

# Reporting Misconduct and The Do Not Hire Registry

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- Legislative History
- Changes to Agency Authority
- Reporting Requirements
- Registry: Who, What, and Why
- Consequences of Ignoring the Registry
- Due Process
- Accessing the Registry and Reporting Portal



# Enforcement of Educator Misconduct

## Key Legislation 2003 - 2019

## 78<sup>th</sup> (2003)

- ✓ Supt. requirement to report to SBEC

## SB 9 80<sup>th</sup> (2007)

- ✓ Fingerprinting
- ✓ DPS Clearinghouse
- ✓ Investigative warning and show cause

## HB 1783 84<sup>th</sup> (2015)

- ✓ Report inappropriate relationship between educator and student

## SB 7 - 85<sup>th</sup> (2017)

- ✓ Auto-revoke sex offender on deferred adjudication
- ✓ Principal responsible for reporting to superintendent
- ✓ Superintendent must report to SBEC within 7 business days
- ✓ Administrative penalty for failure to report to SBEC
- ✓ State Jail Felony for intent to conceal
- ✓ Pre-employment Affidavit
- ✓ Electronic Communication Policy

## TEA/SBEC Authority to Investigate - Prior to HB 3

Individual	Allegations (Examples)	Authority to Investigate	Possible Enforcement Action
SBEC certified educator	Inappropriate relationship with a student	Yes	Revoke certificate
SBEC certified educator	Criminal history that places students at risk	Yes	Revoke certificate
Non-certified school employee	Inappropriate relationship with a student	No	None
Non-certified school employee	Criminal history that places students at risk	No	Inform school district of criminal history

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## Title search: Reporting Misconduct and The “Do Not Hire” Registry

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35<sup>th</sup> Annual School Law Conference session  
“Do Not Hire” Registry”