

**57 O.S. Section 138, Subsection E.  
List of Ineligible Offenses**

1. Assault, battery, or assault and battery with a dangerous or deadly weapon, by means or force as is likely to produce death, or other attempts to kill: 21 O.S. § 645, 21 O.S. § 652 or abuse to consumers: 43A O.S. § 2-219
2. Aggravated assault and battery on officer of the law, Department of Human Services employee, Medical Technician or Care Provider, officer of a state court, or school employee: 21 O.S. § 650, 21 O.S. § 650.2, 21 O.S. § 650.5, 21 O.S. § 650.6, 21 O.S. § 650.7
3. Poisoning with intent to kill: 21 O.S. § 651
4. Shooting with intent to kill: 21 O.S. § 652
5. Assault with intent to kill: 21 O.S. § 653
6. Assault with intent to commit a felony: 21 O.S. § 681
7. Assault while masked or disguised: 21 O.S. § 1303
8. Entering premises of another while masked: 21 O.S. § 1302
9. Murder I: 21 O.S. § 701.7
10. Solicitation for Murder I: 21 O.S. § 701.16
11. Murder II: 21 O.S. § 701.8
12. Manslaughter I: 21 O.S. § 711, 21 O.S. § 712, 21 O.S. § 713, 21 O.S. § 714, 21 O.S. § 715
13. Manslaughter II: 21 O.S. § 716, 21 O.S. § 717, 21 O.S. § 722
14. Kidnapping: 21 O.S. § 741.
15. Burglary I: 21 O.S. § 1431, 21 O.S. 1436
16. Burglary with explosives: 21 O.S. § 1441
17. Kidnapping for extortion: 21 O.S. § 745
18. Maiming: 21 O.S. § 751, 21 O.S. § 752, 21 O.S. § 755, 21 O.S. § 759
19. Robbery: 21 O.S. § 791
20. Robbery I: 21 O.S. § 797, 21 O.S. § 798
21. Robbery II: 21 O.S. § 797, 21 O.S. § 799
22. Armed Robbery: 21 O.S. § 801
23. Robbery by two (2) or more persons: 21 O.S. § 800
24. Robbery with dangerous weapon, firearm, or imitation firearm: 21 O.S. § 801
25. Any crime against a child: 10 O.S. § 7115, 21 O.S. § 843.5

26. Wiring equipment, vehicle, or structure with explosives: 21 O.S. § 849
27. Forcible sodomy: 21 O.S. § 888
28. Rape I: 21 O.S. § 1111, 21 O.S. § 1114, 21 O.S. § 1115
29. Rape II, 21 O.S. § 1111: 21 O.S. § 1114, 21 O.S. § 1116
30. Rape by instrumentation: 21 O.S. § 1111.1
31. Lewd or indecent proposal or act with a child: 21 O.S. § 1123
32. Sexual battery: 21 O.S. § 1123
33. Use of a firearm or offensive weapon to commit or attempt to commit a felony: 21 O.S. § 1287
34. Pointing a firearm: 21 O.S. § 1289.16, 21 O.S. 1289.17
35. Rioting: 21 O.S. § 1311, 21 O.S. § 1312, 21 O.S. § 1320.1, 21 O.S. § 1320.4, 21 O.S. § 1321.8
36. Inciting to riot: 21 O.S. § 1320.2, 21 O.S. § 1320.4
37. Arson I: 21 O.S. § 1401
38. Endangering human life during arson: 21 O.S. § 1405
39. Injuring or burning public building: 21 O.S. § 349
40. Sabotage: 21 O.S. § 1262, 21 O.S. § 1265.4, 21 O.S. § 1265.5
41. Any felony involving Extortion: 21 O.S. § 1481, 21 O.S. § 1482, 21 O.S. § 1483, 21 O.S. § 1484, 21 O.S. § 1486
42. Obtaining signature by extortion: 21 O.S. § 1485
43. Seizure of bus, discharging firearm or hurling missile at bus: 21 O.S. § 1903
44. Any felony involving the mistreatment of a vulnerable adult: 21 O.S. § 843.1, 21 O.S. § 843.3
45. Sex offender providing services to a child: 10 O.S. § 404.1
46. Any felony involving domestic abuse: 21 O.S. § 644, 21 O.S. § 644.1
47. Prisoner placing body fluid on government employee: 21 O.S. § 650.9
48. Poisoning food or water supply: 21 O.S. § 832
49. Trafficking in children: 21 O.S. § 866, 21 O.S. § 867
50. Incest, 21 O.S. § 885
51. Any offense involving child/juvenile pornography: 21 O.S. § 1021, 21 O.S. § 1021.2, 21 O.S. § 1024.1, 21 O.S. § 1024.2, 21 O.S. § 1040.8, 21 O.S. § 1040.12a, 21 O.S. § 1040.13
52. Parental consent to child/juvenile pornography: 21 O.S. § 1021.3

53. Soliciting minor for indecent exposure: 21 O.S. § 1021
54. Distributing/Exhibiting/Showing obscene material: 21 O.S. § 1021, 21 O.S. § 1024.1, 21 O.S. § 1040.8, 21 O.S. § 1040.13
55. Any offense involving Child prostitution: 21 O.S. § 1029, 21 O.S. § 1030, 21 O.S. § 1031, 21 O.S. § 1087, 21 O.S. § 1088
56. Procuring a minor for prostitution or other lewd acts: 21 O.S. § 1087
57. Transporting a child under 18 for purposes of prostitution: 21 O.S. § 1087
58. Inducing a minor to engage in prostitution: 21 O.S. § 1088
59. Felony Stalking: 21 O.S. § 1173
60. Spread of infectious diseases: 21 O.S. § 1192
61. Advocate overthrow of government by force, commit or attempt to commit acts to overthrow the government, organize or provide assistance to groups to overthrow the government: 21 O.S. § 1266, 21 O.S. § 1266.4, 21 O.S. § 1266.5, 21 O.S. § 1267.1
62. Feloniously discharging firearm into dwelling or building: 21 O.S. § 1289.17A
63. Possession, use, manufacture, or telephone threat of incendiary device: 21 O.S. § 1767.1, 21 O.S. § 1767.2
64. Causing a personal injury accident while driving under the influence: 47 O.S. § 11-904
65. Using a motor vehicle to facilitate the discharge of a firearm: 21 O.S. § 652