

Criminal Records Checks/Fingerprinting

In a continuing effort to further ensure the safety and welfare of students and staff, the public charter school shall require criminal records checks and fingerprinting of all full-time and part-time employees. Others having direct, unsupervised contact with students shall also have criminal records checks and fingerprinting, as required by law.

“Direct, unsupervised contact” means contact with students that provides the person opportunity and probability for personal communication or touch.

In addition to the employees, such checks shall be required of the following:

1. All public charter school contractors and/or their employees, whether employed part-time or full-time;
2. All contractors and/or their employees who provide early childhood special education or early intervention services in accordance with rules established by the Employment Department;

An individual who has failed to disclose the presence of criminal convictions that would not otherwise prevent his/her employment with the public charter school as provided by law may be employed or contracted with by the public charter school.

The public charter school shall not begin the employment of an individual, volunteer service (with direct unsupervised contact) or terms of a public charter school contractor on a probationary basis pending the return and disposition of criminal records checks and/or fingerprinting.

The public charter school director shall develop administrative regulations as necessary to meet the requirements of law.

END OF POLICY

Legal Reference(s):

[ORS 181.525](#)
[ORS 181.555](#)
[ORS 183.413 - 183.470](#)
[ORS 326.603](#)
[ORS 326.607](#)

[ORS 336.631](#)
[ORS 338.115\(e\)](#)
[ORS 342.127](#)
[ORS 342.143](#)
[ORS 342.223 to-342.232](#)

[OAR 414-061-0010](#)
[OAR 581-021-0500](#)
[OAR 581-022-1730](#)
[OAR 584-036-0062](#)

Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000e, et. seq. (2012).