

3007 - REPORTING OF MISCONDUCT OF FORMER EMPLOYEES AND LIABILITY

- A. The school may not enter into a confidentiality agreement regarding terminated or dismissed instructional personnel or school administrators (or those who resign in lieu of termination), based in whole or in part on misconduct that affects the health, safety or welfare of a student.
- B. The school may not provide instructional personnel or school administrators with employment references or discuss the personnel's or administrator's performance with prospective employers in another educational setting without disclosing the former employee's misconduct.
- C. Under the provisions of §768.095, F.S., if the school principal (or principal's designee) discloses information about a former or current employee to the employee's prospective employer upon the request of the prospective employer, OCS, Inc. shall be immune from civil liability for such disclosure or its consequences unless it is shown by clear and convincing evidence that the information disclosed by OCS, Inc. was knowingly false or violated any civil right of the former or current employee.