

**State of New Jersey  
Sexual Misconduct/Abuse Disclosure Release Form  
(under P.L. 2018, Chapter 5)**

(Hiring school entity or independent contractor submits this form to ALL current employer(s) and to former employer(s) that were school entities and/or where the applicant had direct contact with children)

To:

Name of Current or Former Employer:	<input type="checkbox"/> No applicable employment
Street Address:	
City, State, Zip Code:	
Telephone Number:	

The named applicant is under consideration for employment with our entity. The State of New Jersey has determined that additional precautions are necessary in the hiring of school employees to ensure the safety of students. The individual whose name appears below has reported previous employment with your entity. We request you provide the information requested in SECTION 2 of this form within 20 business days as required by PL 2018, Chapter 5.

**SECTION 1: APPLICANT CERTIFICATION AND RELEASE (TO BE RELEASED BY THE APPLICANT EVEN IF THE APPLICANT HAS NO CURRENT OR PRIOR EMPLOYMENT TO DISCLOSE)**

Applicant's Name (First, Middle, Last):
Any former names by which the Applicant has been identified:
Date of Birth:
Last 4 digits if Applicant's Social Security Number:
Approximate dates of employment with the entity listed above:
Position(s):

Have you (Applicant) ever:

Yes  No  Been the subject of an abuse or sexual misconduct investigation by any employer, state licensing agency, law enforcement agency or child protective service agency (unless investigation resulted a finding that the allegations were false)?

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Yes  No  Been disciplined, discharged, non-renewed, asked to resign from employment, resigned from or otherwise separated from employment while allegations of abuse or sexual misconduct were pending or under investigation or due to adjudication or findings of abuse or sexual misconduct?

Yes  No  Had a license, professional license or certificate suspended, surrendered or revoked while allegations of abuse or sexual misconduct were pending or under investigation or due to an adjudication or findings of abuse or sexual misconduct?

By signing this form, I certify under penalty of law that the statements made in this form are true, correct, and complete. I understand that false statements herein, including, without limitation, any willful failure to disclose the information required, shall subject me to civil penalty under N.J.S.2C:28-3 (relating to unsworn falsification to authorities) and to discipline up to, and including termination or denial of employment, and may subject me to civil penalties under P.L. 1999, c.274. I also authorize the above named employer to release to the entity on page 3, the information requested in SECTION 2 of this form and any related records. I hereby release, waive and discharge the above-named employer from any and all liability of any kind that may arise from such disclosure or release of records.

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Date

**SECTION 2: CURRENT/FORMER EMPLOYER VERIFICATION (TO BE COMPLETED BY THE APPLICANT'S CURRENT EMPLOYER(S) AND ALL FORMER EMPLOYERS THAT WERE SCHOOL ENTITIES AND/OR WHERE THE APPLICANT HAD DIRECT CONTACT WITH CHILDREN)**

Employing Entity receipt date \_\_\_\_\_

Received by \_\_\_\_\_

Contact telephone# \_\_\_\_\_

Dates of Employment of Applicant: \_\_\_\_\_

To the best of your knowledge has the Applicant ever:

Yes  No  Been the subject of an abuse or sexual misconduct investigation by any employer, state licensing agency, law enforcement agency or child protective service agency (unless investigation resulted a finding that the allegations were false)?

Yes  No  Been disciplined, discharged, non-renewed, asked to resign from employment, resigned from or otherwise separated from employment while allegations of abuse or sexual misconduct were pending or under investigation or due to adjudication or findings of abuse or sexual misconduct?

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Yes  No  Had a license, professional license or certificate suspended, surrendered or revoked while allegations of abuse or sexual misconduct were pending or under investigation or due to an adjudication or findings of abuse or sexual misconduct?

\_\_\_\_\_  
Former Employer Representative Signature and Title

\_\_\_\_\_  
Date

Pursuant to P.L. 2018, Chapter 5 an employer, school entity, administrator, and/or independent contractor that provides information or records about a current or former employee or applicant shall be immune from criminal and civil liability for the disclosure of the information, unless the information or records provided were knowingly false. Such immunity shall be in addition to and not in limitation of any other immunity provided by law or any absolute or conditional privileges applicable to such disclosure by the virtue of the circumstances of the applicant's consent thereto.

Please return all completed information to:

School Entity: Ventnor Educational Community Complex
Address: 400 North Lafayette Avenue, Ventnor, New Jersey 08406
Phone: 609-487-7900 Fax: 609-822-0150

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**Instructions**

This standardized form has been developed pursuant to P.L. 2018, Chapter 5, to be used by the Ventnor City School District and by applicants who would be employed by or in a school entity in a position involving direct contact with children to satisfy the law's requirement of providing information related to abuse or sexual misconduct. To fulfill the requirements of P.L. 2018, Chapter 5, an applicant who would be employed by or in a school entity in a position having direct contact with children, must provide the information requested in SECTION 1 of this form and a written authorization that consents to and authorizes the disclosure by the applicant's current and former employer(s) and one for each of the applicant's former employers that were school entities or where the applicant was employed in a position having direct contact with children (therefore, the applicant may have to complete more than one form). Upon completion by the applicant, the hiring school entity or independent contractor shall submit the form the applicant's current and former employers to complete SECTION 2. A school entity or independent contractor may not hire an applicant who does not provide the required information for a position involving direct contact with children.

**Relevant Definitions:**

**Direct Contact with Children** is defined as: "the possibility of care, supervision, guidance or control of children or routine interaction with children."

**Sexual Misconduct** is defined as "any act, including, but not limited to, any verbal, nonverbal, written or electronic communication or physical activity, directed toward or with a child or student regardless of the age of the child or student that is designated to establish a romantic or sexual relationship with the child or student. Such acts include, but are not limited: (1) sexual or romantic invitation; (2) dating or soliciting dates; (3) engaging in sexualized or romantic dialogue; (4) making sexually suggestive comments; (5) self-disclosure or physical exposure of a sexual, romantic or erotic nature; or (6) any sexual, indecent, romantic or erotic contact with the child or student."

**Abuse** is defined as "conduct that falls under the purview and reporting requirements of the State of New Jersey Department of Children and Families, is directed toward or against a child or student, regardless of the age of the child or student."

**Please Note**

A prospective employer that received any requested information regarding an applicant may use the information for the purpose of evaluating the applicant's fitness to be hired or for continued employment and shall report the information as appropriate to the Department of Education, a state licensing agency, law enforcement agency, child protective services agency, another school entity or to a prospective employer.

If the prospective employer decides to further consider an applicant after receiving an affirmative response to any of the questions listed in SECTIONS 1 and 2 on this form, the prospective employer shall request that former employer responding affirmatively to the questions provide additional information and the matters disclosed and include any related records.

The completed form and any information or records received by an employer under this act shall not be deemed a public record under P.L. 1963, c.73 (C.47:1A-1 et seq.) or the common law concerning access to public records.