

## Suspension from duties

RC 3319.40 requires the district to suspend an employee who is arrested, summoned or indicted for specific offenses from all duties that require the care, custody or control of a child during the pendency of the criminal action against the person (RC 3319.40).

For employees who are licensed, the offenses are those that result in automatic revocation of a license if convicted, listed in RC 3319.31(C). For employees not licensed by the Ohio Department of Education (ODE), the offenses are the offenses that are disqualifying offenses for all school employees, listed in RC 3319.39 (B)(1).

RC Section	Offense	Licensed employee (RC 3319.31(C)) <sup>1</sup> (Automatic revocation)	Non-licensed employee (RC 3319.39 (B)(1)) <sup>2</sup> (Bars to employment)
2903.01	Aggravated murder	Must suspend	Must suspend
2903.02	Murder	Must suspend	Must suspend
2903.03	Voluntary manslaughter	Must suspend	Must suspend
2903.04	Involuntary manslaughter	Must suspend	Must suspend
2903.041	Reckless homicide	Must suspend	
2903.11	Felonious assault	Must suspend	Must suspend
2903.12	Aggravated assault	Must suspend	Must suspend
2903.13	Assault		Must suspend
2903.15	Permitting child abuse	Must suspend	
2903.16	Failing to provide for a functionally impaired person		Must suspend
2903.21	Aggravated menacing		Must suspend
2903.34	Patient abuse; neglect		Must suspend
2905.01	Kidnapping	Must suspend	Must suspend
2905.02	Abduction	Must suspend	Must suspend
2905.04 (pre-1996)	Child stealing	Must suspend	Must suspend
2905.05	Criminal child enticement	Must suspend	Must suspend
2905.11	Extortion	Must suspend	
2907.02	Rape	Must suspend	Must suspend
2907.03	Sexual battery	Must suspend	Must suspend
2907.04	Unlawful sexual contact with a minor	Must suspend	Must suspend
2907.05	Gross sexual imposition	Must suspend	Must suspend

<sup>1</sup> Includes any violation of a municipal ordinance substantively comparable to those listed.

<sup>2</sup> Includes a violation of any existing or former law of Ohio or another state or the United States substantively equivalent to any of the offenses listed

2907.06	Sexual imposition	Must suspend	Must suspend
2907.07	Importuning	Must suspend	Must suspend
2907.08	Voyeurism		Must suspend
2907.09	Public indecency		Must suspend
2907.12 (former)	Felonious sexual penetration	Must suspend	Must suspend
2907.21	Compelling prostitution	Must suspend	Must suspend
2907.22	Promoting prostitution	Must suspend	Must suspend
2907.23	Procuring	Must suspend	Must suspend
2907.24	Soliciting	Must suspend	
2907.241	Loitering to engage in prostitution; soliciting after positive HIV test	Must suspend	
2907.25	Prostitution	Must suspend	Must suspend
2907.31	Disseminating matter harmful to juveniles	Must suspend	Must suspend
2907.311	Displaying matter harmful to juveniles	Must suspend	
2907.32	Pandering obscenity	Must suspend	Must suspend
2907.321	Pandering obscenity involving a minor	Must suspend	Must suspend
2907.322	Pandering sexually oriented matter involving a minor	Must suspend	Must suspend
2907.323	Illegal use of a minor in nudity-oriented material or performance	Must suspend	Must suspend
2907.33	Deception to obtain matter harmful to juveniles	Must suspend	
2907.34	Compelling acceptance of objectionable materials	Must suspend	
2909.02	Aggravated arson	Must suspend	
2909.22	Soliciting or providing support for an act of terrorism	Must suspend	
2909.23	Making a terroristic threat	Must suspend	
2909.24	Terrorism	Must suspend	
2911.01	Aggravated robbery	Must suspend	Must suspend
2911.02	Robbery	Must suspend	Must suspend
2911.11	Aggravated burglary	Must suspend	Must suspend
2911.12	Burglary	Must suspend	Must suspend
2913.44	Personating an officer	Must suspend	
2917.01	Inciting to violence	Must suspend	
2917.02	Aggravated rioting	Must suspend	
2917.03	Rioting	Must suspend	
2917.31	Inducing panic	Must suspend	
2917.33	Unlawful possession or use of a hoax weapon of mass destruction	Must suspend	
2919.12	Performing an unlawful abortion	Must suspend	Must suspend

2919.121	Performing or inducing an unlawful abortion on a minor	Must suspend	
2919.13	Abortion manslaughter	Must suspend	
2919.22	Endangering children		Must suspend
2919.23	Interference with custody that would have violated RC 2905.04 as it existed prior to 1996	Must suspend	Must suspend
2919.24	Contributing to unruliness or delinquency of child		Must suspend
2919.25	Domestic violence		Must suspend
2921.02	Bribery	Must suspend	
2921.03	Intimidation	Must suspend	
2921.04	Intimidation of attorney, victim or witness in a criminal case	Must suspend	
2921.05	Retaliation	Must suspend	
2921.11	Perjury	Must suspend	
2921.34	Escape from confinement	Must suspend	
2921.41	Theft in office	Must suspend	
2923.12	Carrying concealed weapons		Must suspend
2923.122	Illegal conveyance or possession of deadly weapon or dangerous ordnance	Must suspend	
2923.123	Illegal conveyance of deadly weapon or dangerous ordnance into courthouse	Must suspend	
2923.13	Having weapons while under disability		Must suspend
2923.161	Improperly discharging firearm	Must suspend	Must suspend
2923.17	Unlawful possession of dangerous ordnance; illegally manufacturing or processing explosives	Must suspend	
2923.21	Improperly furnishing firearms to a minor	Must suspend	
2925.02	Corrupting another with drugs	Must suspend	Must suspend
2925.03	Trafficking in drugs	Must suspend	Must suspend
2925.04	Illegal manufacture of drugs or cultivation of marijuana	Must suspend	Must suspend
2925.041	Illegal assembly or possession of chemicals for the manufacture of drugs	Must suspend	
2925.05	Funding of drug or marijuana trafficking	Must suspend	Must suspend
2925.06	Illegal administration or distribution of anabolic steroids	Must suspend	Must suspend
2925.11	Drug possession when not a minor drug possession offense		Must suspend
2925.13	Permitting drug abuse	Must suspend	

2925.22	Deception to obtain a dangerous drug	Must suspend	
2925.23	Illegal processing of drug documents	Must suspend	
2925.24	Tampering with drugs	Must suspend	
2925.32	Trafficking in harmful intoxicants	Must suspend	
2925.36	Illegal dispensing of drugs samples	Must suspend	
2925.37	Offenses involving counterfeit controlled substances	Must suspend	
2927.24	Contaminating substance	Must suspend	
3716.11	Placing harmful objects in food	Must suspend	Must suspend