
DIGEST

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HB 312 Original

2021 Regular Session

Freiberg

Abstract: Requires criminal history record checks for purposes of teacher certification and authorizes the state Dept. of Education to charge a processing fee for such purposes.

Present law provides relative to the criminal history review of teachers and to their hiring, dismissal, and certification with respect thereto. Proposed law requires criminal background checks at the state level for certification purposes, including the following:

- (1) A requirement that all applicants for certification undergo a criminal background check.
- (2) The authority of the state Dept. of Education (DOE) to charge a processing fee of up to \$25 and to collect the fees associated with state and federal record checks.

Proposed law requires anyone granted certification prior to June 1, 2022, to obtain a criminal history record check when seeking its renewal, advancement, or any other modification or by June 1, 2027, whichever occurs sooner.

Present law prohibits BESE from granting certification to anyone who has been convicted of or has pled nolo contendere to any offense listed in present law (R.S. 15:587.1(C)); present law (R.S. 17:7(6)(h)) allows exceptions under certain circumstances, including specified drug offenses. Proposed law retains present law.

Effective August 1, 2021; however, proposed law requiring an applicant for certification to undergo a criminal history record check shall not be implemented until June 1, 2022.

(Amends R.S. 17:15(C))