

Offenses

Code

Title

ENCLOSURE 4

SERIOUS MISCONDUCT AND MAJOR MISCONDUCT OFFENSES

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| 302 | Concealment of or failure to report a felony. |
| 308 | Domestic battery and/or violence not considered covered by section 922 of Title 18, U.S.C. (Reference (I)), referred to in this issuance as the "Lautenberg Amendment." |
| 315 | Mailing of obscene or indecent matter (including e-mail). |
| 316 | Possession of marijuana or drug paraphernalia. |
| 317 | Prostitution or solicitation for prostitution. |
| 320 | Resisting arrest or eluding police. |
| 321 | Selling or leasing weapons. |
| 325 | Unlawful carrying of firearms or carrying concealed firearm. |
| 329 | Willfully discharging firearm so as to endanger life; shooting in public. |
| 400 | Aggravated assault; assault with dangerous weapon; maiming. |
| 401 | Arson. |
| 402 | Attempt to commit a felony. |
| 403 | Breaking and entering with intent to commit a felony. |
| 404 | Bribery. |
| 405 | Burglary. |
| 406 | Carjacking. |
| 407 | Carnal knowledge of a child. |
| 408 | Carrying of weapon on school grounds (firearm). |
| 409 | Check, worthless, making or uttering, with intent to defraud or deceive (over \$500). |
| 410 | Child abuse. |
| 411 | Child pornography. |
| 412 | Conspiring to commit a felony. |
| 413 | Criminal libel. |
| 414 | Domestic battery and/or violence as defined in the Lautenberg Amendment. (Waiver not authorized if applicant was convicted of this offense.) |
| 415 | Embezzlement. |
| 416 | Extortion. |
| 417 | Forgery, knowingly uttering or passing forged instrument (except for altered identification |
| 418 | Grand larceny or larceny (value of \$500 or more). |
| 419 | Grand theft auto. |
| 420 | Hate crimes. |
| 421 | Illegal and/or fraudulent use of a credit card, bank card, or automated card (value of \$500 or more). |
| 422 | Indecent acts or liberties with a child; molestation. |
| 423 | Indecent assault. |
| 424 | Kidnapping or abduction. |
| 425 | Mail matter; abstracting, destroying, obstructing, opening, secreting, stealing, or taking (not including the destruction of mailboxes). |
| 426 | Manslaughter. |

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| Code | Title |
| 427 | Murder. |
| 428 | Narcotics or habit-forming drugs, wrongful possession or use (not including marijuana). |
| 429 | Negligent or vehicular homicide. |
| 430 | Perjury or subornation of perjury. |
| 431 | Possession or intent to use materials in a manner to make a bomb or explosive device to cause bodily harm or destruction of property. |
| 432 | Public record; altering, concealing, destroying, mutilating, obligation, or removing. |
| 433 | Rape, sexual abuse, sexual assault, criminal sexual abuse, incest, or other sex crimes. (See section 2.h.(3) of enclosure 3 of this instruction; waivers for these offenses are not authorized.) |
| 434 | Riot. |
| 435 | Robbery (including armed). |
| 436 | Sale, distribution, or trafficking of cannabis (marijuana) or any other controlled substance (including intent). |
| 437 | Sodomy (only when it is nonconsensual or involves a minor). |
| 438 | Stolen property, knowingly received (value of \$500 or more). |
| 439 | Terrorist threats (including bomb threats). |
| 440 | Violation of civil rights. |
| 441 | Other major misconduct offenses not specifically listed. |
| 442 | Misconduct for criminal drug use, possession, or drug paraphernalia, to include marijuana |
| 443 | Positive drug and alcohol test at the Military Entrance Processing Station. |
| 444 | Positive drug and alcohol test for prior service personnel |
| 445 | Reserved for future use |

Total: 55

Total (Enclosure): 55

Total (Army Directive): 173

Data Source: Army Directive 2018-12 (New Policy Regarding Waivers for Appointment and Enlistment Applicants)