

## Aims Community College Background Investigation and Disqualifying Offenses

The purpose of a Background Investigation is to maintain a safe and productive educational and clinical environment. Students who refuse to comply with the Background Investigation process will be denied admission to any Aims Community College Allied Health or Public Service Program.

**NOTE:** ALL students are considered provisionally accepted until all elements pertaining to their Background Investigations are received and reviewed by the college. For most programs, these elements include the Criminal Background Check and Urinalysis screen results. For the Associate Degree Nursing program, this also includes an FBI fingerprint screen.

**Disqualifying Criminal Offenses:** Any conviction, plea of guilty or no contest, or deferred prosecution of the following criminal offenses (Felony or Misdemeanor) that appears on any part of a criminal Background Investigation *at the time an application to a program is submitted* will disqualify an applicant admission to their program and may also disqualify a student from admission to a clinical facility. Students who have successfully completed the terms of a deferred adjudication will not be disqualified from their program. Students who have a disposition of "dismissed after successful completion," regardless of the crime, will not be disqualified from the program.

**An applicant will be disqualified from an Allied Health and Human Services or Public Services Program based on the following guidelines:**

- Any violent felony convictions of homicide (no time limit).
- Any registered sex offender (no time limit).
- Crimes of violence (assault, sexual offenses, arson, kidnapping, any crime against an at-risk adult or juvenile, etc.) as defined in section 18-1.3-406 C.R.S in the 10 years immediately preceding the submittal of application and/or prior to starting class.
- Any offense involving unlawful sexual behavior in the 10 years immediately preceding the submittal of application and/or prior to starting class.
- Any crime, the underlying basis of which has been found by the court on the record to include an act of domestic violence, as defined in section 18-6-800.3 C.R.S in the 7 years immediately preceding the submittal of application and/or prior to starting class.
- Any crime of child abuse, as defined in section 18-6-401 C.R.S. in the 7 years immediately preceding the submittal of application and/or prior to starting class.
- Any crime related to the sale, possession, distribution or transfer of narcotics or controlled substances in the 7 years immediately preceding the submittal of application and/or prior to starting class. Any crimes related to section 18-18-426 C.R.S. (Paraphernalia) are not considered disqualifying offenses.
- Positive Urinalysis (UA) screen. Students utilizing medical marijuana under sections 18-18-406.3 and 25-1.5-106 C.R.S. **are not** excluded from this requirement. For all programs, the time period for this disqualification is 6 months. Once the 6-month exclusion has expired, students will be required to obtain a second UA.
- Any felony theft crimes in the 7 years immediately preceding the submittal of application and/or prior to starting class.
- Any misdemeanor theft crimes in the 5 years immediately preceding the submittal of application and/or prior to starting class.
- Any offense of sexual assault on a client by a psychotherapist, as defined in section 18-3-405.5 C.R.S. in the 7 years immediately preceding the submittal of application and/or prior to starting class.
- Misdemeanor or felony crimes of moral turpitude as defined in section 18-7-101 C.R.S in the 7 years immediately preceding the submittal of application, which include but are not limited to prostitution, sexual exploitation of a minor and criminal invasion of privacy.
- Any offense in another state, the elements of which are substantially similar to the elements of any of the above offenses.
- Any offense, regardless of the type, which is still pending in the courts (without official legal disposition) at the submittal of application and/or prior to starting class.
- More than one (1) DUI in the 7 years immediately preceding the submittal of application and/or prior to starting class.
- Any student included on the HHS/OIG List of Excluded Individuals/Entities or GSA List of Parties Excluded from Federal Programs.

If the Background Investigation reveals information that could be relevant to the application, the designated individual or committee within Aims Community College may request additional information from the applicant. The potential Disqualifying Offense shall be reviewed on a case by case basis. Aims Community College reserves the right to remove a student from any Allied Health Sciences or Public Services Program of study in the event a Disqualifying Offense appears on any of the above mentioned checks. Annual checks for HHS/OIG List of Excluded Individuals/Entities and GSA List of Parties Excluded from Federal Programs may be required to meet requirements of certain clinical facilities.

**NOTE:** Clinical facilities may also choose to require additional background checks, urinalysis screening and/or fingerprinting, and may disqualify students from participating at a clinical site based on individual facility policies independent of any action by Aims Community College; and that a disqualifying background check from a clinical agency may render me ineligible to continue in an Allied Health or Public Service program. Any additional drug screening may be at additional cost to the student.

All Background Checks will be processed under the Fair Credit Reporting Act, and Aims Community College has enacted a "red flag procedure" as required by November 1, 2008. 16 CFR 681. The applicable applicant/employee will be notified and informed in the event of an unacceptable background report. By signing the form below, I accept the responsibility for understanding the above content.

**Student Name (Printed):** \_\_\_\_\_

**Student Signature:** \_\_\_\_\_

**Date:** \_\_\_\_\_