CITY OF SAN MARINO

MEMORANDUM

TO: **POTENTIAL APPLICANTS**

SUBJECT: **SUPPLEMENTAL QUESTIONNAIRE FOR EMPLOYMENT**
(Pursuant to California Public Resources Code § 5164)

Attached is a supplemental questionnaire which must be completed in addition to the regular City Employment Application. This questionnaire is designed to bring cities into compliance with Public Resources Code § 5164, which requires public employers to make specific inquiries into the criminal history of all applicants for positions involving supervisory or disciplinary authority over any minor.

A "yes" answer to any of these questions will disqualify an applicant, with two exceptions. First, if an applicant answers "yes" to any of the questions 11 through 18, the city will need to determine whether or not that conviction was classified as a felony or a misdemeanor. If it was a felony conviction, it is disqualifying. If it was a misdemeanor conviction, then that offense alone is not disqualifying unless the applicant has a total of three or more misdemeanor or felony convictions for any of the offenses listed on the questionnaire in the last 10 years. Second, a "yes" answer to question 10.1 or 10.2 is not disqualifying unless the corresponding subquestion is also answered in the affirmative.

Section 5164 also requires criminal background checks on all applicants for positions involving supervisory or disciplinary authority over any minor.

City of San Marino

SUPPLEMENTAL QUESTIONNAIRE

Pursuant to California Public Resources Code § 5164, this form **must** be completed by all applicants for positions involving supervisory or disciplinary authority over any minor. Please complete the entire questionnaire. Failure or refusal to complete this questionnaire will result in disqualification from consideration.

1.	Have you ever been convicted of a sexual assault or assault with intent to commit mayhem?	YES	NO
2.	Have you ever been convicted of unlawful sexual intercourse with a person under age 18?	YES	NO
3.	Have you ever been convicted of rape?	YES	NO
4.	Have you ever been convicted of the rape of a spouse?	YES	NO
5.	Have you ever been convicted of willful harm or injury to a child?	YES	NO
6.	Have you ever been convicted of child endangerment?		
7.	Have you ever been convicted of corporal punishment or injury to a child?	YES	NO
8.	Have you ever been convicted of willful infliction of corporal injury to a spouse, former spouse, cohabitant, or mother or father or your child?	YES	NO
9.	Have you ever been convicted of any sexual crime or offense?	YES	NO
10.	**Have you ever been convicted of any of the following crimes or of an attempt to commit any kind of the following crimes?**	YES	NO
10.1	Kidnapping?	YES	NO
10.1.1	If yes, were you convicted of kidnapping or attempted kidnapping with the intent to commit rape, sodomy, lewd or lascivious acts, oral copulation, or forcible acts of sexual penetration?	YES	NO
10.2	Kidnapping for ransom?	YES	NO
10.2.1	If yes, were you convicted of kidnapping for ransom or attempted kidnapping for ransom with the intent to commit rape, sodomy, lewd or lascivious acts, oral copulation, or forcible acts of sexual penetration?	YES	NO
10.3	Sexual battery?	YES	NO
10.4	Aiding, abetting or soliciting the rape, rape of a spouse, or forcible acts of sexual penetration?	YES	NO
10.5	Enticement of an unmarried minor female for purposes of prostitution?	YES	NO
10.6	Aiding and abetting the enticement of an unmarried minor female for purposes of prostitution?	YES	NO
10.7	Inducing sexual intercourse with another when the other's consent is procured by false pretenses with the intent to create fear?	YES	NO
10.8	Pimping of a minor?	YES	NO
10.9	Pandering of a minor?	YES	NO
10.10	Procurement of a child under 16 years of age for lewd or lascivious acts?	YES	NO
10.11	Abduction (taking away) of a person under age 18 for purposes of prostitution?	YES	NO
10.12	Aggravated sexual assault of a child?	YES	NO
10.13	Incest?	YES	NO
10.14	Sodomy?	YES	NO
10.15	Lewd or lascivious acts or the solicitation of the same?	YES	NO
10.16	Oral copulation?	YES	NO
10.17	Continuous sexual abuse of a child?	YES	NO
10.18	Forcible acts of sexual penetration or the solicitation of the same?	YES	NO
10.19	Selling, distributing, printing, or exhibiting of child pornography?	YES	NO
10.20	Sexual exploitation of a child?	YES	NO
10.21	Employment or use of a minor to perform prohibited acts?	YES	NO
10.22	Advertising child pornography?	YES	NO
10.23	Possession of child pornography?	YES	NO
10.24	Annoying or molesting a child under age 18?	YES	NO
10.25	Solicitation of rape by force or violence, sodomy by force or violence, or oral copulation by force or violence?	YES	NO
10.26	Indecent exposure?	YES	NO
10.27	Procuring, counseling, or assisting any person to commit indecent exposure?	YES	NO
10.28	Contributing to the delinquency of a minor?	YES	NO
10.29	Sending harmful material to a minor with the intent to seduce said minor?	YES	NO
11.	Have you ever been convicted of armed robbery?	YES	NO
12.	Have you ever been convicted of armed carjacking?	YES	NO
13.	Have you ever been convicted of assault or attempted murder of a public official?	YES	NO
14.	Have you ever been convicted of false imprisonment?	YES	NO
15.	Have you ever been convicted of assault?	YES	NO
16.	Have you ever been convicted of battery?	YES	NO
17.	Have you ever been convicted of murder?	YES	NO
18.	Have you ever been convicted of mayhem?	YES	NO
19.	Have you ever been convicted of a crime that requires you to register as a sex offender in the State of California?	YES	NO

CERTIFICATION OF APPLICANT

I hereby certify that all responses contained herein are true and correct, and I understand and agree that any misstatement or omission of material fact may cause forfeiture on my part of all rights to employment by the City of San Marino.

Signature	Print Name	Date