

Table 4.13: Records Access and Issues of Privacy

STATE	Who Has Access	Extent of Access	Access to Expunged Criminal Records		Reporting Requirements				Types of Incidents	Access to Child Abuse Registry		Access to a List of Registered Sexual Offenders	
			Yes	No	Public School Officials	Private School Officials	Yes	No		Yes	No	Yes	No
			3	4	5	6	7	8		9	10	11	12
Alabama	Public record	Full record	X		X			X	Immoral conduct, unbecoming or indecent behavior.	X		X	
Alaska	Public	Accusation, hearing record, decision and order of case	X		X		X		Sexual or physical abuse.	X			X
Arizona	Public Record	Full record		X		X		X		X		X	
Arkansas	Involved parties, applicable individuals and Agencies	Action authorized by the State Board of Education		X	(1)	X	(1)	X		X		X	
California	Public record	Decision	X		X			X	Dismissals, suspensions of more than 90 days and resignations following allegations of misconduct.		X		X
Colorado	Final actions are generally public record	Decision with certain additional information	X		X			X	Sexual abuse, firing or suspension; unprofessional behavior; unethical behavior.	X			X
Connecticut	Public record	Based on fraction of information.		X		X		X					
Delaware	SEA only unless under subpoena	Depends on Subpoena		X	X			X	Crimes against children.		X		X
D. C.	Based upon Freedom of Information Act	Based upon Freedom of Information Act				X		X					
Florida	Public record	Full record			X				Obtain certificate by fraud, incompetence, immorality, revocation in another state, conviction of misdemeanor, felony, or other criminal charge, personal conduct which reduces effectiveness, breach of contract, delinquent child support, violate principles of professional conduct.				
Georgia	Public record	Full record		X	X			X	Child abuse related, murder, and other specified sex offenses, drug offenses and serious crimes.	X		X	
Hawaii	Public record	Full record		X	X			X	Physical and/or sexual abuse situations, and other criminal acts.				
Idaho	Public record	Final decision, summary from PSC, findings of fact, conclusion of law, and recommended decision	X		X		(1)			X		X	
Illinois	Public record	Decision with certain additional information about the charges.		X	X				Felony convictions.		X		X
Indiana	Public record	Full record		X		X		X		X		X	
Iowa	Public record	Complaint, hearing, final decision		X	X			X	Physical abuse, sexual abuse, ethical practices	X			
Kansas	Public record	Decision and the nature of of the charge		X		X		X			X		X

RECORDS ACCESS AND ISSUES OF PRIVACY
(continued)

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			Yes	No	Public School Officials	Private School Officials	Yes	No		Yes	No	Yes	No
			3	4	5	6	7	8		9	10	11	12
Kentucky	Public record	Full record except for identifying names and Social Security numbers		X	X			X	Individual whose contract is terminated or not renewed for cause; who resigns under the threat of contract termination; convicted in criminal prosecution; or who is otherwise known to have engaged in such actions or conduct as might reasonably be expected to warrant consideration for certificate revocation	X			
Louisiana	LEAs, State Education Agencies in other states	Decision only	X		X		X		Felony convictions and fraudulent documentation		X		X
Maine	Public	Decision only		X		X				X		(1)	
Maryland	SEA, LEA	Decision only		X	X		X				X		X
Massachusetts	Public record	Decision only				X	X				X		X
Michigan	Public record	Full record		X	X		X		Certain criminal convictions.		X		(1)
Minnesota	Public record	Stipulation agreements, final actions			X		X		Any dismissal for cause or investigation purposes.				X
Mississippi													
Missouri	No access			X		X	X				X		X
Montana	Public record	Facts and conclusions	X		X		(1)		Moral turpitude, immoral conduct related to teaching profession.		X		
Nebraska	Public record	Full record		X		X	X				X	(1)	
Nevada	NDE, AG's Office, License Holder	Full record	X			X	X			X		X	
New Hampshire	Public record	Decision with certain additional information about the charges	X		X				Child, physical, or sexual abuse.		X	X	
New Jersey	Public record			X							X		X
New Mexico	Public record	Determined by legal counsel on a case-by-case basis		X		X	X				X		X
New York	Public record if decision favors the state's position as to questionable moral character	Decision and the nature of the charge, state's position is a conservative one in its attempt to limit information so as to protect all parties	X		X		X		Any act which raises a reasonable question as to the certificate holder's moral character.		X		X
North Carolina	Public record to a certain extent	Decision and nature of charge		X	X		(1)		Dismissal due to physical or sexual abuse of children.		X		X
North Dakota	Public record	Decision and nature of charge			X		X						
Ohio	Public record	Unknown at this time, would be impact of new bill on access	X			X							
Oklahoma													
Oregon	Public record	Adopted orders		X	X		X		Violations of Standards of Competent and Ethical Performance.		X	X	
Pennsylvania	Public record	Decision of the Legal Office		X		X	X				X		X

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	1	2	3	4	5	6	7	8	9	10	11	12	13
Rhode Island	Public record	Full record of the hearing, the charges and the decision	X		X			X	In cases of dismissal: any reason which may present good "cause" for annulling a certificate.		(1)		X
South Carolina	Public record	Final order and findings of fact		X	X			X	Dismissals or resignations for behavior that constitutes grounds for revocation or suspension.		X		X
South Dakota		Depends on decision for private or public hearings		X	X		X		Infractions of the Code of Ethics	X		X	
Tennessee	Public record	Decision based on nature of the charge		X	X				Anything which could cause revocation.		X		X
Texas	Public record	Full record		X	X			X			X		X
Utah	Public record	Decision with certain additional information	X		X			X		X		X	
Vermont	Public record	Licensure status	(1)			X		X					
Virginia	Public record	Names of individuals involved are not identified		X	X					X			X
Washington	Public record	Names and identifies of children who are victims are not released		X	X		X		Any offense which may lead to state disciplinary action.		X	X	
West Virginia	Automatically supplied to LEAs, other State Education Agencies and IHEs	Decision with reason		X	X			X	Drunkenness, untruthfulness, immorality or for any physical, mental or moral defect rendering the individual unfit to perform duties		X		X
Wisconsin	No access		X		X		X		Crimes against children, certain crimes persons.		X		X
Wyoming	LEAs, State Education Agencies in other states	Decision only		X	X				Convictions of felonies.		X		X