



Kansas State Youth Soccer Association (KSYSA)

RISK MANAGEMENT PASS/FAIL GUIDELINES

I. DISQUALIFICATION CRITERIA

The KSYSA Risk Management Committee analyzes behaviors and/or convictions produced from criminal history background check(s) with an incident date between the application date and ten (10) years previous from the application date. The KSYSA Risk Management Committee also reserves the right to review and analyze incidents that date back farther than ten (10) years at its discretion or if it is deemed that a person's criminal history beyond ten (10) years possesses a serious threat to the well being and safety of children.

Upon reviewing the results of the background checks conducted, KSYSA reserves the right to sanction, including permanent exclusion from all KSYSA activities, any individual from any and all of its programs with a documented of the following convictions or behaviors (in whole or in part) or other substantially similar convictions, (as deemed by the KSYSA Risk Management Committee). Such actions may also bar the candidate from participation in all Region II and US Youth Soccer related activities and events and may cause the candidate to be contacted about their criminal history by legal counsel on behalf of Region II.

- Failure or refusal to completely fill out a KSYSA disclosure statement form will result in automatic denial of the privilege of representing KSYSA in any capacity, to include working with, supervising, guiding or caring for any KSYSA member or team.
- Failure to respond to requests for a completed a KSYSA disclosure statement form could result in temporary or permanent denial of the privilege of representing KSYSA in any capacity, to include working with, supervising, guiding or caring for any KSYSA member.
- Knowingly and/or intentionally falsifying any information on the KSYSA disclosure statement form could result in temporary or permanent denial of the privilege of representing KSYSA in any capacity, to include working with, supervising, guiding or caring for any KSYSA member.

Regardless of the amount of time that has passed

- A documented history of murder, kidnapping, molestation, sexual abuse, exploitation, physical abuse, arson, robbery, burglary, and extortion or any other crime against any individual, including minors.
- All Sex Offenses
Child molestation, rape, sexual assault, sexual battery, sexual harassment, sodomy, prostitution involvement, solicitation, indecent exposure, etc.
- All Felony Violence
Murder, manslaughter, aggravated assault, felonious assault, kidnapping, robbery, aggravated burglary, etc.

Last 10 years

- All felony offenses other than violence or sex related within the last ten (10) years.
- Drug offenses, theft, embezzlement, fraud, child endangerment, etc.

Misdemeanors

- Assault, simple, battery, domestic violence within the last seven (7) years.
- Multiple misdemeanor drug and alcohol offenses within the last seven (7) years.
- Two charges involving any combination of DUI (Driving while Intoxicated) or DWI (Driving Under the Influence) within the last five (5) years.
- Driving privileges:
 - KSYSA reserves the right to pass sanction and/or prohibit or limit any person from driving any minor members or other persons directly or indirectly associated with any KSYSA event or team (except a son, daughter or legal ward of that individual) when KSYSA is aware of the suspension or revocation of an individual's driver's license which has occurred any time during the five years prior to submission of the signed and dated KSYSA volunteer/employment disclosure statement form.
 - KSYSA reserves the right to pass sanction and/or prohibit or limit any person from driving any minor members or other persons directly or indirectly associated with any KSYSA event or team (except a child or legal ward of that individual) when KSYSA is aware of the charge and/or conviction of DUI (Driving Under the Influence) or DWI. (Driving While Intoxicated) where such judgment was entered within the twenty (20) years prior to the submission of the Disclosure Statement.
 - Presently, KSYSA will notify those candidates who fall within the following criteria that they cannot in any case, expect an emergency involving serious injury, transport any KSYSA minor-aged player to or from any KSYSA activity, unless such player is the candidate's own child or legal ward.

- The candidate will be placed on probation for two years. If the candidate sustains a further charge during this probationary period, the candidate could be permanently disqualified from future KSYSA participation.

Any other misdemeanor within the past five (5) years that would be considered a potential danger to children or is directly related to the functions of that volunteer, including but not limited to neglect, harassment, child abandonment, violation of a restraining order and distributing, providing or selling alcohol or unlawful drugs to a minor.

Any other misdemeanor within the past five (5) years that would be considered a potential damage to children, including but not limited to contributing to the delinquency of a minor, providing alcohol to a minor and theft:

- Admitted use of/or conviction for use of illegal drugs.
- Documented history of alcohol abuse, including DWI (Driving While Intoxicated) and DUI (Driving under the Influence).
- Any person or persons who are found to have discriminated based on race, ethnicity and national origin, sex or disabilities including AIDS/HIV.
- Any persons or persons who are found to have slandered or defamed by gossip in oral or written form.
- Refusal to submit to any terms under this document.
- Any other information that casts serious doubts on the applicant's ability to be entrusted with the supervision, guidance and care of young people.

Financial responsibility:

- Persons who have the responsibility to handle money or finances in general for any program, directly or indirectly affiliated with KSYSA, could be temporary or permanently denied of the privilege of representing KSYSA in any financial capacity in the event of any of the following convictions:
 - Robbery, theft, extortion, embezzlement, any offense associated with intentionally issuing a bad check; financial exploitation of any person, including a minor; or forgery.

Litigation:

- KSYSA reserves the right to pass sanction on any individual that has been **formally charged, arrested, indicted or cited** with and/or becomes a defendant in any litigation, the outcome of which would result in sanction under KSYSA policy and/or would be considered detrimental to the welfare of minors.

Such sanction could include suspension and/or expulsion from all KSYSA-related activities until litigation has been formally resolved.

II. DISQUALIFICATION PROCEDURE

SSCI will notify KSYSA of the results of the completed background check screenings and will issue “FAIL” letters to KSYSA candidates that have been disqualified for risk management reasons. A “FAIL” letter will include the following or similar verbiage:

CONFIDENTIAL
TO BE OPENED BY ADDRESSEE ONLY

Date

Applicant

Address

City, state, zip

Dear Applicant:

We regret to inform you that based on the background screening disqualification criteria established by the ORGANIZATION, you have been reported as “disqualified” based on our search of the pertinent records and databases. The report was prepared by Southeastern Security Consultants, Inc. (SSCI) pursuant to an authorization signed by you at the time of application with the ORGANIZATION. SSCI is not responsible for establishing the disqualification criteria but only for reporting whether a person meets or fails such criteria.

If you believe the enclosed report contains factually inaccurate or incomplete information you may contact us at SSCI and we will respond to your inquiry.

In accordance with SSCI’s obligations under the Federal Fair Credit Reporting Act, a copy of this Act is enclosed which explains your rights under it. Although the term “Credit” appears in the title of the Act, no credit reports or credit information was accessed as part of our background screening process.

Our contact information is listed below:

SSCI

1853 Piedmont Road, Suite 100

Marietta, GA 30066

Telephone: 866-996-7412

Email: sales@ssci2000.com

Any questions regarding the validity of information found on a background check screening must be directed to SSCI at 866-996-7412.

For any questions concerning an applicant’s interest in discussing a “FAIL” designation please contact KSYSA Risk Manager Chris Campbell at riskmgmt@kansasyouthsoccer.org and KSYSA Executive Director Bob Riggs at rriggs@kansasyouthsoccer.org.