

## **Navigation Commission for the Delaware River and its Navigable Tributaries**

### **Schedule of Criminal Convictions Under Act 53 of 2020**

Conviction of the following crimes may constitute grounds for the Commission to refuse to issue, suspend or revoke a license as a pilot. This list is not intended to be all-inclusive, and the Commission will evaluate criminal history record information as required under section 3113 of the act of July 1, 2020 (P.L. 545, No. 53) (63 Pa.C.S. § 3113).

#### **Crimes of Violence under 63 Pa.C.S. § 3113(e) (all also directly related to the profession):**

- 18 Pa.C.S. § 2502 (relating to murder).
- 18 Pa.C.S. § 2503 (relating to voluntary manslaughter).
- 18 Pa.C.S. § 2506(a) (relating to drug delivery resulting in death).
- 18 Pa.C.S. § 2507(c) or (d) (relating to criminal homicide of law enforcement officer).
- 18 Pa.C.S. § 2604(c) (relating to murder of unborn child).
- 18 Pa.C.S. § 2606 (relating to aggravated assault of unborn child).
- 18 Pa.C.S. § 2702(a)(1) and (2) (relating to aggravated assault).
- 18 Pa.C.S. § 2702.1 (relating to assault of law enforcement officer).
- 18 Pa.C.S. § 2716(b) (relating to weapons of mass destruction).
- 18 Pa.C.S. § 2717 (relating to terrorism)
- 18 Pa.C.S. § 2901 (relating to kidnapping).
- 18 Pa.C.S. § 3011 (relating to trafficking in individuals).
- 18 Pa.C.S. § 3121 (relating to rape).
- 18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse).
- 18 Pa.C.S. § 3124.1 (relating to sexual assault).
- 18 Pa.C.S. § 3124.2 (relating to institutional sexual assault).
- 18 Pa.C.S. § 3124.3. (relating to sexual assault by a sports official, volunteer or employee of nonprofit association).
- 18 Pa.C.S. § 3125 (relating to aggravated indecent assault)
- 18 Pa.C.S. § 3301(a) or (a.1) (relating to arson and related offenses)
- 18 Pa.C.S. § 3311(b)(3) (relating to ecoterrorism).
- 18 Pa.C.S. § 3502(a)(1) (relating to burglary).
- 18 Pa.C.S. § 3701(a)(1)(i), (ii) or (iii) (relating to robbery).
- 18 Pa.C.S. § 3702 (relating to robbery of motor vehicle).

18 Pa.C.S. § 4302 (relating to incest)

\*\*\* Includes criminal attempt, criminal conspiracy or criminal solicitation to commit any of the offenses listed above, or an equivalent crime under the laws of this Commonwealth in effect at the time of the commission of that offense or an equivalent crime in another jurisdiction.

**Other crimes that are Directly Related to the Piloting profession:**

**Title 18 Crimes and Offenses:**

18 Pa.C.S. § 2701 (relating to simple assault).

18 Pa.C.S. § 3302 (relating to causing or risking catastrophe).

18 Pa.C.S. § 3313 (relating to illegal dumping of methamphetamine waste).

18 Pa.C.S. § 3921 (relating to theft by unlawful taking or disposition) (graded as a felony).

18 Pa.C.S. § 3922 (relating to theft by deception) (graded as a felony).

18 Pa.C.S. § 3923 (relating to theft by extortion) (graded as a felony).

18 Pa.C.S. § 3924 (relating to theft of property lost, mislaid or delivered by mistake) (graded as a felony).

18 Pa.C.S. § 3925 (relating to receiving stolen property) (graded as a felony).

18 Pa.C.S. § 3926 (relating to theft of services) (graded as a felony).

18 Pa.C.S. § 3928 (relating to unauthorized use of automobiles and other vehicles).

18 Pa.C.S. § 3935.1 (relating to theft of secondary metal).

18 Pa.C.S. § 4117 (relating to insurance fraud).

18 Pa.C.S. § 4120 (relating to identity theft) (graded as a felony).

18 Pa.C.S. § 7508.2 (relating to operation of a methamphetamine laboratory).

**Title 35 Controlled Substance, Drug, Device and Cosmetic Act violations:**

35 P.S. § 780-113 (a) (1) (relating to prohibited acts), specifically pertaining to the manufacture, sale or delivery, holding, offering for sale, or possession of any controlled substance, other drug, device or cosmetic that is adulterated or misbranded.

35 P.S. § 780-113 (a) (12) (relating to prohibited acts), specifically pertaining to the acquisition or obtaining of possession of a controlled substance by misrepresentation, fraud, forgery, deception or subterfuge.

35 P.S. § 780-113 (a) (16) (relating to prohibited acts), specifically pertaining to knowingly or intentionally possessing a controlled or counterfeit substance by a person not registered under this act, or a practitioner not registered or licensed by the appropriate State board, unless the

substance was obtained directly from, or pursuant to, a valid prescription order or order of a practitioner, or except as otherwise authorized by this act.

35 P.S. § 780-113 (a) (30) (relating to prohibited acts), specifically pertaining to the manufacture, delivery, or possession with intent to manufacture or deliver, a controlled substance by a person not registered under this act, or a practitioner not registered or licensed by the appropriate State board, or knowingly creating, delivering or possessing with intent to deliver, a counterfeit controlled substance.

35 P.S. § 780-113 (a) (37) (relating to prohibited acts), specifically pertaining to the possession by any person, other than a registrant, of more than thirty doses labeled as a dispensed prescription or more than three trade packages of any anabolic steroids listed in section 4(3)(vii).

**Title 75 Vehicles:**

75 Pa.C.S. § 3732 (relating to homicide by vehicle).

75 Pa.C.S. § 3732.1 (relating to aggravated assault by vehicle).

75 Pa.C.S. § 3735 (relating to homicide by vehicle while driving under influence).

75 Pa.C.S. § 3735.1 (relating to aggravated assault by vehicle while driving under influence).

75 Pa.C.S. § 3736 (relating to reckless driving).

75 Pa.C.S. § 3742 (relating to accidents involving death or personal injury).

75 Pa.C.S. § 3742.1 (relating to accidents involving death or personal injury while not properly licensed).

75 Pa.C.S. § 3802 (relating to driving under influence of alcohol or controlled substance).

75 Pa.C.S. § 3808 (relating to illegally operating a motor vehicle not equipped with ignition interlock).

75 Pa.C.S. § 3809 (relating to restrictions on alcoholic beverages).

\*\*\* Includes criminal attempt, criminal conspiracy or criminal solicitation to commit any of the offenses listed above, or an equivalent crime under the laws of this Commonwealth in effect at the time of the commission of that offense or an equivalent crime in another jurisdiction.