



## **Provisional Employment Disclosure Statement**

Initial all that apply

\_\_\_ I swear/affirm that an application, in my name, for criminal history clearance has been submitted through the Pennsylvania State Police and, if required, the Federal Bureau of Investigation (FBI) (An FBI background check is required for prospective employees who are not or for the two years immediately preceding the date of application, have not been a resident of the Commonwealth of Pennsylvania.

\_\_\_ I swear/affirm that an administrator or designee of my potential employer has a copy of my application(s) for criminal history clearance(s).

\_\_\_ I swear/affirm that I have not been convicted of any of the following crimes under Title 18 of the Pennsylvania consolidated statutes or equivalent crime under the laws or former laws of the United States or equivalent crime under the laws or former laws of the United States or one of its territories or possessions, another state, the District of Columbia, the commonwealth of Puerto Rico or a foreign nation, or under a former law of this Commonwealth.

(1) An offense designated as a felony under the Act of April 14, 1972 (P.L. 233, No. 64), known as the Controlled Substance, Drug, Device and Cosmetic Act.

(2) An offense under one or more of the following provisions of 18 Pa. C.S. (relating to crimes and offenses):

- **Chapter 25 (relating to criminal murder)**
- **Section 2702 (relating to aggravated assault)**
- **Section 2901 (relating to kidnapping)**
- **Section 2902 (relating to unlawful restraint)**
- **Section 3121 (relating to rape)**
- **Section 3122.1 (relating to statutory sexual assault)**
- **Section 3123 (relating to involuntary deviate sexual intercourse)**
- **Section 3124.1 (relating to sexual assault)**
- **Section 3125 (relating to aggravated indecent assault)**
- **Section 3126 (relating to indecent assault)**
- **Section 3127 (relating to indecent exposure)**
- **Section 3301 (relating to arson and related offenses)**
- **Section 3502 (relating to burglary)**
- **Section 3710 (relating to robbery)**
- **A felony offense under the Chapter 39 (relating to theft and related offenses) or two or more misdemeanors under Chapter 39.**
- **Section 4101 (relating to forgery)**
- **Section 4114 (relating to securing or execution of documents by deception)**
- **Section 4302 (relating to incest)**
- **Section 4303 (relating to concealing the death of a child)**
- **Section 4304 (relating to endangering the welfare of children)**
- **Section 4305 (relating to dealing in infant children)**
- **Section 4952 (relating to intimidation of witnesses or victims)**
- **Section 4953 (relating to retaliation against witnesses or victims)**
- **A felony offense under section 5902B (relating to prostitution and related offenses)**
- **Section 5903C (relating to obscene or other sexual materials and performances)**
- **Section 6312 (relating to corruption of minors)**
- **Section 6312 (relating to sexual abuse of children)**

(3) A federal or out of State offense similar in nature to those crimes listed in paragraphs (1) and (2) two.

Initials \_\_\_\_\_ (signifies I have read the list crimes notated above.)

\_\_\_\_\_ I understand that if I have been convicted on any of the crimes listed in paragraphs (1) one and (2) two, I can be dismissed from employment unless there is evidence that the following criteria is met:

- I have demonstrated rehabilitation by evidence of a minimum (2) two year aggregate history without incident, from either the date of conviction or release from incarceration, whichever is later.
- My employer is required to obtain specific employer provided documentation of my employment and retain it in my employee file.
- My employer is required to notify me, in writing if the decision not to hire me is based in whole, or in part, on my criminal history.

\_\_\_\_\_ I understand that if I willfully fail to disclose information required above, I shall be subject to the discipline up to an including termination or denial of employment.

\_\_\_\_\_ I understand that the person responsible for the employment decisions or the administrator of a program, activity or service is required to keep a copy of my clearances.

\_\_\_\_\_ I understand the provisional hiring. Will not go beyond 30 days if I have resided in Pennsylvania for more than 2 years or 90 days if I have lived in Pennsylvania for less than two years. If I do not provide all requested documentation in the appropriate time frame it may result in my termination. If information obtained from the criminal history reveals a disqualifying factor under 52.19 the provider shall terminate provisional hire immediately at that time.

\_\_\_\_\_ As a provisional hire I understand there will be an onsite monitoring conducted within the provisional hiring period for direct observation and participant feedback.

**I hereby swear/affirm that the information as set forth above is true and correct. I understand that false swearing is a misdemeanor offense pursuant to Section 4903 of the Crimes Code.**

Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_/\_\_\_\_/\_\_\_\_