

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

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HOUSE BILL 775
Committee Substitute Favorable 6/10/25
Committee Substitute #2 Favorable 6/17/25
Committee Substitute #3 Favorable 6/24/25

Short Title: Criminal History Checks for School Positions.

(Public)

Sponsors:

Referred to:

April 7, 2025

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE CRIMINAL HISTORY CHECKS FOR THE INITIAL MEMBERS OF
3 A CHARTER SCHOOL BOARD OF DIRECTORS AND APPLICANTS FOR
4 EMPLOYMENT WITH A PUBLIC SCHOOL UNIT; TO MODIFY REPORTING
5 REQUIREMENTS FOR MISCONDUCT BY SCHOOL EMPLOYEES; TO
6 STRENGTHEN REPORTING REQUIREMENTS FOR THREATS AND ASSAULTS ON
7 TEACHERS; AND TO ENCOURAGE THE STATE BOARD OF EDUCATION TO
8 ALIGN ITS LICENSURE SYSTEM WITH THE MULTISTATE EDUCATOR LOOKUP
9 SYSTEM.

10 The General Assembly of North Carolina enacts:

11
12 **PART I. REQUIRE CRIMINAL HISTORY CHECKS FOR THE INITIAL MEMBERS**
13 **OF A CHARTER SCHOOL BOARD OF DIRECTORS**

14 **SECTION 1.(a)** G.S. 115C-218.1(b)(3) reads as rewritten:

15 "(3) The governance structure of the school including the names of the initial
16 members of the board of directors of the nonprofit, tax-exempt corporation
17 and the process to be followed by the school to ensure parental involvement.
18 The initial members of the board of directors shall consent to a criminal
19 history check as provided in G.S. 115C-218.4. A teacher employed by the
20 board of directors to teach in the charter school may serve as a nonvoting
21 member of the board of directors for the charter school."

22 **SECTION 1.(b)** Article 14A of Chapter 115C of the General Statutes is amended by
23 adding a new section to read:

24 **"§ 115C-218.4. Charter board of directors criminal history checks.**

25 (a) The following definitions apply in this section:

26 (1) Consumer reporting agency. – As defined in G.S. 115C-77(a).

27 (2) Criminal history. – As defined in G.S. 115C-77(a).

28 (3) Member. – An individual who is a member of the board of directors of a
29 nonprofit corporation seeking initial approval to establish a charter school.

30 (b) The Review Board shall require all members of the board of directors of a nonprofit
31 corporation to be checked for a criminal history by either a consumer reporting agency, the State
32 Bureau of Investigation, or both, before granting final approval of a charter application. The
33 Review Board shall require a member to pay for the criminal history check authorized under this
34 subsection, but the nonprofit corporation may pay for the criminal history check on behalf of the



1 member. The Review Board shall not issue a charter to a nonprofit with a member who refuses
2 to consent to a criminal history check.

3 (c) If the Review Board requires a criminal history check by the State Bureau of
4 Investigation, all of the following apply:

5 (1) The State Bureau of Investigation shall provide to the Review Board the
6 criminal history from the State and National Repositories of Criminal
7 Histories of any member.

8 (2) The Review Board shall require the member to (i) be fingerprinted and to
9 provide any additional information required by the State Bureau of
10 Investigation to a person designated by the Review Board and (ii) sign a form
11 consenting to the check of the criminal record and to the use of fingerprints
12 and other identifying information required by the repositories.

13 (d) The Review Board shall review the criminal history it receives on a member and shall
14 determine whether the results of the review indicate that the member (i) poses a threat to the
15 physical safety of students or personnel or (ii) has demonstrated that he or she does not have the
16 integrity or honesty to fulfill his or her duties as a member of the board of directors of a charter
17 school. If the Review Board denies an application for a charter based on its review of the criminal
18 history it receives on a member, the Review Board shall make written findings with regard to
19 how it used the information when denying the application.

20 (e) All of the information received by the Review Board through the checking of the
21 criminal history in accordance with this section is privileged information and is not a public
22 record but is for the exclusive and confidential use of the Review Board. The Review Board may
23 destroy the information after it is used for the purposes authorized by this section after one
24 calendar year.

25 (f) There shall be no liability for negligence on the part of the Review Board, or its
26 employees, arising from any act taken or omission by any of them in carrying out the provisions
27 of this section. The immunity established by this subsection shall not extend to gross negligence,
28 wanton conduct, or intentional wrongdoing that would otherwise be actionable. The immunity
29 established by this subsection shall be deemed to have been waived to the extent of
30 indemnification by insurance, indemnification under Articles 31A and 31B of Chapter 143 of the
31 General Statutes, and to the extent sovereign immunity is waived under the Tort Claims Act, as
32 set forth in Article 31 of Chapter 143 of the General Statutes.

33 (g) Any member who willfully furnishes, supplies, or otherwise gives false information
34 for a criminal history record check under this section is guilty of a Class A1 misdemeanor."

35 **SECTION 1.(c)** This section applies to applications for initial charters that are
36 received on or after October 1, 2025.
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38 **PART II. CRIMINAL HISTORY CHECKS FOR PUBLIC SCHOOL UNIT PERSONNEL**

39 **SECTION 2.(a)** There is established in Article 7B of Chapter 115C of the General
40 Statutes a new Part to read "Part 7. Public School Unit Personnel."

41 **SECTION 2.(b)** G.S. 115C-332 is recodified into Part 7 of Article 7B of Chapter
42 115C of the General Statutes, as established by this act, as G.S. 115C-77 and reads as rewritten:
43 **"§ 115C-77. School personnel criminal history checks.**

44 (a) ~~As used~~ The following definitions apply in this section:

45 (1) ~~"Criminal history" means a~~ Criminal history. – A county, state, or federal
46 criminal history of conviction of a crime, whether a misdemeanor or a felony,
47 that indicates the employee (i) poses a threat to the physical safety of students
48 or personnel, or (ii) has demonstrated that he or she does not have the integrity
49 or honesty to fulfill his or her duties as public school personnel. Such crimes
50 include the following North Carolina crimes contained in any of the following
51 Articles of Chapter 14 of the General Statutes: Article 5A, Endangering

~~Executive and Legislative~~ Executive, Legislative, and Court Officers; Article 6, Homicide; Article 7B, Rape and ~~Kindred~~ Other Sex Offenses; Article 8, Assaults; Article 10, Kidnapping and Abduction; Article 13, Malicious Injury or Damage by Use of Explosive or Incendiary Device or Material; Article 14, Burglary and Other Housebreakings; Article 15, Arson and Other Burnings; Article 16, Larceny; Article 17, Robbery; Article 18, Embezzlement; Article 19, False Pretense and Cheats; Article 19A, Obtaining Property or Services by False or Fraudulent Use of Credit Device or Other Means; Article 20, Frauds; Article 21, Forgery; Article 26, Offenses Against Public Morality and Decency; Article 26A, Adult Establishments; Article 27, Prostitution; Article 28, Perjury; Article 29, Bribery; Article 31, Misconduct in Public Office; Article 35, Offenses Against the Public Peace; Article 36A, Riots, Civil Disorders, and Emergencies; Article 39, Protection of Minors; and Article 60, Computer-Related Crime. Such crimes also include possession or sale of drugs in violation of the North Carolina Controlled Substances Act, Article 5 of Chapter 90 of the General Statutes, and alcohol-related offenses such as sale to underage persons in violation of G.S. 18B-302 or driving while impaired in violation of G.S. 20-138.1 through G.S. 20-138.5. In addition to the North Carolina crimes listed in this subparagraph, such crimes also include similar crimes under federal law or under the laws of other states.

(2) Consumer reporting agency. – An entity which, for monetary fees, dues, or on a cooperative nonprofit basis, regularly engages in whole or in part in the practice of assembling or evaluating consumer credit information or other information on consumers, including criminal history checks, for the purpose of furnishing consumer reports to third parties, and which uses any means or facility of interstate commerce for the purpose of preparing or furnishing consumer reports, and which is regulated as provided in 15 U.S.C. § 1681, et seq. A criminal history check by a consumer reporting agency provided for purposes of this section must include all of the following:

- a. A search of the state criminal registry or repository in which the applicant resides.
- b. A multistate/multijurisdiction database search which includes a follow-up search at the originating source for any information returned by the database search and which confirms final disposition information of the same.
- c. A search of records obtained from county, state, and federal criminal repositories where the individual resides and has previously resided.
- d. A search of the National Sex Offender Registry established as provided in 42 U.S.C. § 16919.

(3) Governing body. – The governing body of a public school unit.

(2)(4) "School personnel" means any:

- a. ~~Employee of a local board of education whether full-time or part-time,~~
~~or~~
- b. ~~Independent contractor or employee of an independent contractor of a local board of education, if the independent contractor carries out duties customarily performed by school personnel,~~
~~whether paid with federal, State, local, or other funds, who has significant access to students. School personnel includes substitute teachers, driver training teachers, bus drivers, clerical staff, and custodians.~~ School personnel. – Any individual who meets all of the following, regardless of whether the individual is paid with federal, State, local, or other funds:

- 1 a. Meets one of the following:
2 1. Is an employee of the governing body of a public school unit
3 whether full time or part time.
4 2. Is an independent contractor or employee of an independent
5 contractor of the governing body of a public school unit, if the
6 independent contractor carries out duties customarily
7 performed by school personnel.
8 b. Has significant access to students, including substitute teachers, driver
9 training teachers, bus drivers, clerical staff, or custodians.

10 (b) Criminal History Checks Required. – Each local board of education governing body
11 shall adopt a policy on whether and under what circumstances that requires an applicant for a
12 school personnel position shall be required to be checked for a criminal history by either a
13 consumer reporting agency, the State Bureau of Investigation, or both, before the applicant is
14 offered an unconditional job. Each local board of education governing body shall apply its policy
15 uniformly in requiring applicants for school personnel positions to be checked for a criminal
16 history. A local board of education that requires a criminal history check for an applicant
17 governing body may employ an applicant conditionally while the board governing body is
18 checking the person's criminal history and making a decision based on the results of the check.
19 The governing body shall not employ or contract with an applicant who refuses to consent to a
20 criminal history check.

21 A ~~local board of education shall not~~ governing body may require an applicant to pay for the
22 criminal history check authorized under this subsection.

23 (c) Criminal History Check by the State Bureau of Investigation. – If the governing body
24 requires a criminal history check by the State Bureau of Investigation, all of the following apply:

- 25 (1) The State Bureau of Investigation shall provide to the local board of education
26 governing body the criminal history from the State and National Repositories
27 of Criminal Histories of any applicant for a school personnel position in the
28 local school administrative unit for which a local board of education requires
29 a criminal history check. The local board of education public school unit.
30 (2) The governing body shall require the person to be checked by the State Bureau
31 of Investigation applicant to (i) be fingerprinted and to provide any additional
32 information required by the State Bureau of Investigation to a person
33 designated by the local board, governing body, or to the local sheriff or the
34 municipal police, whichever is more convenient for the person, and (ii) sign a
35 form consenting to the check of the criminal record and to the use of
36 fingerprints and other identifying information required by the repositories.
37 The local board of education shall consider refusal to consent when making
38 employment decisions and decisions with regard to independent contractors.
39 (3) The local board of education shall not governing body may require an
40 applicant to pay for being fingerprinted.

41 (d) The local board of education Criminal History Review. – A governing body shall
42 review the criminal history it receives on a person. The local board governing body shall
43 determine whether the results of the review indicate that the applicant or employee (i) poses a
44 threat to the physical safety of students or personnel, or (ii) has demonstrated that he or she does
45 not have the integrity or honesty to fulfill his or her duties as public school personnel and shall
46 use the information when making employment decisions and decisions with regard to
47 independent contractors. The local board governing body shall make written findings with regard
48 to how it used the information when making employment decisions and decisions with regard to
49 independent contractors. The local board may delegate any of the duties in this subsection to the
50 superintendent.

1 (e) State Board of Education to Receive Copy. – ~~The local board of education, or the~~
2 ~~superintendent if designated by the local board of education, governing body~~ shall provide to the
3 State Board of Education the criminal history it receives on a person who is certificated, certified,
4 or licensed by the State Board of Education. The State Board of Education shall review the
5 criminal history and determine whether the person's certificate or license should be revoked in
6 accordance with State laws and rules regarding revocation.

7 (e1) Authority to Delegate Duties. – Except for the governing body of a charter school, a
8 governing body may delegate any of the duties in subsection (d) or (e) of this section to the
9 superintendent or equivalent authority.

10 (f) Criminal History Check Documents Not Public Records. – All the information
11 received by the local board of education through the checking of the criminal history or by a
12 governing body or the State Board of Education in accordance with this section is privileged
13 information and is not a public record but is for the exclusive use of the local board of education
14 governing body or the State Board of Education. The local board of education governing body
15 or the State Board of Education may destroy the information after it is used for the purposes
16 authorized by this section after one calendar year.

17 (g) Liability. – There shall be no liability for negligence on the part of a local board of
18 education, governing body or its employees, or the State Board of Education, the Superintendent
19 of Public Instruction, or any of their members or employees, individually or collectively, arising
20 from any act taken or omission by any of them in carrying out the provisions of this section. The
21 immunity established by this subsection shall not extend to gross negligence, wanton conduct, or
22 intentional wrongdoing that would otherwise be actionable. The immunity established by this
23 subsection shall be deemed to have been waived to the extent of indemnification by insurance,
24 indemnification under Articles 31A and 31B of Chapter 143 of the General Statutes, and to the
25 extent sovereign immunity is waived under the Tort Claims Act, as set forth in Chapter 31 of
26 Chapter 143 of the General Statutes.

27 (h) Penalty for False Information. – Any applicant for employment who willfully
28 furnishes, supplies, or otherwise gives false information on an employment application that is the
29 basis for a criminal history record check under this section shall be is guilty of a Class A1
30 misdemeanor.

31 (i) ~~The local board of education~~ Additional Criminal History Checks. – A governing
32 body may adopt a policy providing for periodic checks of criminal history of employees. Local
33 ~~boards of education~~ Governing bodies shall not require employees to pay for the criminal history
34 check authorized under this subsection. A local board of education governing body shall indicate,
35 upon inquiry by any other local board of education, charter school, or regional school governing
36 body in the State as to the reason for an employee's resignation or dismissal, if an employee's
37 criminal history was relevant to the employee's resignation or dismissal."

38 **SECTION 2.(c)** G.S. 14-202.4(d)(3) reads as rewritten:

39 "(3) School personnel. – Any person included in the definition contained in
40 ~~G.S. 115C-332(a)(2),~~ G.S. 115C-77(a), including those employed by a
41 nonpublic, charter, or regional school, and any person who volunteers at a
42 school or a school-sponsored activity."

43 **SECTION 2.(d)** G.S. 115C-157.1(b)(2) reads as rewritten:

44 "(2) An adjunct instructor shall be subject to a criminal history check, to ensure
45 that the person has not been convicted of any crime listed in ~~G.S. 115C-~~
46 ~~332.~~ G.S. 115C-77."

47 **SECTION 2.(e)** G.S. 115C-218.90(b) is repealed.

48 **SECTION 2.(f)** G.S. 115C-238.73 is repealed.

49 **SECTION 2.(g)** G.S. 115C-298.5(b)(2) reads as rewritten:

1 "(2) An adjunct instructor shall be subject to a criminal history check, to ensure
2 that the person has not been convicted of any crime listed in ~~G.S. 115C-~~
3 ~~332-G.S. 115C-77.~~"

4 **SECTION 2.(h)** G.S. 115C-332.1(a) reads as rewritten:

5 "(a) For purposes of this section, the term "contractual personnel" includes any individual
6 or entity under contract with the local board of education whose contractual job involves direct
7 interaction with students as part of the job. For purposes of this section, the term "contractual
8 personnel" does not include any person covered under ~~G.S. 115C-332-G.S. 115C-77.~~"

9 **SECTION 2.(i)** G.S. 115C-562.5(d) reads as rewritten:

10 "(d) If the Authority determines that a nonpublic school is not in compliance with the
11 requirements of this section, the nonpublic school shall be ineligible to receive future scholarship
12 funds. The nonpublic school shall notify the parent or guardian of any enrolled student receiving
13 a scholarship grant that the nonpublic school is no longer eligible to receive future scholarship
14 grants. The Authority shall establish by rule a process for a nonpublic school to appeal for
15 reconsideration of eligibility after one year. To ensure compliance, the Board of Directors of the
16 Authority shall review the criminal history provided under subdivision (2) of subsection (a) of
17 this section to ensure that the person has not been convicted of any crime listed in ~~G.S. 115C-~~
18 ~~332-G.S. 115C-77.~~ The Board shall determine through this review whether the nonpublic school
19 is noncompliant with this section. The Board shall make written findings with regard to how the
20 criminal history information was used when making the compliance determination. The Board
21 of Directors may delegate any of the duties in this subsection to the Executive Director of the
22 Authority. As part of its review, the Board shall determine whether the results indicate that the
23 staff member has any of the following disqualifying characteristics:

24 "

25 **SECTION 2.(j)** G.S. 116-239.12 is repealed.

26 **SECTION 2.(k)** G.S. 143B-1209.11 reads as rewritten:

27 "**§ 143B-1209.11. Criminal record checks of school personnel.**

28 (a) The State Bureau of Investigation may provide a criminal record check to the ~~local~~
29 ~~board of education governing body of a public school unit~~ of a person who is employed in a
30 ~~public school in that local school district that public school unit~~ or of a person who has applied
31 for employment in a ~~public school in that local school district, that public school unit,~~ if the
32 employee or applicant consents to the record check. The Bureau may also provide a criminal
33 record check of school personnel as defined in ~~G.S. 115C-332-G.S. 115C-77~~ by fingerprint card
34 to the ~~local board of education governing body of the public school unit~~ from National
35 Repositories of Criminal Histories, in accordance with ~~G.S. 115C-332-G.S. 115C-77.~~ The
36 information shall be kept confidential by the ~~local board of education governing body of the~~
37 ~~public school unit~~ as provided in G.S. 115C-77 and Article 21A of Chapter 115C of the General
38 Statutes.

39 (a1) The State Bureau of Investigation may provide a criminal record check to the Charter
40 Schools Review Board of a member of a board of directors of a nonprofit corporation seeking
41 initial approval to establish a charter school under Article 14A of Chapter 115C of the General
42 Statutes, if the member consents to the record check. The Bureau may also provide a criminal
43 record check of a member, as defined in G.S. 115C-218.4(a), by fingerprint card to the Charter
44 Schools Review Board from the National Repositories of Criminal Histories, in accordance with
45 G.S. 115C-218.4. The information shall be kept confidential by the Charter Schools Review
46 Board as provided in G.S. 115C-218.4(e).

47 (b) ~~The Bureau may provide a criminal history record check to the board of directors of~~
48 ~~a regional school of a person who is employed at a regional school or of a person who has applied~~
49 ~~for employment at a regional school if the employee or applicant consents to the record check.~~
50 ~~The Bureau may also provide a criminal history record check of school personnel as defined in~~
51 ~~G.S. 115C-238.73 by fingerprint card to the board of directors of the regional school from the~~

1 ~~National Repositories of Criminal Histories, in accordance with G.S. 115C-238.73. The~~
 2 ~~information shall be kept confidential by the board of directors of the regional school as provided~~
 3 ~~in G.S. 115C-238.73.~~

4 (e) ~~The Bureau may provide a criminal history record check to the chancellor operating~~
 5 ~~a University of North Carolina laboratory school of a person who is employed at a laboratory~~
 6 ~~school or of a person who has applied for employment at a laboratory school if the employee or~~
 7 ~~applicant consents to the record check. The Bureau may also provide a criminal history record~~
 8 ~~check of school personnel, as defined in G.S. 116-239.12, by fingerprint card to the chancellor~~
 9 ~~operating the laboratory school from the National Repositories of Criminal Histories, in~~
 10 ~~accordance with G.S. 116-239.12. The information shall be kept confidential by the chancellor~~
 11 ~~operating the laboratory school as provided in G.S. 116-239.12.~~

12 (d) The Bureau may provide a criminal record check to the employer of a person who is
 13 employed in a nonpublic school or of a person who has applied for employment in a nonpublic
 14 school, if the employee or applicant consents to the record check. For purposes of this subsection,
 15 the term nonpublic school is one that is subject to the provisions of Article 39 of Chapter 115C
 16 of the General Statutes, but does not include a home school as defined in that Article.

17 (e) The Bureau shall charge a reasonable fee for conducting a criminal record check
 18 under this section. The fee shall not exceed the actual cost of locating, editing, researching, and
 19 retrieving the information.

20 (f) The Bureau may provide a criminal record check to the schools within the Department
 21 of Health and Human Services of a person who is employed, applies for employment, or applies
 22 to be selected as a volunteer, if the employee or applicant consents to the record check. The
 23 Department of Health and Human Services shall keep all information pursuant to this subsection
 24 confidential, as provided in Article 7 of Chapter 126 of the General Statutes.

25 (g) The Bureau shall adopt rules to implement this section."

26 **SECTION 2.(l)** Section 7.72(c) of S.L. 2021-180 reads as rewritten:

27 "**SECTION 7.72.(c)** Flexibility for Teachers. – Notwithstanding any other provision of law,
 28 in addition to the authority provided to a local board of education to employ adjunct instructors
 29 in career and technical education career clusters pursuant to G.S. 115C-157.1, the local school
 30 administrative unit shall have the flexibility to contract with individuals who have education and
 31 training related to the specific skills and career pathways that are the focus of a signature career
 32 academy. Any individual who has direct contact with students pursuant to the authority provided
 33 by this subsection shall be subject to a criminal history check to ensure that the person has not
 34 been convicted of any crime listed in ~~G.S. 115C-332.~~G.S. 115C-77."

35 **SECTION 2.(m)** This section applies to applications for school personnel positions
 36 that are received on or after January 1, 2026.

37 38 **PART II-A. MODIFY REPORTING REQUIREMENTS FOR MISCONDUCT BY** 39 **SCHOOL EMPLOYEES**

40 **SECTION 2A.(a)** G.S. 115C-326.20 reads as rewritten:

41 "**§ 115C-326.20. Reporting misconduct of licensed school employees.**

42 (a) For the purposes of this section, "misconduct" includes any of the following:

- 43 (1) Conduct that justifies automatic revocation of a license under
44 G.S. 115C-270.35(b).
- 45 (2) The infliction of a physical injury against a child other than by accident or in
46 self-defense.
- 47 (3) The intentional infliction of emotional distress against a child.

48 (b) Any superintendent, assistant superintendent, associate superintendent, personnel
 49 administrator, or principal who knows, has reason to believe, or has actual notice of a complaint
 50 or criminal allegation that an employee licensed under Article 17E of this Chapter has engaged
 51 in misconduct resulting in ~~dismissal, disciplinary action, or resignation~~ dismissal or disciplinary

1 action shall report the misconduct to the State Board of Education within five days of dismissal,
2 determination of disciplinary action, or acceptance of resignation. If the employee resigns within
3 30 days of a complaint for misconduct or during an ongoing investigation of a complaint, the
4 misconduct is presumed to have resulted in the resignation. Failure to report misconduct pursuant
5 to this section is a Class I felony.

6 (b1) Any superintendent, assistant superintendent, associate superintendent, personnel
7 administrator, or principal who knows, has reason to believe, or has actual notice of a complaint
8 or criminal allegation that an employee licensed under Article 17E of this Chapter has engaged
9 in misconduct resulting in resignation shall report the misconduct to the State Board of Education
10 within five days of (i) acceptance of the resignation or (ii) notice of the complaint or criminal
11 allegation, whichever is later. The misconduct is presumed to have resulted in the resignation if
12 any of the following apply:

13 (1) The employee resigns within 30 days prior to or following a complaint or
14 criminal allegation of misconduct.

15 (2) The employee resigns during an ongoing investigation of a complaint or
16 criminal allegation.

17 (b2) Failure to report misconduct pursuant to subsections (b) and (b1) of this section is a
18 Class I felony.

19 (c) School personnel shall not threaten, harass, or retaliate against any other person for
20 making a report as required by this section.

21 (d) Except as provided in subsection (e) of this section, a law enforcement agency shall
22 report alleged misconduct to the superintendent or equivalent authority of a public school unit
23 within 30 days of receipt of a report that an employee of the governing body of the public school
24 unit has engaged in misconduct that meets at least one of the following:

25 (1) The misconduct is alleged to have been committed against a student of the
26 public school unit.

27 (2) The misconduct is alleged to have been committed on the educational
28 property, as defined in G.S. 14-269.2(a), of the public school unit.

29 (e) For any misconduct reported to a law enforcement agency that (i) would be required
30 to be reported to the superintendent or equivalent authority of a public school unit pursuant to
31 subsection (d) of this section and (ii) is alleged to have been committed by the superintendent or
32 equivalent authority of the public school unit, the law enforcement agency shall report the alleged
33 misconduct to the Superintendent of Public Instruction."

34 **SECTION 2A.(b)** This section becomes effective December 1, 2025, and applies to
35 offenses committed on or after that date.

37 **PART II-B. STRENGTHEN REPORTING REQUIREMENTS FOR THREATS AND** 38 **ASSAULTS ON TEACHERS**

39 **SECTION 2B.(a)** G.S. 115C-288(g) reads as rewritten:

40 "(g) To Report Certain Acts to Law Enforcement and the Superintendent. – When the
41 principal has personal knowledge or actual notice from school personnel that an act has occurred
42 on school property involving ~~assault resulting in serious personal injury, a threat directed at a~~
43 teacher, assault, sexual assault, sexual offense, rape, kidnapping, indecent liberties with a minor,
44 assault involving the use of a weapon, possession of a firearm in violation of the law, possession
45 of a weapon in violation of the law, or possession of a controlled substance in violation of the
46 law, the principal shall immediately report the act to the appropriate local law enforcement
47 agency.

48 Notwithstanding any other provision of law, the State Board of Education shall not require
49 the principal to report to law enforcement acts in addition to those required to be reported by law.

1 For purposes of this subsection, "school property" shall include any public school building,
2 bus, public school campus, grounds, recreational area, or athletic field, in the charge of the
3 principal.

4 The principal or the principal's designee shall notify the superintendent or the
5 superintendent's designee in writing or by electronic mail regarding any report made to law
6 enforcement under this subsection. This notification shall occur by the end of the workday in
7 which the incident occurred when reasonably possible but not later than the end of the following
8 workday. The superintendent shall provide the information to the local board of education.

9 Nothing in this subsection shall be interpreted to interfere with the due process rights of
10 school employees or the privacy rights of students. For a child with a relevant disability, the
11 principal has the discretion to determine whether (i) a threat or (ii) assault that does not result in
12 personal injury is reported to law enforcement. For the purposes of this subsection, a child with
13 a relevant disability is a child with an individualized education program, as defined in
14 G.S. 115C-106.3, who is identified as having one or more of the following:

15 (1) Intellectual disability.

16 (2) Serious emotional disturbance.

17 (3) Developmental delay."

18 **SECTION 2B.(b)** G.S. 115C-289.1(a) reads as rewritten:

19 "(a) When a supervisor of a school employee has actual notice that the school employee
20 has received a threat from a student or has been the victim of an assault by a student in violation
21 of G.S. 14-33(c)(6) resulting in physical injury, as that term is defined in G.S. 14-34.7,
22 G.S. 14-33(c)(6), the supervisor shall immediately report to the principal the threat or assault
23 against the school employee. For the purpose of this subsection, the term "supervisor of a school
24 employee" does not include the principal or superintendent."

25 **SECTION 2B.(c)** G.S. 115C-150.12C(29) reads as rewritten:

26 "(29) ~~Parental notification of certain acts~~ Acts reported to law enforcement. – A
27 board of trustees shall adopt a ~~rule on the notification~~ rules for the following:

28 a. Notification to parents of any students alleged to be victims of any act
29 that is required to be reported to law enforcement and the
30 superintendent under G.S. 115C-288(g).

31 b. Requiring a principal, or equivalent authority, to report acts to law
32 enforcement in accordance with G.S. 115C-288(g).

33 c. Requiring school employee supervisors to report acts to the principal,
34 or equivalent authority, in accordance with G.S. 115C-289.1(a)."

35 **SECTION 2B.(d)** G.S. 115C-218.75 is amended by adding a new subsection to read:

36 "(p) Acts Reported to Law Enforcement. – A charter school shall require a principal, or
37 equivalent authority, to report acts to law enforcement in accordance with G.S. 115C-288(g) and
38 shall require school employee supervisors to report acts to the principal, or equivalent authority,
39 in accordance with G.S. 115C-289.1(a)."

40 **SECTION 2B.(e)** G.S. 115C-238.66 is amended by adding a new subdivision to
41 read:

42 "(23) Acts reported to law enforcement. – A regional school shall require a
43 principal, or equivalent authority, to report acts to law enforcement in
44 accordance with G.S. 115C-288(g) and shall require school employee
45 supervisors to report acts to the principal, or equivalent authority, in
46 accordance with G.S. 115C-289.1(a)."

47 **SECTION 2B.(f)** G.S. 116-239.8(b) is amended by adding a new subdivision to
48 read:

49 "(26) A laboratory school shall require a principal, or equivalent authority, to report
50 acts to law enforcement in accordance with G.S. 115C-288(g) and shall

1 require school employee supervisors to report acts to the principal, or
2 equivalent authority, in accordance with G.S. 115C-289.1(a)."

3 **SECTION 2B.(g)** This section is effective when it becomes law and applies to
4 incidents or reports occurring on or after that date.

5
6 **PART III. ALIGN LICENSURE SYSTEM WITH MULTISTATE EDUCATOR**
7 **LOOKUP SYSTEM**

8 **SECTION 3.** The State Board of Education is encouraged to work toward
9 programming the licensure system to align with the Multistate Educator Lookup System
10 established by the National Association of State Directors of Teacher Education and Certification
11 to enable electronic validation of out-of-state credentials and related information.

12
13 **PART IV. EFFECTIVE DATE**

14 **SECTION 4.** Except as otherwise provided, this act is effective when it becomes
15 law.