

HOUSE BILL NO. HB0108

Professional teaching standards board-teacher
certification.

Sponsored by: Representative(s) McKim, Jaggi and McOmie
and Senator(s) Dockstader

A BILL

for

1 AN ACT relating to teacher certification; requiring
2 criminal history record check for certification issuance
3 and renewal; providing for denial and refusal to renew;
4 clarifying conditions for removal or nonrenewal; providing
5 for reporting to local district boards as specified; and
6 providing for an effective date.

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8 *Be It Enacted by the Legislature of the State of Wyoming:*

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10 **Section 1.** W.S. 7-19-106(a) by creating a new
11 paragraph (xxvi), 7-19-201(a)(iii) and 21-2-802(c) and
12 (e)(intro) are amended to read:

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14 **7-19-106. Access to, and dissemination of,**
15 **information.**

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1 (a) Criminal history record information shall be
2 disseminated by criminal justice agencies in this state,
3 whether directly or through any intermediary, only to:

4
5 (xxvi) The Wyoming professional teaching
6 standards board for purposes of obtaining background
7 information on applications for certification and
8 certification renewal by the board, and to school district
9 boards of trustees for obtaining background information on
10 employees who may have access to minors in the course of
11 employment.

12
13 **7-19-201. State or national criminal history record**
14 **information.**

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16 (a) The following persons shall be required to submit
17 to fingerprinting in order to obtain state and national
18 criminal history record information:

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20 (iii) Applicants for initial and renewal of
21 certification by the professional teaching standards board
22 and employees initially hired by a school district on or
23 after July 1, 1996, who may have access to minors in the
24 course of their employment;

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2 21-2-802. Powers and duties; teacher certification;
3 suspension and revocation; certification fees; disposition
4 of collected fees; required data submissions to department
5 of education.

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7 (c) The board may revoke, ~~or suspend,~~ deny or refuse
8 to renew certification for incompetency, conviction of a
9 felony committed after July 1, 1996, immorality and other
10 reprehensible conduct, ~~or gross~~ neglect of duty, or
11 misrepresentation on an application, upon its own motion or
12 upon the petition of any local board of trustees. Except as
13 provided in subsection (h) of this section, no certificate
14 shall be revoked or suspended without a hearing conducted
15 in accordance with the Wyoming Administrative Procedure
16 Act, unless the person holding the certification waives the
17 right to a hearing.

18

19 (e) No certification shall be issued or renewed under
20 this section until a criminal history background check has
21 been filed with and received by the board, the applicant
22 provides a release of information and the applicant
23 consents to the release of any criminal history information
24 to the board and if applicable, to the employing school

1 district. Upon receipt of a background report pursuant to
2 this subsection containing criminal history record
3 information, the board shall immediately provide a copy of
4 the report to the employing local school board if the
5 information involves a certified individual employed by
6 that local board. For all persons seeking initial
7 certification under this section on or after July 1, 1996:

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9 **Section 2.** This act is effective July 1, 2012.

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11

(END)