
Care 4 Kids Program

PROGRAM OPERATIONS TRANSMITTAL



ECONOMIC SECURITY UNIT

Transmittal Number: C4K-OPS-13-03

Date: November 08, 2013

To: Sherri Sutera, Program Director
Care 4 Kids Program

From: Peter Palermino, Program Manager
Department of Social Services

CC: Policy Distribution List

Subject: Revised List of Statutory Crimes

Program Issue: This transmittal reissues the list of statutory crimes that prohibit an individual from being eligible to receive reimbursement as a child care provider from Care 4 Kids. The list has been revised to include **two** lists to distinguish between the mandatory prohibitions under section 17b-750 of the Connecticut General Statutes and the discretionary prohibitions under section 17b-749k (b).

Background: CGS 17b-749k requires the department to conduct criminal background checks on unlicensed non-relative providers providing child care in a child's home. The statute also allows a criminal background check to be conducted on any unlicensed provider if there is reason to believe that the individual has been convicted of certain crimes.

Implementation: Effective with this transmittal, the attached list of statutory crimes replaces the list issued on May 22, 2013. Individuals with a history of conviction for the crimes on the attached list are ineligible for Care 4 Kids reimbursement. Providers currently under arrest for any of the attached crimes are ineligible as well.

Attachment

List Of Crimes That Make A Provider Ineligible For CCAP Under Connecticut General Statute 17b-750

1. Statutory Guidance per 17b-750:		Date Added
	No child care subsidy shall be paid to an unlicensed child care provider if such provider has been convicted of any crime involving sexual assault of a minor or serious physical injury to a minor.	
Statute	Title	
TITLE 53a		
Sex Offenses Involving Minors		
53a-70	Sexual assault in the first degree (as it pertains to a minor victim)	
53a-70a	Aggravated sexual assault in the first degree (as it pertains to a minor victim)	
53a-70b	Sexual assault in spousal or cohabiting relationship (as it pertains to a minor victim)	Added 10/29/2013
53a-70c	Aggravated sexual assault of a minor	
53a-71	Sexual assault in the second degree (as it pertains to a minor victim)	
53a-72a	Sexual assault in the third degree (as it pertains to a minor victim)	
53a-72b	Sexual assault in the third degree with a firearm (as it pertains to a minor victim)	
53a-73a	Sexual assault in the fourth degree (as it pertains to a minor victim)	Added 10/29/2013
53a-90b	Enticing a minor	Added 10/29/2013
53a-90b	Misrepresentation of age to entice a minor	Added 10/29/2013
Kidnapping and Related Offenses Which May Cause Serious Physical Injury to Minors		
53a-92	Kidnapping in the first degree (as it pertains to a minor victim)	
53a-92a	Kidnapping in the first degree with a firearm (as it pertains to a minor victim)	
53a-94	Kidnapping in the second degree (as it pertains to a minor victim)	
53a-94a	Kidnapping in the second degree with a firearm (as it pertains to a minor victim)	
53a-95	Unlawful restraint in the first degree (as it pertains to a minor victim)	
53a-96	Unlawful restraint in the second degree (as it pertains to a minor victim)	Added 10/29/2013
53a-97	Custodial interference in the first degree	
53a-98	Custodial interference in the second degree	Added 10/29/2013
53a-99	Substitution of children	
Assault and Related Offenses Involving Which May Cause Serious Physical Injury to Minors		
53a-59	Assault in the first degree (as it pertains to a minor victim)	
53a-59a	Assault of an elderly, blind, disabled or pregnant person or a person with intellectual disability in the first degree (as it pertains to a minor victim)	
53a-59c	Assault of a pregnant woman resulting in termination of pregnancy (as it pertains to a minor victim)	Added 10/29/2013
53a-60	Assault in the second degree (as it pertains to a minor victim)	
53a-60a	Assault in the second degree with a firearm (as it pertains to a minor victim)	
53a-60b	Assault of an elderly, blind, disabled or pregnant person or a person with intellectual disability in the second degree (as it pertains to a minor victim)	
53a-60c	Assault of an elderly, blind, disabled or pregnant person or a person with intellectual disability in the second degree with a firearm (as it pertains to a minor victim)	

53a-60d	Assault in the second degree with a motor vehicle (as it pertains to a minor victim)		Added 5/21/2007
53a-61	Assault in the third degree (as it pertains to a minor victim)		Added 5/21/2007
53a-61a	Assault of an elderly, blind, disabled or pregnant person or a person with intellectual disability in the third degree (as it pertains to a minor victim)		Added 5/22/2013
53a-63	Reckless endangerment in the first degree (as it pertains to a minor victim)		Added 5/22/2013
53a-64aa	Strangulation in the first degree (as it pertains to a minor victim)		Added 10/29/2013
53a-64bb	Strangulation in the second degree (as it pertains to a minor victim)		
53a-64cc	Strangulation in the third degree (as it pertains to a minor victim)		
List of Crimes That Make A Provider Ineligible For CCAP Under Commissioner's Discretion			
2. Statutory Guidance per 17b-749k(b):			
The Commissioner of Social Services has used his discretion in determining the following list of crimes render a person unsuitable to provide child care, and therefore, any person convicted of any of these crimes will be denied payment for child care under any financial assistance program administered by the Commissioner			
TITLE 53			
Statute	Title		
Offenses Against the Person			
53-20	Cruelty to persons		
53-21	Injury or risk of injury to, or impairing morals of, children. Sale of Children		
53-21a	Leaving child unsupervised in place of public accomodation or motor vehicle.		Added 10/29/2013
53-23	Failure to report disappearance of child		
	Abandonment of child under the age of six years		
Offenses Against Public Peace and Safety			
53-202b	Sale or transfer of assault weapon prohibited		
53-202c	Possession of assault weapon prohibited		
53-202j	Commission of a class A, B, or C felony with an assault weapon		
53-202k	Commission of a class A, B, or C felony with a firearm		
53-202aa	Firearms trafficking		
53-203	Unlawful discharge of firearms		
53-204	Hunting or discharging firearm from public highway		
53-205	Loaded shotguns, rifles and muzzleloaders prohibited in vehicles and snowmobiles		
53-206	Carrying of dangerous weapons prohibited		
Offenses Against Humanity and Morality			
53-247	Cruelty to animals		Added 3/5/2008
TITLE 53a			

53a-83a	Patronizing a prostitute from a motor vehicle	Misdemeanor/Conviction Within the Past 5 Years	Added 10/29/2013
53a-86	Promoting prostitution	Misdemeanor/Conviction Within the Past 5 Years	Revised 5/22/2013
53a-87	Promoting prostitution in the second degree	Misdemeanor/Conviction Within the Past 5 Years	Added 10/29/2013
53a-88	Promoting prostitution in the third degree	Misdemeanor/Conviction Within the Past 5 Years	Added 10/29/2013
<u>Kidnapping and Related Offenses</u>			
53a-92	Kidnapping in the first degree		
53a-92a	Kidnapping in the first degree with a firearm		
53a-94	Kidnapping in the second degree		
53a-94a	Kidnapping in the second degree with a firearm		
53a-95	Unlawful restraint in the first degree		
53a-96	Unlawful restraint in the second degree		Added 10/29/2013
53a-97	Custodial interference in the first degree		
53a-98	Custodial interference in the second degree		Added 10/29/2013
53a-99	Substitution of children		
<u>Burglary, Criminal Trespass, Arson, Criminal Mischief and Related Offenses</u>			
53a-100aa	Home invasion		Added 3/5/2008
53a-101	Burglary in the first degree		
53a-102	Burglary in the second degree		Added 3/5/2008
53a-102a	Burglary in the second degree with a firearm		
53a-103	Burglary in the third degree		Added 10/29/2013
53a-103a	Burglary in the third degree with a firearm		
53a-111	Arson in the first degree		
53a-112	Arson in the second degree		Added 10/29/2013
53a-113	Arson in the third degree		
53a-134	Robbery in the first degree		
53a-135	Robbery in the second degree		
53a-136	Robbery in the third degree		
53a-136a	Robbery involving occupied motor vehicle		
<u>Bribery, Offenses Against the Administration of Justice and Other Related Offenses</u>			
53a-167c	Assault of public safety, emergency medical, public transit or health care personnel		
53a-167d	Assault of a prosecutor		Added 10/29/2013
<u>Breach of the Peace, Harassment and Related Offenses</u>			
53a-181c	Stalking in the first degree		
53a-181d	Stalking in the second degree		
53a-181e	Stalking in the third degree		
53a-181j	Intimidation based on bigotry or bias in the first degree		Added 10/29/2013
53a-181k	Intimidation based on bigotry or bias in the second degree		Added 10/29/2013
53a-182b	Harassment in the first degree		
<u>Public Indecency</u>			
53a-186	Public Indecency		

<u>Tampering with Private Communications, Eavesdropping and Voyeurism</u>		
53a-189a	Voyeurism	Added 10/29/2013
53a-189b	Disseminating voyeuristic material	Added 10/29/2013
<u>Bigamy and Incest</u>		
53a-191	Incest	
<u>Coercion</u>		
53a-192	Coercion	
53a-192a	Trafficking in persons	
<u>Obscenity and Related Offenses</u>		
53a-196	Obscenity as to minors	
53a-196a	Employing a minor in an obscene performance	
53a-196b	Promoting a minor in an obscene performance	Added 5/21/2007
53a-196c	Importing child pornography	
53a-196d	Possessing child pornography in the first degree	
53a-196e	Possessing child pornography in the second degree	Added 10/29/2013
53a-196f	Possessing child pornography in the third degree	Added 10/29/2013
53a-196i	Commercial sexual exploitation of a minor	Added 10/29/2013
<u>Miscellaneous Offenses</u>		
53a-216	Criminal use of firearm or electronic defense weapon	
53a-217	Criminal possession of a firearm or electronic defense weapon	
53a-217a	Criminally negligent storage of a firearm	
53a-217b	Possession of a weapon on school grounds	Added 10/29/2013
53a-217c	Criminal possession of a pistol or revolver	Added 10/29/2013
53a-223	Criminal violation of a protective order	Added 3/5/2008
53a-223a	Criminal violation of a standing criminal protective order	Added 3/5/2008
53a-223b	Criminal violation of a restraining order	Added 3/5/2008
<u>Terrorism</u>		
53a-300	Act of terrorism	Added 10/29/2013
53a-301	Computer crime in furtherance of terrorist purposes	Added 10/29/2013
53a-302	Criminal misrepresentation	Added 10/29/2013
53a-303	Contaminating a public water supply or food supply for terrorist purposes	Added 10/29/2013
53a-304	Damage to public transportation property for terrorist purposes	Added 10/29/2013
<u>Abuse of Elderly, Blind or Disabled Persons or Persons With Intellectual Disability</u>		
53a-321	Abuse in the first degree	Added 10/29/2013
53a-322	Abuse in the second degree	Added 10/29/2013
53a-323	Abuse in the third degree	Added 10/29/2013
<u>TITLE 21a</u>		
<u>Dependency-Producing Drugs</u>		
21a-108	Illegally obtaining or supplying of drugs	Conviction Within the Past 5 Years



Care 4 Kids Crimes List

List Of Crimes That Make A Provider Ineligible For Care 4 Kids Program Under Connecticut General Statute 17b-750

1. Statutory Guidance per 17b-750:	
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Statute	Title
TITLE 53a	
Sex Offenses Involving Minors	
53a-70	Sexual assault in the first degree (as it pertains to a minor victim)
53a-70a	Aggravated sexual assault in the first degree (as it pertains to a minor victim)
53a-70b	Sexual assault in spousal or cohabiting relationship (as it pertains to a minor victim)
53a-70c	Aggravated sexual assault of a minor
53a-71	Sexual assault in the second degree (as it pertains to a minor victim)
53a-72a	Sexual assault in the third degree (as it pertains to a minor victim)
53a-72b	Sexual assault in the third degree with a firearm (as it pertains to a minor victim)
53a-73a	Sexual assault in the fourth degree (as it pertains to a minor victim)
53a-90b	Enticing a minor
53a-90b	Misrepresentation of age to entice a minor
Kidnapping and Related Offenses Which May Cause Serious Physical Injury to Minors	
53a-92	Kidnapping in the first degree (as it pertains to a minor victim)
53a-92a	Kidnapping in the first degree with a firearm (as it pertains to a minor victim)
53a-94	Kidnapping in the second degree (as it pertains to a minor victim)
53a-94a	Kidnapping in the second degree with a firearm (as it pertains to a minor victim)
53a-95	Unlawful restraint in the first degree (as it pertains to a minor victim)
53a-96	Unlawful restraint in the second degree (as it pertains to a minor victim)
53a-97	Custodial interference in the first degree
53a-98	Custodial interference in the second degree
53a-99	Substitution of children
Assault and Related Offenses Involving Which May Cause Serious Physical Injury to Minors	
53a-59	Assault in the first degree (as it pertains to a minor victim)
53a-59a	Assault of an elderly, blind, disabled or pregnant person or a person with intellectual disability in the first degree (as it pertains to a minor victim)
53a-59c	Assault of a pregnant woman resulting in termination of pregnancy (as it pertains to a minor victim)
53a-60	Assault in the second degree (as it pertains to a minor victim)
53a-60a	Assault in the second degree with a firearm (as it pertains to a minor victim)
53a-60b	Assault of an elderly, blind, disabled or pregnant person or a person with intellectual disability in the second degree (as it pertains to a minor victim)

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53a-60c	Assault of an elderly, blind, disabled or pregnant person or a person with intellectual disability in the second degree with a firearm (as it pertains to a minor victim)
53a-60d	Assault in the second degree with a motor vehicle (as it pertains to a minor victim)
53a-61	Assault in the third degree (as it pertains to a minor victim)
53a-61a	Assault of an elderly, blind, disabled or pregnant person or a person with intellectual disability in the third degree (as it pertains to a minor victim)
53a-61aa	Threatening in the first degree (as it pertains to a minor victim)
53a-63	Reckless endangerment in the first degree (as it pertains to a minor victim)
53a-64aa	Strangulation in the first degree (as it pertains to a minor victim)
53a-64bb	Strangulation in the second degree (as it pertains to a minor victim)
53a-64cc	Strangulation in the third degree (as it pertains to a minor victim)
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Statute	Title
Offenses Against the Person	
53-20	Cruelty to persons
53-21	Injury or risk of injury to, or impairing morals of, children. Sale of Children
53-21a	Leaving child unsupervised in place of public accommodation or motor vehicle.
53-23	Failure to report disappearance of child
	Abandonment of child under the age of six years
Offenses Against Public Peace and Safety	
53-202b	Sale of transfer of assault weapon prohibited
53-202c	Possession of assault weapon prohibited
53-202j	Commission of a class A, B, or C felony with an assault weapon
53-202k	Commission of a class A, B, or C felony with a firearm
53-202aa	Firearms trafficking
53-203	Unlawful discharge of firearms
53-204	Hunting or discharging firearm from public highway
53-205	Loaded shotguns, rifles and muzzleloaders prohibited in vehicles and snowmobiles
53-206	Carrying of dangerous weapons prohibited

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Offenses Against Humanity and Morality	
53-247	Cruelty to animals
TITLE 53a	
Homicide	
53a-54a	Murder
53a-54b	Murder with special circumstances
53a-54c	Felony Murder
53a-54d	Arson Murder
53a-55	Manslaughter in the first degree
53a-55a	Manslaughter in the first degree with a firearm
53a-56	Manslaughter in the second degree
53a-56a	Manslaughter in the second degree with a firearm
53a-56b	Manslaughter in the second degree with a vehicle
53a-57	Misconduct with a motor vehicle
53a-58	Criminally negligent homicide
Assault and Related Offenses	
53a-59	Assault in the first degree
53a-59a	Assault of an elderly, blind, disabled or pregnant person or a person with intellectual disability in the first degree
53a-59b	Assault of an employee of the Department of Correction in the first degree
53a-59c	Assault of a pregnant woman resulting in termination of pregnancy
53a-60	Assault in the second degree
53a-60a	Assault in the second degree with a firearm
53a-60b	Assault of an elderly, blind, disabled or pregnant person or a person with intellectual disability in the second degree
53a-60c	Assault of an elderly, blind, disabled or pregnant person or a person with intellectual disability in the second degree with a firearm
53a-60d	Assault in the second degree with a motor vehicle
53a-61	Assault in the third degree
53a-61a	Assault of an elderly, blind, disabled or pregnant person or a person with intellectual disability in the third degree
53a-61aa	Threatening in the first degree
53a-63	Reckless endangerment in the first degree
53a-64aa	Strangulation in the first degree
53a-64bb	Strangulation in the second degree
53a-64cc	Strangulation in the third degree
Sex Offenses	
53a-70	Sexual assault in the first degree
53a-70a	Aggravated sexual assault in the first degree
53a-70b	Sexual assault in spousal or cohabiting relationship
53a-70c	Aggravated sexual assault of a minor
53a-71	Sexual assault in the second degree
53a-72a	Sexual assault in the third degree
53a-72b	Sexual assault in the third degree with a firearm

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53a-73a	Sexual assault in the fourth degree	
53a-90b	Enticing a minor	
53a-90b	Misrepresentation of age to entice a minor	
53a-82	Prostitution	Misdemeanor/Conviction Within the Past 5 Years
53a-83	Patronizing a prostitute	Misdemeanor/Conviction Within the Past 5 Years
53a-83a	Patronizing a prostitute from a motor vehicle	Misdemeanor/Conviction Within the Past 5 Years
53a-86	Promoting prostitution	Misdemeanor/Conviction Within the Past 5 Years
53a-87	Promoting prostitution in the second degree	Misdemeanor/Conviction Within the Past 5 Years
53a-88	Promoting prostitution in the third degree	Misdemeanor/Conviction Within the Past 5 Years
<u>Kidnapping and Related Offenses</u>		
53a-92	Kidnapping in the first degree	
53a-92a	Kidnapping in the first degree with a firearm	
53a-94	Kidnapping in the second degree	
53a-94a	Kidnapping in the second degree with a firearm	
53a-95	Unlawful restraint in the first degree	
53a-96	Unlawful restraint in the second degree	
53a-97	Custodial interference in the first degree	
53a-98	Custodial interference in the second degree	
53a-99	Substitution of children	
<u>Burglary, Criminal Trespass, Arson, Criminal Mischief and Related Offenses</u>		
53a-100aa	Home invasion	
53a-101	Burglary in the first degree	
53a-102	Burglary in the second degree	
53a-102a	Burglary in the second degree with a firearm	
53a-103	Burglary in the third degree	
53a-103a	Burglary in the third degree with a firearm	
53a-111	Arson in the first degree	
53a-112	Arson in the second degree	
53a-113	Arson in the third degree	
53a-134	Robbery in the first degree	
53a-135	Robbery in the second degree	
53a-136	Robbery in the third degree	
53a-136a	Robbery involving occupied motor vehicle	
<u>Bribery, Offenses Against the Administration of Justice and Other Related Offenses</u>		
53a-167c	Assault of public safety, emergency medical, public transit or health care personnel	
53a-167d	Assault of a prosecutor	
<u>Breach of the Peace, Harassment and Related Offenses</u>		
53a-181c	Stalking in the first degree	
53a-181d	Stalking in the second degree	
53a-181e	Stalking in the third degree	
53a-181j	Intimidation based on bigotry or bias in the first degree	
53a-181k	Intimidation based on bigotry or bias in the second degree	
53a-182b	Harassment in the first degree	

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<u>Public Indecency</u>	
53a-186	Public Indecency
<u>Tampering with Private Communications, Eavesdropping and Voyeurism</u>	
53a-189a	Voyeurism
53a-189b	Disseminating voyeuristic material
<u>Bigamy and Incest</u>	
53a-191	Incest
<u>Coercion</u>	
53a-192	Coercion
53a-192a	Trafficking in persons
<u>Obscenity and Related Offenses</u>	
53a-196	Obscenity as to minors
53a-196a	Employing a minor in an obscene performance
53a-196b	Promoting a minor in an obscene performance
53a-196c	Importing child pornography
53a-196d	Possessing child pornography in the first degree
53a-196e	Possessing child pornography in the second degree
53a-196f	Possessing child pornography in the third degree
53a-196i	Commercial sexual exploitation of a minor
<u>Miscellaneous Offenses</u>	
53a-216	Criminal use of firearm or electronic defense weapon
53a-217	Criminal possession of a firearm or electronic defense weapon
53a-217a	Criminally negligent storage of a firearm
53a-217b	Possession of a weapon on school grounds
53a-217c	Criminal possession of a pistol or revolver
53a-223	Criminal violation of a protective order
53a-223a	Criminal violation of a standing criminal protective order
53a-223b	Criminal violation of a restraining order
<u>Terrorism</u>	
53a-300	Act of terrorism
53a-301	Computer crime in furtherance of terrorist purposes
53a-302	Criminal misrepresentation
53a-303	Contaminating a public water supply or food supply for terrorist purposes
53a-304	Damage to public transportation property for terrorist purposes
<u>Abuse of Elderly, Blind or Disabled Persons or Persons With Intellectual Disability</u>	
53a-321	Abuse in the first degree
53a-322	Abuse in the second degree
53a-323	Abuse in the third degree

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TITLE 21a			
Dependency-Producing Drugs			
21a-108	Illegally obtaining or supplying of drugs		Conviction Within the Past 5 Years
21a-110	New drugs (no person shall sell, deliver, offer for sale, hold for sale, or give away)		Conviction Within the Past 5 Years
21a-267(c)	Penalty for use, possession or delivery of drug paraphernalia (near school)		Conviction Within the Past 5 Years
21a-277a	Penalty for illegal manufacture, distribution, sale, prescription, dispensing		Conviction Within the Past 5 Years
21a-278	Penalty for illegal manufacture, distribution, sale, prescription or administration by non-drug-dependant person		Conviction Within the Past 5 Years
21a-278a	Penalty for illegal manufacture, distribution, sale, prescription or administration		Conviction Within the Past 5 Years
21a-279	Penalty for illegal possession		Conviction Within the Past 5 Years
21a-245	Manufacture, sale, administering of restricted substances regulated		Conviction Within the Past 5 Years
21a-266	Prohibited acts		Conviction Within the Past 5 Years
21a-277	Penalty for illegal manufacture, distribution, sale, prescription, dispensing		Conviction Within the Past 5 Years
TITLE 29			
Division of State Police			
29-34(b)	Sale or transfer (of pistol or revolver) to person under twenty-one years of age prohibited.		
29-35	Carrying a pistol or revolver without permit prohibited		
29-38	Weapons in vehicles. Penalty		
Fire Hazards and Safety Code			
29-348	Illegal possession (of explosives)		
29-349	Storage, transportation and use of explosives and blasting agents		
TITLE 30			
Prohibited Acts, Penalties and Procedure			
30-86	Sale or delivery (of alcoholic liquor) to minors		Conviction Within the Past 5 Years
30-87	Inducing minors to procure liquor		Conviction Within the Past 5 Years
TITLE 31			
Protection of Employees			
31-23	Employment of minors prohibited in certain occupations		
31-24	Hazardous employment of children forbidden		