



Act 168 School Background Disclosure

In 2014, Governor Corbett signed House Bill 1816, related to “Sexual Misconduct/Abuse Disclosure” for individuals working in school settings. This law, Act 168 of 2014, was designed to prevent schools from allowing school staff or others working with students to resign their position and move from school to school after committing an act of sexual misconduct or abuse. Act 168 disclosure and background checks apply to school-based mental health and medical rehabilitation providers (occupational therapists, physical therapists, speech and language therapists, health aides, etc.), as well as preschool and early intervention providers that have direct contact with children. These requirements are in addition to the clearances and background checks required under the Department of Human Service’s Child Protective Services Law requirements.

School employees and contractors are required to provide contact information for the following:

1. Current employer (regardless of whether the current employer is a school entity or where the applicant is employed in a position that involves direct contact with children);
2. All former employers that were school entities; and
3. All former employers where the applicant was in a position that involved direct contact with children.

RCPA has provided a link to the Department of Education’s Act 168 “[Procedures and Forms](#)” and “[Frequently Asked Questions](#)” documents.