

Crime convictions which may disqualify from admission to RCC Nursing Department Programs

Nursing Department student clinical contact will be with vulnerable individuals in a variety of settings which will include home health, assisted living and/or long-term care. To meet stringent standards clinical partners (e.g. home health) and graduates will be held to, RCC Nursing Department has adopted Oregon Department of Administrative Services Criminal Records Check Rules (OAR 125-007-0270) and OSBN rules which indicate licensure is likely to be denied to individuals who have been convicted of certain crimes (highlighted below) unless there are significant mitigating circumstances.

The RCC Appeals Panel requires review with probable exclusion from RCC Nursing Department programs as indicated below. (Crimes listed are inclusive of DHS rules ORS 443.004 (3) (a) and the OSBN list—851-001-0115 effective 8-1-17, highlighted below)
Underlined and italicized crimes are ineligible for the appeals process for 5 years from conviction.

The following crimes involve violence, harm to vulnerable individuals, serious theft, and sex crimes. A conviction of one of the highlighted crimes will result in exclusion from the Nursing Department programs. A conviction for one of the other specifically numbered crimes will result in review and probable permanent exclusion (except as noted above for underlined/italicized) from Nursing Department programs unless there is significant distance in time from conviction and significant mitigating circumstances. Note other potentially disqualifying crimes indicated at the end of the document.

(a) In the last 10 years of a crime involving the delivery/selling or manufacture of a controlled substance (or attempt, conspiracy, or solicitation for these types of crimes); or

(b) Of any of the following crimes:

ORS 163.095, Aggravated murder

ORS 163.115, Murder

ORS 163.118, Manslaughter I

ORS 163.125, Manslaughter II

ORS 163.145, Criminally negligent homicide

ORS 163.149, Aggravated vehicular homicide

ORS 163.165, Assault III

ORS 163.175, Assault II

ORS 163.185, Assault I

ORS 163.187, Strangulation

ORS 163.200, Criminal mistreatment II

ORS 163.205, Criminal mistreatment I

ORS 163.225, Kidnapping II

ORS 163.235, Kidnapping I

ORS 163.263, Subjecting another person to involuntary servitude II

ORS 163.264, Subjecting another person to involuntary servitude I

ORS 163.266, Trafficking in persons

ORS 163.275, Coercion
ORS 163.465, Public indecency (permanent if prior conviction of sex crime)
ORS 163.467, Private indecency (permanent if prior conviction of sex crime)
ORS 163.535, Abandonment of a child
ORS 163.537, Buying or selling a person under 18 years of age
ORS 163.547, Child neglect I
ORS 163.689, Possession of materials depicting sexually explicit conduct of a child II
ORS 163.700, Invasion of personal privacy
ORS 163.701, Invasion of personal privacy in first degree
ORS 164.055, Theft I
ORS 164.057, Aggravated theft I
ORS 164.098, Organized retail theft
ORS 164.125, Theft of services
ORS 164.215, Burglary II
ORS 164.225, Burglary I
ORS 164.325, Arson I
ORS 164.377, Computer crime
ORS 164.405, Robbery II
ORS 164.415, Robbery I
ORS 165.013, Forgery I
ORS 165.022, Criminal possession of a forged instrument I
ORS 165.032, Criminal possession of a forgery device
ORS 165.800, Identity theft
ORS 165.803, Aggravated identity theft
ORS 167.012, Promoting prostitution
ORS 167.017, Compelling prostitution
ORS 167.057, Luring a minor
ORS 167.320, Animal abuse I
ORS 167.322, Aggravated animal abuse I

Sex Crimes

ORS 163.355, Rape III
ORS 163.365, Rape II
ORS 163.375, Rape I
ORS 163.385, Sodomy III
ORS 163.395, Sodomy II
ORS 163.405, Sodomy I
ORS 163.408, Unlawful sexual penetration II
ORS 163.411, Unlawful sexual penetration I
ORS 163.413 Purchasing sex with a minor
ORS 163.415, Sexual abuse III
ORS 163.425, Sexual abuse II
ORS 163.427, Sexual abuse I
ORS 163.432 Online sexual corruption of a child II
ORS 163.433 Online sexual corruption of a child I

ORS 163.435, Contributing to the sexual delinquency of a minor
ORS 163.445, Sexual misconduct
ORS 163.525 Incest with a child victim
ORS 163.670 Using a child in sexual display
ORS 163.680 Paying for viewing child's sexual conduct
ORS 163.684 Encouraging child sexual abuse I
ORS 163.686 Encouraging child sexual abuse II
ORS 163.687 Encouraging child sexual abuse III
ORS 163. Possession of child sexually explicit materials I
ORS 167.333 Sexual assault of animal
Transporting child pornography into state

Other criminal offender information that may be potentially disqualifying may include:

Sex offender registration;

Conditions of parole, probation, or diversion program, or

Unresolved arrest, charge, pending indictment or outstanding warrant;

A conviction for any felony, a conviction for any misdemeanor, a conviction for any U.S. military crime or international crime is also potentially disqualifying.

Approved by RCC Appeals Committee 9/25/17