

**AFFIDAVIT OF GOOD MORAL CHARACTER  
FOR PURPOSES RELEVANT TO SECTIONS 400.512, FLORIDA STATUTES**

(To be signed by alternate administrators and home health agency staff that do not have level 1 screening results yet. The original must be kept in the provider's personnel files.)

Authority: As stated in 400.512, Florida Statutes (F.S.), "The agency shall require employment or contractor screening as provided in chapter 435, using the level 1 standards for screening set forth in that chapter, for home health agency personnel;..." State rule 59A-8.0185, Florida Administrative Code, requires that any newly hired employee, working in a probationary status pending the results of the background screening, complete this form.

Effective October 1, 2009, additional criminal offenses have been added to those prohibited as listed in subsection 408.809(5), F.S.

STATE OF: \_\_\_\_\_

COUNTY OF: \_\_\_\_\_

Before me this day personally appeared \_\_\_\_\_  
who, being duly sworn, deposes and says:

As an applicant for employment with \_\_\_\_\_,

I hereby attest to meeting the requirements for employment that I am of good moral character in that I have not been found guilty of, regardless of adjudication, or entered a plea of nolo contendere or guilty to, any offense prohibited under any of the following provisions of the Florida Statutes or under any similar statute or ordinance of another jurisdiction:

Criminal offenses found in section 435.03, F.S.

- (a) Section 393.135, F.S., relating to sexual misconduct with certain developmentally disabled clients and reporting of such sexual misconduct.
- (b) Section 394.4593, F.S., relating to sexual misconduct with certain mental health patients and reporting of such sexual misconduct.
- (c) Section 415.111, F.S., relating to abuse, neglect, or exploitation of a vulnerable adult.
- (d) Section 782.04, F.S., relating to murder.
- (e) Section 782.07, F.S., relating to manslaughter, aggravated manslaughter of an elderly person or disabled adult, or aggravated manslaughter of a child.
- (f) Section 782.071, F.S., relating to vehicular homicide.
- (g) Section 782.09, F.S., relating to killing of an unborn child by injury to the mother.
- (h) Section 784.011, F.S., relating to assault, if the victim of the offense was a minor.
- (i) Section 784.021, F.S., relating to aggravated assault.
- (j) Section 784.03, F.S., relating to battery, if the victim of the offense was a minor.
- (k) Section 784.045, F.S., relating to aggravated battery.
- (l) Section 787.01, F.S., relating to kidnapping.
- (m) Section 787.02, F.S., relating to false imprisonment.

- (n) Section 794.011, F.S., relating to sexual battery.
  - (o) Former s. 794.041, F.S., relating to prohibited acts of persons in familial or custodial authority.
  - (p) Chapter 796, F.S., relating to prostitution.
  - (q) Section 798.02, F.S., relating to lewd and lascivious behavior.
  - (r) Chapter 800, relating to lewdness and indecent exposure.
  - (s) Section 806.01, F.S., relating to arson.
  - (t) Chapter 812, F.S., relating to theft, robbery, and related crimes, if the offense was a felony.
  - (u) Section 817.563, F.S., relating to fraudulent sale of controlled substances, only if the offense was a felony.
  - (v) Section 825.102, F.S., relating to abuse, aggravated abuse, or neglect of an elderly person or disabled adult.
  - (w) Section 825.1025, F.S., relating to lewd or lascivious offenses committed upon or in the presence of an elderly person or disabled adult.
  - (x) Section 825.103, F.S., relating to exploitation of an elderly person or disabled adult, if the offense was a felony.
  - (y) Section 826.04, F.S., relating to incest.
  - (z) Section 827.03, F.S., relating to child abuse, aggravated child abuse, or neglect of a child.
  - (aa) Section 827.04, F.S., relating to contributing to the delinquency or dependency of a child.
  - (bb) Former s. 827.05, F.S., relating to negligent treatment of children.
  - (cc) Section 827.071, F.S., relating to sexual performance by a child.
  - (dd) Chapter 847, F.S., relating to obscene literature.
  - (ee) Chapter 893, F.S., relating to drug abuse prevention and control, only if the offense was a felony or if any other person involved in the offense was a minor.
  - (ff) Section 916.0175, F.S., relating to sexual misconduct with certain forensic clients and reporting of such sexual misconduct.
- 435.03 (3), F.S., Standards must also ensure that the person:
- (a) For employees or employers licensed or registered pursuant to chapter 400 or chapter 429, and for employees and employers of developmental disabilities institutions as defined in s. 393.063, intermediate care facilities for the developmentally disabled as defined in s. 400.960, and mental health treatment facilities as defined in s. 394.455, meets the requirements of this chapter.
  - (b) Has not committed an act that constitutes domestic violence as defined in s. 741.28, F.S.

Criminal offenses found in section 408.809(5), F.S

- (a) Any authorizing statutes, if the offense was a felony.
- (b) This chapter, if the offense was a felony.
- (c) Section 409.920, relating to Medicaid provider fraud, if the offense was a felony.
- (d) Section 409.9201, relating to Medicaid fraud, if the offense was a felony.
- (e) Section 741.28, relating to domestic violence.
- (f) Chapter 784, relating to assault, battery, and culpable negligence, if the offense was a felony.
- (g) Section 810.02, relating to burglary.
- (h) Section 817.034, relating to fraudulent acts through mail, wire, radio, electromagnetic, photoelectronic, or photooptical systems.
- (i) Section 817.234, relating to false and fraudulent insurance claims.
- (j) Section 817.505, relating to patient brokering.

- (k) Section 817.568, relating to criminal use of personal identification information.
- (l) Section 817.60, relating to obtaining a credit card through fraudulent means.
- (m) Section 817.61, relating to fraudulent use of credit cards, if the offense was a felony.
- (n) Section 831.01, relating to forgery.
- (o) Section 831.02, relating to uttering forged instruments.
- (p) Section 831.07, relating to forging bank bills, checks, drafts, or promissory notes.
- (q) Section 831.09, relating to uttering forged bank bills, checks, drafts, or promissory notes.
- (r) Section 831.30, relating to fraud in obtaining medicinal drugs.
- (s) Section 831.31, relating to the sale, manufacture, delivery, or possession with the intent to sell, manufacture, or deliver any counterfeit controlled substance, if the offense was a felony.

**SIGN EITHER (1) OR (2) BELOW:**

(1) Under the penalties of perjury, I declare that I have read the foregoing, and the facts alleged are true to the best of my knowledge and belief.

\_\_\_\_\_  
AFFIANT

(2) To the best of my knowledge and belief, my record may contain one of the foregoing disqualifying acts of offenses.

\_\_\_\_\_  
AFFIANT

This person is personally known to me or produced the following identification \_\_\_\_\_.

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_.  
Month/Year

Notary State Seal:

\_\_\_\_\_  
Notary Public (Type or Print Name)

\_\_\_\_\_  
Notary Public (Signature)

\_\_\_\_\_  
My Commission Expires