

ACA Criminal History and Background Review Procedures

1. Per Texas Education Code (TEC) sections 22.083-22.0835 and ACA legal and local policy 600.060, all volunteers will undergo a criminal history search background check performed through the Department of Public Safety. Any exempted categories of volunteers within the TEC must still undergo a criminal background check per Arlington Classics Academy's local procedures to ensure the safety and security of all ACA students and staff.

2. Grounds for Rejection or Termination of an ACA criminal history and background check applicant:

- Title 5 Felonies
 - Murder, capital murder, manslaughter, or criminally negligent homicide
 - Kidnapping, aggravated kidnapping, unlawful restraint, and smuggling and trafficking of persons
 - Assault, sexual assault, aggravated assault, aggravated sexual assault, injury to a child/elderly individual/disabled individual, and abandoning or endangering a child
 - Deadly conduct, terroristic threat, aiding suicide, tampering with a consumer product, harassment by persons in certain correctional facilities, and harassment of a public servant
 - Other sexual offenses including continuous sexual abuse of a young child or children, improper relationship between an employees, volunteers, and Board members and student, and improper photography or visual recording
- Offenses requiring registration as a sex offender
 - Continuous sexual abuse of a young child or children
 - Indecency with a child
 - Sexual assault and aggravated sexual assault
 - Prohibited sexual conduct
 - Compelling prostitution
 - Sexual performance by a child
 - Possession or promotion of child pornography
 - Aggravated kidnapping and burglary if committed with intent to abuse a victim sexually
 - Unlawful restraint, kidnapping, or aggravated kidnapping
 - Other sex-related offenses including online solicitation of a minor
- Equivalent offenses in other states'
- Crimes where the victim was under the age of 18 or was enrolled in a public school
- Misrepresenting facts on the volunteer or employee application, ie. Marking "No" on the questions concerning previous arrests, convictions, or deferred adjudications when the answer should be "Yes", even if the matters in question were misdemeanors, or other lesser crimes
- Other offenses or circumstances which may be applicable as designated by law, school board policy or school procedures
 - School board designee has right to reject any and all applicants who do not meet the *Code of Ethics and Standard Practices* of employees, volunteers, and Board members
 - Crimes of moral turpitude as defined legally in Texas:
 - "Dishonesty, fraud, deceit, misrepresentation, or deliberate violence
 - Matters of personal morality
 - Knowingly contrary to justice, honesty, principle, or good morals
 - Baseness, vileness, or depravity
 - Conduct immoral in itself, regardless of whether it is punishable by law
 - Immoral conduct that is willful, flagrant, or shameless, and which shows a moral indifference to the opinion of the good and reasonable members of the community."
 - Common crimes involving moral turpitude (not exhaustive list):

Driving while intoxicated

Disorderly conduct

Child abuse

Passing a bad check/insufficient funds

Forgery

Burglary

Use/possession/distribution of a controlled substance

Use/possession/distribution of marijuana