

# University of Illinois System Policy on Background Checks

## Policy Information

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**Policy Owner:** System Human Resource Services

**Approved by:** Board of Trustees

**Date Approved:** 10/05/2015

**Effective Date:** 10/05/2015

**Date Amended (most recent):** ~~TBD~~ 7/20/2023

**Targeted Review Date:** ~~TBD~~ 7/20/2026

**Contact:** systemhrservices@uillinois.edu.

## Purpose

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In an effort to provide a safe and secure environment for all students, employees and visitors at the University of Illinois System; to safeguard the U of I System's integrity, property and resources; and to help ascertain suitability for employment, the U of I System has established the following Policy for conducting background checks (1) for new employees and (2) for current employees transitioning into certain positions that are security ~~sensitive or critical sensitive ,and/or will be working with minors. which require background checks.~~ The Policy shall be implemented in a manner that is consistent with the U of I System's mission and vision, and guided by principles supporting its workforce diversity and international reputation.

## Overview

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Offers of employment made to prospective new hires, as well as offers made to current employees who are seeking to transition into a position that requires background checks by law or existing system or university policy or practice, will be contingent upon the results of the criminal background check and other pre-employment background checks, as applicable.

The U of I System may revoke any contingent offer of employment to an individual who does not consent to applicable background checks. For an individual who does consent to applicable background checks, the U of I System may revoke any contingent offer of employment if the results of the background checks represent a substantial relationship to the job responsibilities ~~or an unacceptable-unreasonable level of risk in relation to the job responsibilities~~ or if the background checks reveal the individual lacks requisite qualifications, thus not supporting a reasonable hiring decision. This policy does not purport to change or limit the authority of the Board of Trustees to approve or disapprove appointments, reappointments, or promotions as described in the University Statutes.

The system offices, the University of Illinois Hospital & ~~Health Sciences System Clinics~~ (~~U Health Hospital~~), and each university have the obligation to set guidelines and/or procedures, which must comply and be consistent with this Policy, for conducting criminal background checks for their respective employees. If an individual's criminal background check results indicate that the individual has a criminal record, the U of I System will conduct an individualized assessment, which will include an opportunity for the individual to explain or provide additional information. A criminal record will not automatically exclude an individual from being considered for or being offered employment with the U of I System, as consideration is given to such factors as, but not limited to, the length of time since the conviction; the number of convictions that appear on the conviction record; the nature and severity of the conviction and its relationship to the safety and security of others; the facts or circumstances surrounding the conviction; the age of the employee at the time of the conviction; and evidence of rehabilitation efforts. ~~the nature and seriousness of the underlying offense/conduct, the relatedness of the offense/conduct to the position being sought, the length of time that has elapsed since the conviction/end of sentence/conduct, and demonstrated rehabilitative efforts.~~

In addition, the system offices, ~~U Health Hospital~~, and each university have in place guidelines and/or procedures as well as best practices for conducting pre-employment background checks other than criminal background checks for their respective employees, consistent with the job description and applicable federal and state law. These separate background checks may relate to such items as the verification of education and other credentials, verification of employment history, motor vehicle records or credit records, if such checks are required based on the specific position. The system offices, ~~U Health Hospital~~ and university's guidelines and/or procedures will include an opportunity for the individual to explain or provide additional information.

## Individuals Covered

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Except as set forth below, this Policy will be followed and criminal background checks and other applicable background checks will be conducted with respect to new hires and current employees transitioning into certain positions that are security sensitive and/or critical will be working with minors positions, regardless of whether the individual is seeking a position as Faculty, Post-Doctoral Research Associates, Interns, Residents, Academic Professional (including academic hourly), or Civil Service (including extra help). Except when stipulated in the system offices, ~~U Health Hospital~~, and university's guidelines and/or procedures, background checks will not be conducted with respect to graduate or undergraduate student employees, pre- or post-doctoral fellows, volunteers, individuals appointed to non-paid positions, contractors or other individuals employed by another entity who are not otherwise subject to the University of Illinois System Protection of Minors Policy or who will not be assigned to ~~a designated certain~~ security sensitive ~~or critical~~ positions.

The U of I System reserves the right to modify this Policy at any time, in consultation with appropriate governance bodies.

## **Responsibilities**

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### Candidates:

- Provide complete and accurate information relating to the subject of the background check(s) that will be performed, when requested.
- Provide authorization for applicable background checks when requested.

### System Human Resource Services:

- Facilitate system-wide compliance with this Policy to ensure the system offices, [U HealthHospital](#), and university's guidelines and procedures follow established provisions and protocols for background checks.
- Coordinate the triennial policy review process.
- Coordinate and deliver system-wide reporting to the Board of Trustees, when requested.
- Coordinate the process for soliciting and contracting, as necessary, with an outside vendor to perform background checks on specified individuals pursuant to this Policy.
- Oversee the development, administration, and implementation of this Policy and guidelines and/or procedures relating to background checks for individuals to be employed by or otherwise associated with System Offices or applicable University Related Organizations (UROs).
- Communicate and provide necessary training regarding this Policy with respect to individuals employed by or otherwise associated with System Offices or applicable UROs.

### Each University/University of Illinois Hospital & [Health Sciences System Clinics](#):

- Ensure that the guidelines and/or procedures developed by each university and [U HealthHospital](#) for all of their respective units (e.g. Colleges, Departments, Offices) comply and are consistent with this Policy.
- Develop, oversee, administer and manage this Policy and the guidelines and/or procedures developed by each university and [U HealthHospital](#) relating to background checks for individuals to be employed by or otherwise associated with their respective units.
- Communicate and provide necessary training regarding this Policy with respect to individuals employed by or otherwise associated with the university or [U HealthHospital](#).

## **Periodic Assessment of the Policy**

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The U of I System shall review this Policy at least every three (3) years. This review shall include an assessment of any impact of the Policy on the academic quality, workforce diversity, and international reputation of the University. This review will be conducted by representative stakeholders, including administration, faculty and staff from the system offices, [U Health Hospital](#), and each university and its results will be shared with appropriate governance bodies.

## **Confidentiality**

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All records obtained through background checks will be maintained in accordance with record retention and other applicable policies and procedures established by the system offices, [U Health Hospital](#), or each university. All such records shall be deemed confidential, maintained in a secured, access-restricted file with access limited to only those U of I System representatives who have a need to review or utilize those records in fulfilling their responsibilities under this Policy.

## **Forms, Tools, and Additional Resources**

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[UIC Background Check Compliance Website](#)

[UIS Background Check Procedures](#)

[UIUC Background Check Website](#)

## **Website Address for this Policy**

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<https://www.hr.uillinois.edu/cms/One.aspx?portalId=4292&pageId=2034163>