



The School Board of Broward County, Florida Instructional and Non-Instructional Screening Guidelines



An applicant will be considered ineligible for employment if they have been arrested for and are awaiting final disposition of, have been found guilty of (convicted**), regardless of adjudication, or entered a plea of nolo contendere or guilty to, or have been adjudicated delinquent and the record has not been sealed or expunged for, any offense prohibited under any of the following provisions of state law or similar law of another jurisdiction. (This list is not intended to be a complete list of all disqualifying offenses.)

**Convicted has the same meaning as in Florida Statute 943.0435. Specifically, "convicted" means there has been a determination of guilt as a result of a trial or the entry of a plea of guilty or nolo contendere, regardless of whether adjudication is withheld, and includes an adjudication of delinquency of a juvenile. Conviction of a similar offense includes, but is not limited to, a conviction by a federal or military tribunal, including courts-martial conducted by the Armed Forces of the United States, and includes a conviction or entry of a plea of guilty or nolo contendere resulting in a sanction in any state of the United States or other jurisdiction. A sanction includes, but is not limited to, a fine, probation, community control, parole, conditional release, control release, or incarceration in a state prison, federal prison, private correctional facility, or local detention facility.

- Section [393.135](#), relating to sexual misconduct with certain developmentally disabled clients and reporting of such sexual misconduct.
- Section [394.4593](#), relating to sexual misconduct with certain mental health patients and reporting of such sexual misconduct.
- Section [415.111](#), relating to adult abuse, neglect, or exploitation of aged persons or disabled adults.
- Section, [775.085](#), relating to evidencing prejudice while committing offense; reclassification.
- Section [775.30](#), relating to terrorism.
- Section [782.04](#), relating to murder.
- Section [782.051](#), relating to attempted felony murder.
- Section [782.07](#), relating to manslaughter, aggravated manslaughter of an elderly person or disabled adult, or aggravated manslaughter of a child.
- Section [782.071](#), relating to vehicular homicide.
- Section [782.09](#), relating to killing of an unborn quick child by injury to the mother.
- Chapter 784, relating to assault, battery, and culpable negligence, if the offense was a felony.
- Section [784.011](#), relating to assault, if the victim of the offense was a minor.
- Section [784.03](#), relating to battery, if the victim of the offense was a minor.
- Section [787.01](#), relating to kidnapping.
- Section [787.02](#), relating to false imprisonment.
- Section [787.025](#), relating to luring or enticing a child.
- Section [787.04](#)(2), relating to taking, enticing, or removing a child beyond the state limits with criminal intent pending custody proceedings.
- Section [787.04](#)(3), relating to carrying a child beyond the state lines with criminal intent to avoid producing a child at a custody hearing or delivering the child to the designated person.
- Section [787.06](#), relating to human trafficking.
- Section [790.115](#)(1), relating to exhibiting firearms or weapons within 1,000 feet of a school.
- Section [790.115](#)(2)(b), relating to possessing an electric weapon or device, destructive device, or other weapon on school property.
- Section [790.166](#), relating to weapons of mass destruction.
- Section [794.011](#), relating to sexual battery.
- Former s. [794.041](#), relating to prohibited acts of persons in familial or custodial authority.
- Section [794.05](#), relating to unlawful sexual activity with certain minors.
- Section [794.08](#), relating to female genital mutilation.
- Chapter 796, relating to prostitution.
- Section [798.02](#), relating to lewd and lascivious behavior.
- Chapter 800, relating to lewdness and indecent exposure.
- Section [806.01](#), relating to arson.
- Section [810.02](#), relating to burglary.

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- Section [810.14](#), relating to voyeurism, if the offense is a felony.
- Section [810.145](#), relating to video voyeurism, if the offense is a felony.
- Chapter 812, relating to theft, robbery, and related crimes, if the offense is a felony.
- Section [817.563](#), relating to fraudulent sale of controlled substances, only if the offense was a felony.
- Section [825.102](#), relating to abuse, aggravated abuse, or neglect of an elderly person or disabled adult.
- Section [825.1025](#), relating to lewd or lascivious offenses committed upon or in the presence of an elderly person or disabled adult.
- Section [825.103](#), relating to exploitation of an elderly person or disabled adult, if the offense was a felony.
- Section [826.04](#), relating to incest.
- Section [827.03](#), relating to child abuse, aggravated child abuse, or neglect of a child.
- Section [827.04](#), relating to contributing to the delinquency or dependency of a child.
- Former s. [827.05](#), relating to negligent treatment of children.
- Section [827.071](#), relating to sexual performance by a child.
- Section [838.015](#), relating to bribery.
- Section [843.01](#), relating to resisting arrest with violence.
- Section [843.025](#), relating to depriving a law enforcement, correctional, or correctional probation officer means of protection or communication.
- Section [843.12](#), relating to aiding in an escape.
- Section [843.13](#), relating to aiding in the escape of juvenile inmates in correctional institutions.
- Chapter 847, relating to obscene literature.
- Section [859.01](#), relating to poisoning of food or water.
- Section [874.05](#)(1), relating to encouraging or recruiting another to join a criminal gang.
- Section [876.32](#), relating to treason
- Chapter 893, relating to drug abuse prevention and control, only if the offense was a felony or if any other person involved in the offense was a minor.
- Section [916.1075](#), relating to sexual misconduct with certain forensic clients and reporting of such sexual misconduct.
- Section [944.35](#)(3), relating to inflicting cruel or inhuman treatment on an inmate resulting in great bodily harm.
- Section [944.40](#), relating to escape.
- Section [944.46](#), relating to harboring, concealing, or aiding an escaped prisoner.
- Section [944.47](#), relating to introduction of contraband into a correctional facility.
- Section [985.701](#), relating to sexual misconduct in juvenile justice programs.
- Section [985.711](#), relating to contraband introduced into detention facilities.
- Any delinquent act committed in this state or any delinquent or criminal act committed in another state or under federal law which, if committed in this state, qualifies an individual for inclusion on the Registered Juvenile Sex Offender List under s. [943.0435](#)(1)(a)1.d.
- Any offense that constitutes domestic violence as defined in s. [741.28](#), whether such act was committed in this state or in another jurisdiction.
- Currently awaiting final disposition of a criminal case and/or is on probation.

An applicant's eligibility will be determined, after a thorough review, if they have been arrested for and are awaiting final disposition of, have been found guilty of (convicted**), regardless of adjudication, or entered a plea of nolo contendere or guilty to, or have been adjudicated delinquent and the record has not been sealed or expunged for, any offense prohibited under any of the following provisions of state law or similar law of another jurisdiction. (This list is not intended to be a complete list of all disqualifying offenses.)

- Arrest without violence

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- Disorderly conduct
- Driving under the influence (DUI) – three (3) or more incidents
- Extortion
- Forgery/repeated insufficient funds check-writing
- Identity theft
- Loitering
- Misdemeanor drug or paraphernalia (consider most recent of offense)
- Petty theft
- Trespassing
- Unemployment fraud
- Welfare fraud
- Currently on probation or has a case pending with the Florida Department of Education and/or any other federal or state educational agency