

PROHIBITION ON AIDING AND ABETTING SEXUAL ABUSE GBAB

Employees, contractors, and agents of VLACS are prohibited from assisting other school employees, contractors, and agents in obtaining a new job if the individual knows or has probable cause to believe, that such other employee, contractor, or agent engaged in sexual misconduct with a minor in violation of federal, state, or local law.

“Assisting” does not include the routine transmission of administrative and personnel files.

The requirements of this prohibition do not apply if the information giving rise to probable cause has been properly reported to a law enforcement agency, or any other authorities as required by local, state or federal law or regulations, and at least one of the following conditions applies:

1. The matter has been officially closed or the prosecutor or police with jurisdiction over the alleged misconduct has investigated the allegations and notified school officials that there is insufficient information to establish probable cause that the school employee, contractor, or agent engaged in sexual misconduct regarding a minor or student in violation of the law;
2. The school employee, contractor, or agent has been charged with, and acquitted or otherwise exonerated of the alleged misconduct; or
3. The case or investigation remains open and there have been no charges filed against, or indictment of, the school employee, contractor, or agent within 4 years of the date on which the information was reported to a law enforcement agency.

Legal References

20 U.S.C. § 7926, *Prohibition on Aiding and Abetting Sexual Abuse*

Date Adopted: September 13, 2018

Revision Dates: