



# Disqualifying Records

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## Kansas Department of Agriculture

### Plant Protection and Weed Control Program

#### Grain Warehouse

Pursuant to K.S.A. 74-120 and Executive Order 18-13, the Kansas Department of Agriculture, Plant Protection and Weed Control Program provides the following information pertaining to specific civil and criminal records that could disqualify an applicant from receiving a license, certification, registration or permit issued by the Department.

K.S.A. 34-228, pertaining to warehouseman’s licenses, provides that “no license shall be issued to a person or entity not previously licensed in this state and making application for an original license who, in this state or any other jurisdiction, within the 10 years immediately prior to the date of the application of the person or entity for a license, has been convicted of ...” any offense listed below.

If you have questions regarding licensure, you should review the Kansas Grain Warehouse Law, or contact the Plant Protection and Weed Control Program.

Additionally, you may contact the Kansas Department of Agriculture and petition for an informal written advisory opinion concerning whether your civil or criminal records will disqualify you from receiving a license, certification, registration or permit. See the Petition for Informal Advisory Opinion page for instructions on how to petition the Kansas Department of Agriculture for an informal written advisory opinion.

Statutory Reference	Violation
Any conviction of Embezzlement	
Any felony conviction in any statute contained in Article 37 of Chapter 21 of the Kansas Statutes Annotated (K.S.A.), prior to their repeal	
K.S.A. 21-5801	Theft (felony conviction only)
K.S.A. 21-5802	Theft of property lost, mislaid or delivered by mistake (felony conviction only)
K.S.A. 21-5803	Criminal deprivation of property (felony conviction only)
K.S.A. 21-5805	Unlawful acts involving theft detection shielding devices
K.S.A. 21-5806	Unlawful use of recordings (felony conviction only)
K.S.A. 21-5807	Burglary and aggravated burglary
K.S.A. 21-5809	Trespassing on railroad property

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	(felony conviction only)
K.S.A. 21-5812	Arson and aggravated arson
K.S.A. 21-5813	Criminal damage to property (felony conviction only)
K.S.A. 21-5814	Criminal use of an explosive
K.S.A. 21-5817	Aggravated tampering with a traffic signal (felony conviction only)
K.S.A. 21-5818	Tampering with a pipeline
K.S.A. 21-5819	Throwing or otherwise casting objects onto streets, highway or railroad right-of-way or railroad property (felony conviction only)
K.S.A. 21-5821	Giving worthless checks (felony conviction only)
K.S.A. 21-5823	Forgery
K.S.A. 21-5824	Making false information
K.S.A. 21-5825	Counterfeiting (felony conviction only)
K.S.A. 21-5826	Destroying a written instrument
K.S.A. 21-5827	Altering a legislative document
K.S.A. 21-5828	Criminal use of a financial card (felony conviction only)
K.S.A. 21-5830	Impairing a security interest (felony conviction only)
K.S.A. 21-5831	Warehouse receipt fraud
K.S.A. 21-5835	Unlawful acts concerning odometers
K.S.A. 21-5837	Adding dockage or foreign material to grain
K.S.A. 21-5838	Conducting a pyramid promotional scheme
K.S.A. 21-5839	Unlawful acts concerning computers
K.S.A. 21-5840	Counterfeiting currency
K.S.A. 21-6412(a)(6)	Cruelty to animals
K.S.A. 21-5832	Unauthorized delivery of stored goods
K.S.A. 34-293	Issuance of receipt for warehouseman's grain; statement of ownership; penalty for violation
K.S.A. 34-295	Negotiation of receipt for grain not owned or encumbered grain with intent to defraud; penalty
7 U.S.C. § 241 <i>et seq.</i>	Any violation of the United States Warehouse Act
Felony convictions of any law of another jurisdiction that is in substantial conformity with the offenses identified above	