULAR HOMICIDE OR INJURY	<10	<10		106			
609.2113 - CRIMINAL VEHICULAR OPERATION; BODILY HARM	<10	<10		34			
609.221 - ASSAULT IN THE 1ST DEGREE	<10			20			
609.222 - ASSAULT IN THE 2ND DEGREE	14	<10		85			19
609.223 - ASSAULT IN THE 3RD DEGREE	<10	<10	<10	60			<10

Year/Crime or Conduct Type	Adjudicated				Involuntary		Preponderance of Evidence
	Delinquent	Admission	Alford Plea	Convicted	Termination of Parental Rights	Maltreatment	
609.2231 - ASSAULT IN THE 4TH DEGREE (VULNERABLE ADULTS, PEACE OFFICERS, TRANSIT DRIVERS, ETC)	16	13		82			<10
609.224 - ASSAULT IN THE 5TH DEGREE	89	25	<10	324			15
609.2242 - DOMESTIC ASSAULT	34	170		405			366
609.2247 - DOMESTIC ASSAULT BY STRANGULATION		<10		25			<10
609.229 - CRIME COMMITTED FOR BENEFIT OF A GANG	<10			<10			<10
609.2325 - CRIMINAL ABUSE OF A VULNERABLE ADULT				<10			
609.233 - CRIMINAL NEGLECT OF A VULNERABLE ADULT				<10			<10
609.2335 - FINANCIAL EXPLOITATION OF A VULNERABLE ADULT		<10		<10			<10
609.24 - SIMPLE ROBBERY	11	10		38			
609.245 - AGGRAVATED ROBBERY	30	<10		85			<10
609.25 - KIDNAPPING				<10			
609.255 - FALSE IMPRISONMENT		<10		<10			<10
609.27 - COERCION				<10			
609.322 - SOLICITATION, INDUCEMENT, AND/OR PROMOTION OF PROSTITUTION				<10			
609.324 - PROSTITUTION-OTHER PROHIBITED ACTS		<10		<10			
609.342 - CRIMINAL SEXUAL CONDUCT IN THE 1ST DEGREE	<10			10			<10
609.343 - CRIMINAL SEXUAL CONDUCT IN THE 2ND DEGREE	19	<10		14			<10
609.344 - CRIMINAL SEXUAL CONDUCT IN THE 3RD DEGREE	<10	<10		33			<10
609.345 - CRIMINAL SEXUAL CONDUCT IN THE 4TH DEGREE	<10			13			<10
609.3451 - CRIMINAL SEXUAL CONDUCT IN THE 5TH DEGREE	<10	12		19			<10
609.352 - SOLICITATION OF CHILDREN TO ENGAGE IN SEXUAL CONDUCT				<10			
609.365 - INCEST				<10			
609.377 - MALICIOUS PUNISHMENT OF A CHILD		<10		19			<10
609.378 - NEGLECT OR ENDANGERMENT OF A CHILD	<10	12		60			<10
609.495 - AIDING AN OFFENDER	<10	10		35			
609.498 - TAMPERING WITH WITNESS	<10			<10			
609.52 - THEFT	195	363		3,493			16
609.521 - POSSESSION OF SHOPLIFTING GEAR	<10			11			
609.527 - IDENTITY THEFT		<10		61			

Year/Crime or Conduct Type	Adjudicated				Involuntary		Preponderance of Evidence
	Delinquent	Admission	Alford Plea	Convicted	Termination of Parental Rights	Maltreatment	
609.528 - POSSESSION OR SALE OF STOLEN OR COUNTERFEIT CHECK				<10			
609.53 - RECEIVING STOLEN PROPERTY	30	20		244			
609.535 - ISSUANCE OF DISHONORED CHECKS		18		284			
609.561 - ARSON IN THE 1ST DEGREE		<10		<10			
609.562 - ARSON IN THE 2ND DEGREE	<10			<10			
609.563 - ARSON IN THE 3RD DEGREE				<10			
609.582 - BURGLARY	100	16		310			<10
609.59 - POSSESSION OF BURGLARY TOOLS	<10	<10		43			
609.611 - INSURANCE FRAUD		<10		<10			
609.625 - AGGRAVATED FORGERY		<10		24			
609.63 - FORGERY	<10	<10		55			
609.631 - CHECK FORGERY; OFFERING A FORGED CHECK	15	28		469			<10
609.66 - DANGEROUS WEAPONS	19	<10		21			
609.67 - MACHINE GUNS AND SHORT-BARRELED SHOTGUNS				<10			
609.71 - RIOT	<10			<10			
609.713 - TERRORISTIC THREATS	17	10		156			
609.746 - INTERFERENCE WITH PRIVACY	<10	<10		<10			
609.749 - HARASSMENT; STALKING	<10	<10		45			<10
609.79 - OBSCENE OR HARASSING TELEPHONE CALLS	<10			12			
609.82 - FRAUD IN OBTAINING CREDIT		<10					
609.821 - FINANCIAL TRANSACTION CARD FRAUD	14	17		295			
617.23 - INDECENT EXPOSURE	<10	<10		14			<10
617.241 - OBSCENE MATERIALS AND PERFORMANCES; DISTRIBUTION AND EXHIBITION PROHIBITED	<10						
617.246 - USE OF MINORS IN SEXUAL PERFORMANCE PROHIBITED	<10						
624.713 - CERTAIN PERSONS NOT TO POSSESS FIREARMS	10	<10		42			
626.556 - RECURRING MALTREATMENT - MINOR						316	
626.556 - SERIOUS AND RECURRING MALTREATMENT - MINOR						82	
626.556 - SERIOUS MALTREATMENT - MINOR						255	
626.557 - FAILURE TO REPORT MALTREATMENT - VULNERABLE ADULT						<10	
626.557 - RECURRING MALTREATMENT - VULNERABLE ADULT						201	
626.557 - SERIOUS AND RECURRING MALTREATMENT - VULNERABLE ADULT						15	
626.557 - SERIOUS MALTREATMENT - VULNERABLE ADULT						64	

Year/Crime or Conduct Type	Adjudicated				Involuntary		Preponderance of Evidence
	Delinquent	Admission	Alford Plea	Convicted	Termination of Parental Rights	Maltreatment	
2019							
152.021 - CONTROLLED SUBSTANCE CRIME IN THE 1ST DEGREE		17		199			16
152.022 - CONTROLLED SUBSTANCE CRIME IN THE 2ND DEGREE	<10	13		218			<10
152.023 - CONTROLLED SUBSTANCE CRIME IN THE 3RD DEGREE	<10	55	<10	355			12
152.024 - CONTROLLED SUBSTANCE CRIME IN THE 4TH DEGREE	<10	29		115			<10
152.025 - CONTROLLED SUBSTANCE CRIME IN THE 5TH DEGREE	38	694	<10	1,258			18
152.0261 - ATTEMPT/CONSPIRACY - MARIJUANA - IMPORTATION/EXPORTATION				<10			
152.0262 - POSSESSION OF SUBSTANCE WITH INTENT TO MANUFACTURE METHAMPHETAMINE				<10			
152.097 - SIMULATED CONTROLLED SUBSTANCES				<10			
152.137 - METHAMPHETAMINE-RELATED CRIMES INVOLVING CHILDREN OR VULNERABLE ADULTS		10		17			
169A.20 - FELONY DRIVING WHILE IMPAIRED		<10		273			
169A.24 - FELONY FIRST DEGREE DRIVING WHILE IMPAIRED		<10		26			
243.166 - VIOLATION OF PREDATORY OFFENDER REGISTRATION LAW				22			
256.98 - WRONGFULLY OBTAINING ASSISTANCE (WOA)		22		227			
260C.301 - INVOLUNTARY TERMINATION OF PARENTAL RIGHTS					65		
268.182 - APPLICANT'S FALSE REPRESENTATION; CONCEALMENT OF FACTS				<10			
518B.01 - DOMESTIC ABUSE ACT.	<10	53		273			<10
609.165 - FELON INELIGIBLE TO POSSESS FIREARM		<10		<10			
609.185 - MURDER IN THE 1ST DEGREE		<10		<10			
609.19 - MURDER IN THE 2ND DEGREE		<10		37			<10
609.195 - MURDER IN THE 3RD DEGREE		<10		<10			
609.20 - MANSLAUGHTER IN THE 1ST DEGREE		<10		<10			
609.205 - MANSLAUGHTER IN THE 2ND DEGREE				<10			
609.21 - CRIMINAL VEHICULAR HOMICIDE OR INJURY	<10	<10		122			
609.2113 - CRIMINAL VEHICULAR OPERATION; BODILY HARM		14		107			<10
609.221 - ASSAULT IN THE 1ST DEGREE	<10	<10		32			<10
609.222 - ASSAULT IN THE 2ND DEGREE	21	27		146			85
609.223 - ASSAULT IN THE 3RD DEGREE	14	18		132			21
609.2231 - ASSAULT IN THE 4TH DEGREE (VULNERABLE ADULTS, PEACE OFFICERS, TRANSIT DRIVERS, ETC)	28	<10		100			<10
609.224 - ASSAULT IN THE 5TH DEGREE	154	153	<10	523			<10
609.2242 - DOMESTIC ASSAULT	61	364	<10	595			478

Year/Crime or Conduct Type	Adjudicated				Involuntary		Preponderance of Evidence
	Delinquent	Admission	Alford Plea	Convicted	Termination of Parental Rights	Maltreatment	
609.2247 - DOMESTIC ASSAULT BY STRANGULATION		10		51			15
609.229 - CRIME COMMITTED FOR BENEFIT OF A GANG				<10			<10
609.23 - MISTREATMENT OF PERSONS CONFINED							<10
609.2325 - CRIMINAL ABUSE OF A VULNERABLE ADULT		11					<10
609.233 - CRIMINAL NEGLECT OF A VULNERABLE ADULT		<10		<10			<10
609.2335 - FINANCIAL EXPLOITATION OF A VULNERABLE ADULT		<10		10			<10
609.24 - SIMPLE ROBBERY	18	15		53			<10
609.245 - AGGRAVATED ROBBERY	40	14		151			11
609.25 - KIDNAPPING				10			
609.255 - FALSE IMPRISONMENT				<10			<10
609.2662 - MURDER OF UNBORN CHILD IN THE SECOND DEGREE				<10			
609.27 - COERCION				<10			
609.275 - ATTEMPT TO COERCE				<10			
609.322 - SOLICITATION, INDUCEMENT, AND/OR PROMOTION OF PROSTITUTION				<10			<10
609.324 - PROSTITUTION-OTHER PROHIBITED ACTS		<10		15			<10
609.33 - DISORDERLY HOUSE				<10			<10
609.342 - CRIMINAL SEXUAL CONDUCT IN THE 1ST DEGREE	15	<10		<10			10
609.343 - CRIMINAL SEXUAL CONDUCT IN THE 2ND DEGREE	12	<10		22			14
609.344 - CRIMINAL SEXUAL CONDUCT IN THE 3RD DEGREE	<10	37		50			10
609.345 - CRIMINAL SEXUAL CONDUCT IN THE 4TH DEGREE	<10	<10		25			<10
609.3451 - CRIMINAL SEXUAL CONDUCT IN THE 5TH DEGREE	29	24		47			11
609.352 - SOLICITATION OF CHILDREN TO ENGAGE IN SEXUAL CONDUCT		<10		14			
609.365 - INCEST				<10			
609.377 - MALICIOUS PUNISHMENT OF A CHILD	<10	11		52			<10
609.378 - NEGLECT OR ENDANGERMENT OF A CHILD		21		87			<10
609.495 - AIDING AN OFFENDER	<10	11		44			
609.498 - TAMPERING WITH WITNESS	<10	<10	<10	<10			
609.52 - THEFT	391	1,086	10	4,964			19
609.521 - POSSESSION OF SHOPLIFTING GEAR		<10		12			
609.525 - BRINGING STOLEN GOODS INTO MINNESOTA				<10			

Year/Crime or Conduct Type	Adjudicated				Involuntary		Preponderance of Evidence
	Delinquent	Admission	Alford Plea	Convicted	Termination of Parental Rights	Maltreatment	
609.527 - IDENTITY THEFT		24		89			
609.529 - MAIL THEFT				<10			
609.53 - RECEIVING STOLEN PROPERTY	54	18		244			
609.535 - ISSUANCE OF DISHONORED CHECKS		47		465			
609.561 - ARSON IN THE 1ST DEGREE	<10	<10		<10			<10
609.562 - ARSON IN THE 2ND DEGREE	<10	<10		<10			<10
609.563 - ARSON IN THE 3RD DEGREE	<10			<10			<10
609.582 - BURGLARY	93	42	<10	429			<10
609.59 - POSSESSION OF BURGLARY TOOLS	<10	<10		35			
609.611 - INSURANCE FRAUD		<10		12			
609.625 - AGGRAVATED FORGERY		<10		46			
609.255 - FALSE IMPRISONMENT				<10			<10
609.495 - AIDING AN OFFENDER	<10	11		14			
609.498 - TAMPERING WITH WITNESS	<10	<10		<10			
609.52 - THEFT	122	134		711			15
609.521 - POSSESSION OF SHOPLIFTING GEAR		<10		<10			
609.525 - BRINGING STOLEN GOODS INTO MINNESOTA				<10			
609.527 - IDENTITY THEFT		20		46			
609.529 - MAIL THEFT				<10			
609.53 - RECEIVING STOLEN PROPERTY	19	<10		91			
609.535 - ISSUANCE OF DISHONORED CHECKS		<10		39			
609.562 - ARSON IN THE 2ND DEGREE	<10	<10		<10			<10
609.563 - ARSON IN THE 3RD DEGREE	<10			<10			<10
609.582 - BURGLARY	73	33	<10	298			<10
609.59 - POSSESSION OF BURGLARY TOOLS	<10	<10		25			
609.611 - INSURANCE FRAUD		<10		<10			
609.625 - AGGRAVATED FORGERY		<10		38			
609.63 - FORGERY		<10		26			
609.631 - CHECK FORGERY; OFFERING A FORGED CHECK	<10	29		245			13
609.66 - DANGEROUS WEAPONS	<10	<10		<10			
609.667 - FIREARMS; REMOVAL OR ALTERATION OF SERIAL NUMBER				<10			
609.67 - MACHINE GUNS AND SHORT-BARRELED SHOTGUNS				<10			
609.687 - ADULTERATION	<10						
609.71 - RIOT				<10			

Year/Crime or Conduct Type	Adjudicated Delinquent	Admission	Alford Plea	Convicted	Involuntary Termination of Parental Rights	Maltreatment	Preponderance of Evidence
609.713 - TERRORISTIC THREATS	19	34		86			<10
609.749 - HARASSMENT; STALKING	<10			<10			
609.821 - FINANCIAL TRANSACTION CARD FRAUD	11	54		150			
624.713 - CERTAIN PERSONS NOT TO POSSESS FIREARMS	14	<10		51			
609.63 - FORGERY	<10	<10		64			
609.631 - CHECK FORGERY; OFFERING A FORGED CHECK	15	37		437			13
609.66 - DANGEROUS WEAPONS	16	<10		39			
609.666 - NEGLIGENT STORAGE OF FIREARMS				<10			
609.667 - FIREARMS; REMOVAL OR ALTERATION OF SERIAL NUMBER				<10			
609.67 - MACHINE GUNS AND SHORT-BARRELED SHOTGUNS				<10			
609.687 - ADULTERATION	<10						
609.71 - RIOT	14	<10		21			
609.713 - TERRORISTIC THREATS	19	36		189			<10
609.72 - DISORDERLY CONDUCT				<10			
609.746 - INTERFERENCE WITH PRIVACY		<10		<10			
609.749 - HARASSMENT; STALKING	12	11		47			<10
609.79 - OBSCENE OR HARASSING TELEPHONE CALLS	<10	<10		20			
609.821 - FINANCIAL TRANSACTION CARD FRAUD	26	73		356			
617.23 - INDECENT EXPOSURE		<10		23			<10
617.241 - OBSCENE MATERIALS AND PERFORMANCES; DISTRIBUTION AND EXHIBITION PROHIBITED				<10			
617.246 - USE OF MINORS IN SEXUAL PERFORMANCE PROHIBITED				<10			<10
617.247 - POSSESSION OF PICTORIAL REPRESENTATIONS OF MINORS		20		<10			
624.713 - CERTAIN PERSONS NOT TO POSSESS FIREARMS	14	11		74			
626.556 - FAILURE TO REPORT MALTREATMENT - MINOR						<10	
626.556 - RECURRING MALTREATMENT - MINOR						658	
626.556 - SERIOUS AND RECURRING MALTREATMENT - MINOR						263	
626.556 - SERIOUS MALTREATMENT - MINOR						418	
626.557 - FAILURE TO REPORT MALTREATMENT - VULNERABLE ADULT						<10	
626.557 - RECURRING MALTREATMENT - VULNERABLE ADULT						320	
626.557 - SERIOUS AND RECURRING MALTREATMENT - VULNERABLE ADULT						57	
626.557 - SERIOUS MALTREATMENT - VULNERABLE ADULT						99	
629.75 - DOMESTIC ABUSE NO CONTACT ORDER				<10			

Additional Notes and Data Definitions

1. Background Study **data sources** can include, but are not limited to, state criminal history, federal criminal history, Minnesota Court Information System (MNCIS), Minnesota child and adult maltreatment registries, and criminal or maltreatment records from other states.
2. An **eligible determination** means the background study subject was **not** determined to have committed a disqualifying crime or conduct in [Minn. Stat. sec. 245C.15](#)
3. A **disqualified determination** means the background study subject was determined responsible for a disqualifying crime or conduct in [Minn. Stat. sec. 245C.15](#)
4. A **disqualification rescinded – determination now eligible** determination means the initial determination was disqualifying and became eligible upon appeal.
5. A **background study provider application** is the record created by the provider when submitting a background study request. Background study provider applications can be created by providers at any time. If there is already another background study determination in process for the same person, the new background study application will connect to the in process background study determination (provided the background study requirements are met). In addition, existing background study determinations can transfer to new background study provider application submissions. The connection of background study provider applications to existing background study determinations creates efficiencies for study subjects and providers.
6. For an **undetermined determination**, DHS reviews information that was received but does not make an eligibility or disqualification decision on the determination (hence the determination is “undetermined”).
7. **Active roster** means the list of individuals specific to an entity who have been determined eligible to provide services for the entity and who the entity has identified as affiliated. See [Minn. Stat. sec. 245C.02 subd. 17a \(b\)](#)
8. A **rapback notification** (Record of Arrest and Prosecutions Back) is a notification DHS receives about new potentially disqualifying information for a background study subject with an active provider roster affiliation.
9. An **eligible rapback determination** means that the information received through the rapback process was found to belong to the study subject, but after review was determined to not be a disqualifying crime or conduct.
10. The Race/Ethnicity categories captured in the Background Studies system and used in the summarized data above are collected for purposes of a background study fingerprint study. These categories are determined by the FBI CJIS policy and must be used for fingerprint background studies. DHS does not collect other race/ethnicity data that would allow for different or more detailed break outs of racial or ethnic groups.
11. **Risk of Harm** is the assessed immediate risk of harm the determination subject poses to the persons receiving services that the subject will have direct contact with or direct access to.
 - a. **Low:** It is determined that “an individual studied does not pose a risk of harm that requires continuous, direct supervision”. A low risk of harm individual is allowed to continue providing services during their reconsideration request period and has 15 days to request a reconsideration. ([Minn. Stat. sec. 245C.17 subd. 3](#))
 - b. **Medium:** It is determined that “an individual studied poses a risk of harm that requires continuous, direct supervision”. A medium risk of harm individual is allowed to continue providing services under continuous and direct supervision during their reconsideration request period and has 30 days to request a reconsideration. ([Minn. Stat. sec. 245C.17 subd. 3](#))
 - c. **High:** It is determined that “an individual studied poses an imminent risk of harm”. A high risk of harm individual must be immediately removed from service and has 30 days to request a reconsideration. ([Minn. Stat. sec. 245C.17 subd. 3](#))
 - d. **Not Applicable:** The risk of harm category in cases where an individual is not allowed to provide services until either an eligible determination, a set aside, or a variance has been obtained

12. A **conviction disqualification** is based on a conviction, regardless of whether it was preceded by a plea or a trial.
13. An **admission disqualification** is based on guilty pleas without convictions, guilty pleas with stays of adjudication, or admissions in juvenile court without adjudication.
14. An **Alford Plea disqualification** is based on Alford pleas without convictions or with stays of adjudication, or Alford pleas in juvenile court without adjudication. An Alford Plea is similar to an out of state offense with a no contest plea.
15. A **preponderance of disqualification** is based on a determination by DHS that it is more likely than not that investigation, court, maltreatment, and other relevant records support a finding that the subject committed disqualifying conduct
16. A **maltreatment disqualification** is based on a determination by DHS that records of substantiated maltreatment or substantiated failure to report maltreatment meet the definitions of serious and/or recurring in [Minn. Stat. sec. 245C.02](#)
17. An **Involuntary Termination of Parental Rights disqualification** is based on terminations of parental rights under the standards of [Minn. Stat. sec. 260C.301 subd. 1\(b\)](#) or subd. 3
18. An **administrative disqualification** is based on a stipulation or finding by a judge that the subject is disqualified for wrongfully obtaining assistance under [Minn. Stat. sec. 256.98 subd. 8](#)