

All Personnel

BP 4112.5

4212.5

CRIMINAL BACKGROUND CHECKS

4312.5

The district shall request fingerprint clearance in accordance with law for all new employees, including temporary, substitute, and exempt employees. Secondary school students attending a district school and applying for a temporary or part-time position shall not be required to submit to fingerprinting. (Education Code 44830.1)

The school district shall not retain in employment a current certificated employee who has been convicted of a violent or serious felony as listed in Penal Code 667.5(c) or 1192.7(c).

All information obtained from the Department of Justice will remain confidential as set forth in Education Code 44830.1(n).

Legal Reference:

EDUCATION CODE

44830.1 Employment of persons convicted of serious felony

45125 use of personal identification cards to ascertain conviction of crime

45125.5 Automated records check

45126 Duty of Department of Justice to furnish information

PENAL CODE

667.5 Definition of violent felony

1192.7 Definition of serious felony

11075-11081 Criminal record dissemination

11105 State criminal history information; furnishing to authorized persons

11105.3 Record of conviction involving sex crimes, drug crimes or positions with supervisory or disciplinary power over minors

11142 Authorized person furnishing record or information to unauthorized person; misdemeanor

13300-03 Local criminal history information; furnishing to authorized/unauthorized persons

Policy

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revised: December 8, 2008

CAPISTRANO UNIFIED SCHOOL DISTRICT

San Juan Capistrano, California