

## LIMITATIONS TO EMPLOYMENT REFERENCES

The district believes in taking appropriate measures to promote the health and welfare of all students. Any school employee, volunteer, contractor, or agent shall not assist another school employee, contractor, or agent in obtaining a new job, apart from the routine transmission of administrative personnel files, if the individual or agency knows, or has probable cause to believe, that such school employee, contractor, or agent engaged in sexual misconduct regarding a minor or student in violation of the law. Sexual misconduct means physical or sexual abuse of students, including but not limited to sexual or physical relationships, grooming behavior, and otherwise inappropriate relationships with students.

This limitation does not apply if the matter has been properly reported to law enforcement and any other regulatory authorities required by law, and either:

- the matter has been officially closed by the law enforcement agency;
- the individual is acquitted or otherwise exonerated of the alleged misconduct; or
- more than four years has passed since the case was opened, and no charges or indictment have been filed.

Legal Ref.: 20 U.S.C. §7926  
Iowa Code §256  
281 I.A.C. 12.3(14)

Cross Ref.: 401.05 Employee Records  
401.05-R1 Employee Records – Regulation  
402.02 Child Abuse Reporting  
402.03 Abuse of Students by School District Employees  
405.02 Licensed Employee Qualifications, Recruitment, Selection  
411.02 Classified Employee Qualifications, Recruitment, Selection

ADOPTED: 8/26/24

Reviewed: