



## Model National Service Criminal History Check Self-Certification Statement for Senior Corps Programs

On April 21, 2009, the Edward M. Kennedy Serve America Act was signed into law. The Act expanded the requirements of the National Service Criminal History Check and specified that an individual convicted of murder is ineligible to serve in a covered position. Covered positions include Foster Grandparents, Senior Companions, and all Senior Corps program grant-funded staff.

A final rule implementing the requirements of the National Service Criminal History Check will go into effect on January 1, 2013. This rule clarifies that a person with a murder conviction currently serving in or employed in a covered position, regardless of when the individual first started serving, cannot continue serving or working in any covered position. Individuals convicted of murder must immediately be removed from service or grant-funded employment in a covered position.

Individuals currently serving or working in covered positions who began work or started service prior to October 1, 2009 may self-certify that they have not been convicted of murder, as defined by 18 U.S.C. § 1111. Model language for a self-certification statement is provided below.

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Program Name: \_\_\_\_\_

The definition of murder is as follows:

*“Murder is the unlawful killing of a human being with malice aforethought. Every murder perpetrated by poison, lying in wait, or any other kind of willful, deliberate, malicious, and premeditated killing; or committed in the perpetration of, or attempt to perpetrate, any arson, escape, murder, kidnapping, treason, espionage, sabotage, aggravated sexual abuse or sexual abuse, child abuse, burglary, or robbery; or perpetrated as part of a pattern or practice of assault or torture against a child or children; or perpetrated from a premeditated design unlawfully and maliciously to effect the death of any human being other than him who is killed, is murder in the first degree. Any other murder is murder in the second degree.” (18 U.S.C. § 1111)*

I, \_\_\_\_\_,  
(print name)

certify under penalty of perjury that I have not been convicted of murder.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_