

# LAFAYETTE CHARTER FOUNDATION

## Criminal Background Check Policy

The Lafayette Charter Foundation has adopted the following criminal background check policy to conform to its obligations and duties pursuant to Louisiana state law, Louisiana Charter School Law Bulletin 126 and its contractual obligations with the Louisiana Board of Elementary and Secondary Education (BESE).

1) The Lafayette Charter Foundation directs its management company (CSUSA) to implement this policy. The criminal history reviews shall be conducted through the Louisiana Department of Public Safety and Corrections, Office of State Police, Bureau of Criminal Identification for each individual employee candidate. The criminal history review shall include a fingerprint check and simultaneous FBI check. The cost of the criminal history review shall be paid by the management company pursuant to its employment policy.

2) No person shall be hired who has been convicted of or has pleaded *nolo contendere* to a crime listed in La. R.S. 15:587.1(C) as a teacher, substitute teacher, bus driver, substitute bus driver, janitor, school security personnel, cafeteria personnel, or a school employee who might reasonably be expected to be placed in a position of supervisory or disciplinary authority over school children unless approved in writing by a district judge and the district attorney of the parish. The crimes listed in La. R.S. 15:587.1(c).

- a. Not later than 30 days after its being placed on file by the school, the charter operator shall submit a copy of the statement of approval to the Department of Education, Office of Parental Options.
- b. This statement of approval shall be kept on file at all times by the school and shall be produced upon request to any law enforcement officer.
- c. The charter operator shall dismiss any teacher or any other school employee having supervisory or disciplinary authority over school children, if such teacher or other employee is convicted of, or pled *nolo contendere* to, any crime listed in R.S. 15:587.1(c) except R.S. 14:74.

3) Any person who is employed and who is convicted of or has pleaded *nolo contendere* to a crime listed in La. R.S. 15:587.1(C) during their term of employment shall self-report their conviction or their plea of *nolo contendere* to the Lafayette Charter Foundation and to the management company (CSUSA) within forty-eight hours of the conviction or *nolo contendere*.

4) No person employed or otherwise associated with the Lafayette Charter Foundation, its management company (CSUSA) or its school campuses, including any contact person listed on the charter school application or any member or employee of the management company (CSUSA), who has been convicted of or has pleaded nolo contendere to a crime related to misappropriation of funds or theft, shall be engaged in direct processing of charter school funds.

5) The Lafayette Charter Foundation and its management company (CSUSA) shall adhere to all policies/procedures adopted by BESE concerning criminal history review for public school employees, as well as other persons associated with the charter school who are engaged in direct processing of charter school funds or who has direct supervisory or disciplinary authority over the school children.

**[See next page for list of LRS 15:587.1 crimes]**

**The Following crimes are reported under R.S.15.587.1**

R.S. 14:283.1	Voyeurism
R.S. 14:282	Peeping Tom
R.S. 14:30	First degree murder
R.S. 14:30.1	Second degree murder
R.S. 14:31	Manslaughter
R.S. 14:41	Rape
R.S. 14:42	Aggravated rape
R.S. 14:42.1	Forcible rape
R.S. 14:43	Simple Rape
R.S. 14:43.1	Sexual Battery
R.S. 14:43.2	Aggravated sexual battery
R.S. 14:43.3	Oral sexual battery
R.S. 14:43.4	Aggravated oral sexual battery
R.S. 14:43.5	Intentional exposure to the AIDS virus
R.S. 14:44	Aggravated kidnapping
R.S. 14:44.1	Second degree kidnapping
R.S. 14:45	Simple kidnapping
R.S. 14:74	Criminal neglect of family
R.S. 14:78	Incest
R.S. 14:79	Criminal Abandonment
R.S. 14:80	Carnal knowledge of a juvenile
R.S. 14:81	Indecent behavior with a juvenile
R.S. 14:81.1	Pornography involving juveniles
R.S. 14:81.2	Molestation of a juvenile
R.S. 14:82	Prostitution
R.S. 14:82.1	Prostitution; Persons under seventeen; Additional offenses
R.S. 14:83	Soliciting for prostitutes
R.S. 14:83.1	Inciting prostitution
R.S. 14:83.2	Promoting prostitution
R.S. 14:83.3	Prostitution by massage

R.S. 14:83.4	Massage; sexual content prohibited
R.S. 14:84	Pandering
R.S. 14:85	Letting premises for prostitution
R.S. 14:85.1	Letting premises for obscenity
R.S. 14:86	Enticing persons into prostitution
R.S. 14:89.1	Aggravated crime against nature
R.S. 14:92	Contributing to the delinquency of juveniles
R.S. 14:93	Cruelty of juveniles
R.S. 14:93.2.1	Child desertion
R.S. 14:93.3	Cruelty to the infirm
R.S. 14:106	Obscenity
R.S. 14:282	Operation of places of prostitution
R.S. 14:286	Sale of minor children
R.S. 40:966	Penalty for distribution or possession with intent to distribute narcotic drugs listed in Schedule 1; penalties; Manufacture; Distribution
R.S. 40:967	Penalty for distribution or possession with intent to distribute narcotic drugs listed in Schedule 2; penalties; Manufacture; Distribution
R.S. 40:968	Penalty for distribution or possession with intent to distribute narcotic drugs listed in Schedule 3; penalties; Manufacture; Distribution
R.S. 40:969	Penalty for distribution or possession with intent to distribute narcotic drugs listed in Schedule 4; penalties; Manufacture; Distribution
R.S. 40:970	Penalty for distribution or possession with intent to distribute narcotic drugs listed in Schedule 5; penalties; Manufacture; Distribution

Adopted by the Lafayette Charter Foundation Board on January 25, 2018.