

SOLE PROPRIETOR¹ CRIMINAL BACKGROUND CLEARANCE CERTIFICATION

Full Name of Sole Proprietor

("Sole Proprietor²"): _____ DOB: _____

As the duly authorized Custodian of Records³ for: _____ ("Charter School"), I hereby certify, under penalty of perjury, that Charter School has complied with all of the applicable requirements set forth in Education Code sections 44237 and 45125.1, including preparing and submitting the Sole Proprietor's fingerprints to the Department of Justice ("DOJ"), as described in Education Code section 45125.1(a). I further certify that I received the California Department of Justice Criminal Offender Record Information summary report ("DOJ Report") regarding the Sole Proprietor and that the DOJ Report regarding the Sole Proprietor shows that they **have not** been convicted of a violent felony as listed in Penal Code section 667.5 or a serious felony as listed in Penal Code section 1192.7. Further, I certify that the Charter School has requested subsequent arrest notification service regarding the Sole Proprietor pursuant to section 11105.2 of the Penal Code.

Date of Clearance⁴: _____

Start Date⁵: _____

CERTIFICATION OF INAPPLICABILITY OF CLEARANCE REQUIREMENTS:

- ☐ The Charter School hereby certifies that the DOJ fingerprint and criminal background clearance requirements are NOT applicable to the Sole Proprietor for the following reason(s) permitted by Education Code section 45125.1 et seq.
 - ☐ The Sole Proprietor will NOT have any interaction with pupils outside of the immediate supervision and control of the pupil's parent or guardian or a school employee. (Ed. Code, § 45125.1(a).)
 - ☐ The services provided by the Sole Proprietor are for an "EMERGENCY OR EXCEPTIONAL SITUATION" ONLY, such as when pupil health or safety is endangered or when repairs are needed to make the school facilities safe and habitable. (Ed. Code, § 45125.1(b)(1).)

By signing below, I certify, under penalty of perjury, that the information contained in this Criminal Background Clearance Certification form is complete and accurate and that it may be uttered or published as true. As an authorized Custodian of Records of Charter School, I also acknowledge that it is Charter School's responsibility to maintain current Criminal Background Clearance Certification regarding the Sole Proprietor, and, upon request, to provide such certification to the Los Angeles Unified School District, Charter Schools Division.

Name of Custodian of Records:

Title/Position (in addition to Custodian of Records):

Signature: _____

Date Signed:

¹ (Ed. Code § 45125.1(h)(1) & (2).)

² An individual operating as a sole proprietor of an entity that has a contract with a local educational agency, as described in Education Code section 45125.1(a), shall be considered an employee of that entity. (Ed. Code, § 45125.1(h)(1).)

³ The Charter School must designate and maintain at all times at least one Custodian of Records duly authorized by the California Department of Justice.

⁴ "Date of Clearance" = the date that the school's Custodian of Records reviewed the DOJ Report and determined that the applicant was cleared for employment

⁵ "Start Date" = the first day that the employee performed any work for the Charter School/organization