

## Houston Airport System Disqualifying Crimes Applicant Certification

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Have you ever been convicted (Defined by TSA Legal Guidance for CHRC “deferred adjudication” or similar outcome is considered a conviction), or found not guilty by reason of insanity, of any of the crimes listed in this document or of any crimes in the same “family” of crimes as those listed in this document, whether in the United States or elsewhere in the world?

Check the appropriate box

No

Yes

(If yes, provide disposition documents upon request)

Not all disqualifying crimes may be specifically named in this list as the names of crimes often vary from jurisdiction to jurisdiction; therefore, other crimes, including but not limited to, fitting in the same family as one or more of the listed crimes shall also be disqualifying.

Disqualifying criminal crimes: An individual has a disqualifying criminal crime if the individual has been convicted, or found not guilty of by reason of insanity, of any of the disqualifying crimes listed in any jurisdiction during the 10 years before the date of the individual’s application for unescorted access authority, or while the individual has unescorted access authority.

A “Deferred Adjudication” is, any finding of guilt, plea of guilty, plea of *nolo contendere*, or finding of not guilty by reason of insanity followed by deferred adjudication, considered a conviction.

A “Felony” is any crime for which a sentence of confinement for a period of one year or longer could have been imposed, no matter what the confining facility is classified as. The level and name of the crime is based upon the crime charged, until dismissal or conviction and at that time it is based upon the crime for which the individual is punished.

Violations of the Uniform Code of Military Justice when considering the definition of a felony, and as otherwise used in interpreting this document, is based upon the sentence that could have been imposed under the UCMJ.

The term “airport” includes any airport any where in the world.

The Disqualifying Crimes are the following:

1. Forgery of certificates, false marking of aircraft, and other aircraft registration violations; 49USC 46306
2. Interference with air navigation; 49USC 46308
3. Improper transportation of a hazardous material; 49USC 46312
4. Aircraft piracy; 49USC 46502
5. Interference with flight crew members or flight attendants; 49 USC 46504.
6. Commission of certain crimes aboard aircraft in flight; 49 USC 46506.
7. Carrying a weapon or explosive aboard aircraft; 49 USC 46505.
8. Conveying false information and threats; 49 USC 46507.
9. Aircraft piracy outside the special aircraft jurisdiction of the United States; 49 USC 46502(b).
10. Lighting violations involving transporting controlled substances; 49 USC 46315.
11. Unlawful entry into an aircraft or airport area that serves air carriers or foreign air carriers contrary to established security requirements; 49 USC 46314.
12. Destruction of an aircraft or aircraft facility; 18 USC 32.
13. Murder.
14. Assault with intent to murder.
15. Espionage.
16. Sedition.
17. Kidnapping or hostage taking.
18. Treason.
19. Rape or aggravated sexual abuse.
20. Unlawful possession, use, sale, distribution, or manufacture of an explosive or weapon. (Felony or Misd)
21. Extortion.
22. Armed or Felony unarmed robbery.

- 23. Distribution of, or intent to distribute a controlled substance.
- 24. Felony arson.
- 25. Felony involving a threat.
- 26. A felony involving—
  - i. Willful destruction of property;
  - ii. Importation or manufacture of a controlled substance;
  - iii. Burglary ;
  - iv. Theft;
  - v. Dishonesty, fraud, or misrepresentation;
- vi. Possession or distribution of stolen property;
- vii. Aggravated assault;
- viii. Bribery; or
- ix. Illegal possession of a controlled substance punishable by a maximum term of imprisonment of more than 1 year.
- 27. Violence at international airports; 18 USC 37.
- 28. Conspiracy or attempt to commit any of the criminal acts listed above.

**IMPORTANT – READ THIS SECTION CAREFULLY BEFORE SIGNING:**

The information I have provided on this application is true, complete, and correct to the best of my knowledge and belief and is provided in good faith. I understand that a knowing and willful false statement on this application can be punished by fine or imprisonment or both (18 USC 1001).

In accordance with 49 CFR Part 1540.103, any fraudulent, falsification of, or providing incomplete, misleading or inaccurate information on this document may cause this application to be rejected and/or my badge revoked and may be grounds for future revocation and/or future denial of any access and/or badging privileges.

I understand that I have a continuing obligation under 49 CFR 1542.209 (I) to disclose to the Airport Security Coordinator within 24 hours if I am convicted of any disqualifying criminal offense that occurs while I'm authorized to have unescorted access authority to include DWI/DUI.

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Date

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Applicant's Printed Name

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Company

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Applicant's Signature