



DIVISION OF ENFORCEMENT

CONSERVATION OFFICER

APPLICANT DISQUALIFICATION CRITERIA

Criteria for Possible Rejection as a State Conservation Officer Applicant

All applicants must meet the minimum selection standards of the Minnesota POST Board to be eligible to be licensed as a peace officer in the State of Minnesota. In addition, the following POST Board criteria disqualifies individuals from consideration as a Minnesota conservation officer. The Minnesota DNR Enforcement Division criteria may provide the basis for rejection for further consideration for employment as a Minnesota conservation officer. For the purposes of this document, “conviction” includes a finding of guilt, whether the adjudication of guilt is stayed or executed, an admission of guilt, an Alford plea or no contest plea. It includes admissions to acts that would be crimes if they had been discovered or prosecuted and juvenile convictions in instances tried as an adult. Determination of any dates of offense shall be based upon the closing date of the application period for the job posting announcement for this position.

Minnesota POST Board criminal history disqualifications: Charged with and found guilty of any of the following (regardless of expungements, deferrals, or dismissals):

- A felony
 - In Minnesota or an offense in another jurisdiction that would be a felony if committed in Minnesota.
 - In another jurisdiction that is not considered to be a felony under Minnesota law, unless the felony has been expunged, set aside, pardoned, or the person’s civil rights have been restored and expressly provides for the possession of a firearm.
- Gross misdemeanor assault in the fifth degree under MN Statute (MS) 609.224.
- Bias crimes including assaults motivated by bias under MS 609.2231.4, and criminal damage to property under MS 609.595.2.b.
- Domestic assault under MS 609.2242.
- Violation of a domestic abuse no contact order under MS 629.75.2.

- Violation of an order for protection under MS 518B.01.14.
- Harassment or stalking under MS 609.749.
- Violation of a harassment restraining order (HRO) under MS 609.748.6.
- Sexual extortion under MS 609.3458.
- Criminal sexual conduct under MS 609.341 to 609.3451.
- Indecent exposure under MS 617.23.
- Any mistreatment of a vulnerable adult (several statutes).
- Patrons of prostitution under MS 609.324.2.
- Making false claims for profit to a public body or officer under MS 609.465.
- Attempting medical assistance fraud under MS 609.466.
- Theft (MS 609.52), except that misdemeanor theft of movable property valued at \$500 or less is not an automatic disqualification.
- Interference with an emergency call under MS 609.78.
- Nonconsensual dissemination of private sexual images.
- Interference with privacy.
- Malicious punishment of a child under MS 609.377.
- Mistreating animals under MS 343.21.
- Misconduct of a public officer or public employee under MS 609.43.
- Narcotics or controlled substance law, excluding any non-felony marijuana offenses.
- Required to register as a predatory offender under MS 243.166 or 243.167 (or in any other state).

Other Minnesota POST Board disqualifications from licensure include:

- Listed on the National Decertification Index or have had a law enforcement license, certification, or authorization in any jurisdiction revoked or rescinded.
- Discriminatory conduct as defined under MN Rule (MR) 6700.0100.26.
- Conduct with a Hate or extremist group or a criminal gang as defined under MR 6700.0100.29.

Additional Minnesota DNR Enforcement Division potentially disqualifying criteria:

- Having engaged in sexual harassment, as defined by Minnesota Statutes, section 363A.03.43.

- Conviction of assaulting, fleeing or eluding a peace officer.
- Conviction of obstructing the legal process, arrest or firefighting in violation of Minnesota Statutes, section 609.50.
- Two or more alcohol-related driving violations or any implied consent violations within the past 60 months.
- Conviction of operating a motor vehicle, boat or snowmobile while intoxicated, or hunting while intoxicated, within the past 60 months.
- Conviction of driving after suspension, revocation, cancellation or withdrawal, reckless driving, or other serious driving violations within the past 60 months.
- Conviction of two or more misdemeanor violations, or a crime in any other state or federal jurisdiction that would constitute a misdemeanor if committed in Minnesota, involving natural resources or moving traffic convictions within the past 24 months.
- Conviction of a no-proof-of-insurance-in-a-motor-vehicle violation of Minnesota Statutes, section 169.792 within the past 12 months or two convictions within 60 months.
- Driver's license suspended twice in the past 60 months for "no-fault" violations.
- Adjudication by a court of competent jurisdiction, within or outside the state, as incapacitated, mentally incompetent, chemically dependent, mentally ill and dangerous to the public, or as having a psychopathic personality.
- Documented instances of past employee misconduct or unfitness.
- Any undesirable discharge from the military or an honorable discharge that indicates the applicant is not eligible for re-enlistment.
- Termination of a previous Minnesota State Conservation Officer background investigation for cause within the past 60 months.
- Deliberate misrepresentation, falsification, omission or failure to disclose information to the department.