

## HR 6547

### Protecting Students from Sexual and Violent Predators Act

**Congress:** 111 (2009–2011, Ended)

**Chamber:** House

**Policy Area:** Education

**Introduced:** Dec 17, 2010

**Current Status:** Received in the Senate and Read twice and referred to the Committee on Health, Education, Labor, and

**Latest Action:** Received in the Senate and Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (Dec 22, 2010)

**Official Text:** <https://www.congress.gov/bill/111th-congress/house-bill/6547>

### Sponsor

**Name:** Rep. Miller, George [D-CA-7]

**Party:** Democratic • **State:** CA • **Chamber:** House

### Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Rep. McCarthy, Carolyn [D-NY-4]	D · NY		Dec 17, 2010
Rep. Holt, Rush [D-NJ-12]	D · NJ		Dec 21, 2010

### Committee Activity

Committee	Chamber	Activity	Date
Education and Workforce Committee	House	Referred To	Dec 17, 2010
Health, Education, Labor, and Pensions Committee	Senate	Referred To	Dec 22, 2010

### Subjects & Policy Tags

#### Policy Area:

Education

### Related Bills

No related bills are listed.

**(This measure has not been amended since it was introduced. The summary has been expanded because action occurred on the measure.)**

Protecting Students from Sexual and Violent Predators Act - Amends the Elementary and Secondary Education Act of 1965 to require each state receiving funds under that Act to have in effect policies and procedures that: (1) require criminal background checks for school employees, including searches of state criminal registries or repositories, state-based child abuse and neglect registries and databases, the National Crime Information Center of the Department of Justice, the National Sex Offender Registry, and the Integrated Automated Fingerprint Identification System of the Federal Bureau of Investigation (FBI); and (2) prohibit the employment of school employees who refuse to consent to a criminal background check, make false statements in connection with one, or have been convicted of one of a list of felonies or any other crime that is a violent or sexual crime against a child.

Lists those felonies as: (1) homicide; (2) child abuse or neglect; (3) crimes against children; (4) spousal abuse; (5) crimes involving rape or sexual assault; (6) kidnapping; (7) arson; and (8) physical assault, battery, or drug-related offenses, committed within the past five years.

Requires local educational agencies (LEAs) or state educational agencies (SEAs) to report to local law enforcement any applicants for school employment who are discovered to be sexual predators.

Requires periodic repetitions of such criminal background checks.

Requires such states to provide for a timely process under which school employees may: (1) appeal the results of a criminal background check to challenge the accuracy or completeness of the information produced; and (2) seek appropriate relief for any final employment decision based on materially inaccurate or incomplete information produced. Requires this appeals process, however, to deny the individual employment as a school employee during the process.

## **Actions Timeline**

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- **Dec 22, 2010:** Received in the Senate and Read twice and referred to the Committee on Health, Education, Labor, and Pensions.
- **Dec 21, 2010:** Mr. Miller, George moved to suspend the rules and pass the bill.
- **Dec 21, 2010:** Considered under suspension of the rules. (consideration: CR H8801-8802)
- **Dec 21, 2010:** DEBATE - The House proceeded with forty minutes of debate on H.R. 6547.
- **Dec 21, 2010:** At the conclusion of debate, the Yeas and Nays were demanded and ordered. Pursuant to the provisions of clause 8, rule XX, the Chair announced that further proceedings on the motion would be postponed.
- **Dec 21, 2010:** Considered as unfinished business. (consideration: CR H8915)
- **Dec 21, 2010:** Passed/agreed to in House: On motion to suspend the rules and pass the bill Agreed to by the Yeas and Nays: (2/3 required): 314 - 20 (Roll no. 663).(text: CR H8801)
- **Dec 21, 2010:** On motion to suspend the rules and pass the bill Agreed to by the Yeas and Nays: (2/3 required): 314 - 20 (Roll no. 663). (text: CR H8801)
- **Dec 21, 2010:** Motion to reconsider laid on the table Agreed to without objection.
- **Dec 17, 2010:** Introduced in House
- **Dec 17, 2010:** Referred to the House Committee on Education and Labor.