



OWNER GRADING MATRIX-CRITERIA

Summary:

The following grading matrix criteria represents a selection of specific conviction types for federal, felony and misdemeanor convictions. Each of the two following lists will be used to assign numeric values to each "graded" criminal report. The "graded" matrix criteria will be applied against the county/parish, federal and Patriot Act searches for the Industrial Safety Training Council (ISTC) Graded Package 2.0. This includes of ***all qualifying federal, misdemeanors and felony conviction*** types.

If Statement	Record Information	Then
No record is found,		Grade will be sent as a "CLEAR."
The record is a conviction beyond seven years (based upon the disposition date).	Delete all record information	Grade will be sent as a "CLEAR."
The record is a non-conviction (except for adjudication withheld, deferred adjudication or any other disposition where an individual must complete some criteria before a final disposition is determined).	Delete all record information	Grade will be sent as a "CLEAR."
The charge type is Misdemeanor and <u>is NOT one of the following Misdemeanors</u> where the disposition is a conviction, pending, or adjudication withheld, deferred adjudication or any other disposition where an individual must complete some criteria before a final disposition is determined within 7 years based upon the disposition date.	Leave the record information "as is."	Grade will be sent as "Hit-01"
The charge type is <u>one of the following Misdemeanors</u> where the disposition is a conviction, pending, or adjudication withheld, deferred adjudication or any other disposition where an individual must complete some criteria before a final disposition is determined within 7 years based upon the disposition date.	Leave the record information "as is."	Grade will be sent as "Hit-02"
The charge type is Felony and <u>is NOT one of the following Felonies</u> where the disposition is a conviction, pending, or adjudication withheld, deferred adjudication or any other disposition where an individual must complete some criteria before a final disposition is determined within 7 years based upon the disposition date.	Leave the record information "as is."	Grade will be sent as a "Hit-03"
The charge type is Felony and <u>is NOT one of the following Felonies AND the charge type is one of the Misdemeanors listed below</u> where the disposition is a conviction, pending, or adjudication withheld, deferred adjudication or any other disposition where an individual must complete some criteria before a final disposition is determined within 7 years based upon the disposition date.	Leave the record information "as is."	Grade will be sent as a "Hit-04"
The charge type is <u>one of the following Felonies</u> where the disposition is a conviction, pending, or adjudication withheld, deferred adjudication or any other disposition where an individual must complete some criteria before a final disposition is determined within 7 years based upon the disposition date.	Leave the record information "as is."	Grade will be sent as "Hit-05"

The charge type is <u>one of the following Felonies</u> AND the charge type is <u>one of the following Misdemeanors</u> where the disposition is a conviction, pending, or adjudication withheld, deferred adjudication or any other disposition where an individual must complete some criteria before a final disposition is determined within 7 years based upon the disposition date.	Leave the record information "as is."	Grade will be sent as a "Hit-06"
Reporting if the applicant is subject to various economic-sanctioned programs administered by the Office of Foreign Assets Control, such as specially designated nationals, terrorists, narcotics traffickers, and blocked persons and vessels.	Leave the record information "as-is"	Grade will be sent as a "Hit-07"

COUNTY CRIMINAL MISDEMEANOR CONVICTIONS

The following list ***represents a selected list of misdemeanor conviction types*** to be used for the purposes of assigning a numeric “graded” value. The Qualified Vendor will ***review all qualifying misdemeanor conviction types*** and apply the appropriate “graded” value based on the specific conviction type.

Assault
Battery
Bodily Injury
Cruelty to a Juvenile
Deadly Conduct
Disorderly Conduct
Disorderly Person
Escape
Harassment
Resisting Arrest
Resisting Public Officer
Robbery
Terrorist Threats
Throwing a deadly missile
Violation of restraining order
Weapon

COUNTY CRIMINAL FELONY CONVICTIONS

The following list ***represents a selected list of felony conviction types*** to be used for the purposes of assigning a numeric “graded” value. The Qualified Vendor will ***review all qualifying felony conviction types*** and apply the appropriate “graded” value based on the specific conviction type.

A crime involving a severe transportation security incident (i.e. Security incident involving a significant

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loss of life, environmental damage, transportation system disruption, or economic disruption in a particular area)
Aiding others in terrorism
Aircraft piracy outside the special aircraft jurisdiction of the United States, 49 U.S.C. 46502(b)* aircraft piracy, 49 U.S.C. 46502*
Arson
Assault (including aggravated and or sexual)
Bribery
Burglary (breaking and entering)
Carjacking
Carrying a weapon or explosive aboard aircraft, 49 U.S.C. 46505*
Commission of certain crimes aboard aircraft in flight, 49 U.S.C. 46506*
Computer crimes (hacking, fraud, damage to property)
Conveying false information and threats, 49. U.S.C. 46507*
Credit card fraud
Criminal anarchy
Denied or removed under the Immigration And Nationality Act (8 U.S.C. 1182 Et Seq)*
Destruction of an aircraft or aircraft facility, 18 U.S.C. 32*
Drug offenses
Embezzlement
Espionage
Explosive offenses (devices, fake explosive devices, incendiary devices, dangerous articles, importation, manufacture, distribution, storage)
Extortion
False imprisonment – armed or hostage taking
False personating (peace office, public official)
Forgery and counterfeiting
Fraud (including dishonesty and misrepresentation)
Homicide / murder / manslaughter / including solicitation to murder (excluding negligent manslaughter)
Identify theft
Immigration violations
Improper transportation of a hazardous material, 49 U.S.C. 46312*
Interference with air navigation, 49 U.S.C. 46308*
Interference with flight crew members or flight attendants, 49 U.S.C. 46504*
Kidnapping
Lighting violations involving transporting controlled substances, 49 U.S.C. 46315*
Misprision of treason
Monetary instrument abuse
Perjury and false swearing
Purse snatching
Racketeering and RICO violations
Rape
Robbery
Sedition
Sex crimes
Smuggling
Tax evasion
Terrorism
Theft-larceny (including felony shoplifting)
Treason
Unlawful entry into an aircraft or airport area that serves air carriers or foreign air carriers contrary to

established security requirements, 49 U.S.C. 46314*
Weapons (any offense-carrying a concealed weapon, weapon on premises, illegal use, manufacture, store, sell, distribute, discharge, etc.)
Traffic offenses i.e., traffic homicide, hit and run (excluding dwi/dui convictions)
*United States Code is offered as a reference to the nature of the crime. Similar state laws are also considered disqualifying.

Owner hereby agrees that the above grading matrix is the criteria ("Criteria") that has been established and is hereby being provided by the Owner to Safety Council for grading purposes. Safety Council will have qualified vendor use such Criteria to perform Matching or Grading Services on certain background information. Such services by qualified vendor shall be deemed to be purely clerical in nature and shall be done on behalf of the Administrator and Contractor as its special agent for this limited purpose. Qualified vendor makes no representations regarding the validity, legality or appropriateness of the Criteria. Except for qualified vendor's willful misconduct or negligence, Owner, Safety Council and Contractor shall assume full responsibility and liability for the Criteria and shall indemnify and hold qualified vendor harmless from any and all claims, losses, damages and any costs that may be related to or arise from the Criteria.

To be completed by Owner

Agreed to by: _____ Title: _____
(Please print name)

Company Name: _____

Address: _____ City: _____ State: _____ Zip Code: _____

Signature: _____ Date: _____

The following Grades will qualify an individual for site access: Clear 01 02 03 04 05 06 07