



15 St. Johns St Goshen, NY 10924

CHILD PROTECTION POLICY for Beautiful People Adaptive Sports Fall 2023

A. SUMMARY

Individuals must conduct themselves appropriately with children who participate in Beautiful People (BP) related programs and report instances or suspicion of physical or sexual abuse of children.

B. POLICY

BP is committed to protecting the safety and well-being of children who participate in athletic programs and activities, county-wide, or utilize campus facilities for activities including, but not limited to, sports camps, competitive teams, skills-building and athletic programs.

C. DEFINITIONS

Covered Activity: A program or activity conducted by BP as an organization. **Covered Person:** A person who is responsible for the custody, control or supervision of children participating in the Covered Activity and who is: (i) an employee of BP; (ii) a volunteer; (iii) a vendor, licensee, or other person, who is given permission to come onto the field or to use facilities for Covered Activities.

Child: An individual under the age of seventeen years, who is participating in a Covered Activity.

Children's Camp: A camp defined under New York Public Health Law §1392i . (see, <https://codes.findlaw.com/ny/public-health-law/pbh-sect-1392.html>).

Physical Abuse: Physical contact with a child by a covered person which is intended to cause, or causes, pain or physical injury, including punching, beating, shaking, throwing, kicking, biting and burning, or directing a child, outside the norm of the supervised activity, to perform physical activity which is intended to cause physical injury.

Sexual Abuse: Engaging in a sexual offense with a child and/or encouraging or promoting sexual performance by a child. Pursuant to the NYS Penal Law Articles 130, 263, and Sections 260.10 and 260.25, sexual offenses include: sexual misconduct, rape, criminal sex acts, forcible touching, persistent sexual abuse, sexual abuse, aggravated sexual abuse, course of sexual conduct against a child, facilitating a sex offense with a controlled substance, sexually motivated

felony, predatory sexual assault against a child, and sexual performance by a child. This also includes Penal Law offenses relating to children including endangering the welfare of a child and unlawfully dealing with a child in the first degree. Sexual performance by a child, as defined by the Penal Law, is any behavior which results in touching of the sexual or other intimate parts of a child for the purpose of sexual gratification of the child and/or adult, including touching by the child and/or adult with or without clothing, and all acts as defined by New York State Penal Law Articles 130, 263 and Section 260.10.

Responsible Staff Member: The employee of the organization, who has been designated by the Board of Directors.

D. PROHIBITED CONDUCT

A Covered Person shall not: 1. Be alone with a child, unless the Covered Person is a relative or guardian of the child, unless one-on-one contact is approved. In no event shall a Covered Person, who is not a relative or guardian of a child, be alone with the child in a restroom, locker room, shower, or vehicle. 2. Engage in physical abuse or sexual abuse of a child. 3. Engage in the use of alcohol or illegal drugs, or be under the influence of alcohol or illegal drugs during Covered Activities. 4. Enable, facilitate or fail to address a child's use of alcohol or illegal/non-prescribed drugs. 5. Contact a child through electronic media, including social media, for the purpose of engaging in any prohibited conduct, including sexual conduct. 6. Offer or make a gift to a child for the purpose of engaging in any prohibited conduct, including sexual conduct. 7. Release a child from a Covered Activity without a written authorization from the child's parent or guardian. Child Protection Policy

E. REQUIRED CONDUCT

A Covered Person shall: 1. Take all reasonable measures to prevent physical and sexual abuse of a child, including immediately removing a child from potential physical abuse, sexual abuse or prohibited conduct as defined herein. 2. Report immediately any suspected physical abuse or sexual abuse of a child to the Executive Board, and provide a written report of suspected physical or sexual abuse of a child. Other reporting requirements not addressed in this Policy may apply, such as the obligations of mandated reporters under New York Social Services Law, who are required to report suspected child abuse or maltreatment when they are presented with a reasonable cause to suspect such abuse or maltreatment has occurred. 3. Complete all required training developed pursuant to this Policy. 4. Wear and display prominently at all times during the Covered Activity a lanyard or other form of identification that identifies the individual as having the responsibilities of a Covered Person.

A Responsible Staff Member shall: 1. Confirm that the requirements of this Policy have been communicated to Covered Persons prior to the commencement of a Covered Activity. 2. Confirm that New York Sex Offender Registry and National Sex Offender Public Registry searches have been obtained and reviewed for Covered Persons prior to the commencement of a Covered Activity. 3. Confirm that the completed Acknowledgement of the BP Child Protection form (Exhibit A of this policy) has been obtained from Covered Persons prior to the commencement of a Covered Activity. 4. Immediately report allegations of physical abuse or

sexual abuse of a child to the Board President, and complete and provide a written report for each allegation of physical abuse or sexual abuse of a child. Other reporting requirements not addressed in this Policy may apply, such as the obligations of mandated reporters under New York Social Services Law, who are required to report suspected child abuse or maltreatment Child Protection Policy when they are presented with a reasonable cause to suspect such abuse or maltreatment has occurred. (see <https://codes.findlaw.com/ny/social-services-law/sos-sect-413.html>). 5. Notify and coordinate with appropriate law agencies to ensure that allegations of suspected physical abuse or sexual abuse are investigated and addressed appropriately. 6. Confirm that required training on this Policy has occurred prior to the commencement of a Covered Activity for all Covered Persons who are employees, volunteers, and coaches.

F. ORGANIZATION RESPONSIBILITIES The Board or his/her designee shall: 1. Designate a Responsible Official for each Covered Activity. 2. Determine on a limited basis that the first sentence of section D.1. of this Policy, which prohibits a Covered Person from being alone with a child, shall not apply to certain Covered Activities when the pedagogical or health-related nature of the Covered Activity requires such one-on-one contact with a child, such as therapy, pick-up sites and emergency first aid services. 3. Communicate the requirements of this Policy to Covered Persons. 4. Provide for and require biennial training on this Policy for all Covered Persons who are employees, volunteers, students or coaches of the Covered Activity. 5. Obtain New York Sex Offender Registry and National Sex Offender Public Registry searches for Covered Persons who are employees, volunteers, or coaches and complete a review of such searches not more than ninety (90) days prior to the commencement of a Covered Activity. a. A search of the NY Sex Offender Registry means: i. a search of the file of persons required to register pursuant to Article 6-C of the Correction Law maintained by the NY Division of Criminal Justice Services pursuant to NY Correction Law § 168-b for every level of sex offender (Level 1 through Level 3), which requires an email, CD or hard copy submission of names and identifiers to DCJS as described on the DCJS website [[url: http://www.criminaljustice.ny.gov/nsor/800info_cdsubmit.htm](http://www.criminaljustice.ny.gov/nsor/800info_cdsubmit.htm)]; and ii. retention of the records of the results of such search. An internet search alone will not meet the requirements of this Policy. b. A search of the National Sex Offender Public Registry means: i. a search by first and last name of the National Sex Offender Public Website maintained by the United States Department of Justice at this link: <http://www.nsopw.gov/>; and ii. retention of the records of the results of such search. 5. Provide for the prompt investigation and preparation of written findings by the Board and Executive Director of suspected physical abuse or sexual abuse, and if there is reasonable cause to believe a crime has been committed, coordination by the Director of Safety and Security with other law enforcement officials. 7. Provide a mechanism to report and respond to allegations of retaliation (as described below). 8. Retain documentation of the search results from the New York and National Sex Offender registries for Covered Persons who are employees, volunteers, coaches for six (6) years after the covered person has separated from employment.

G. RETALIATION Retaliatory action against anyone acting in good faith, who has reported alleged physical abuse or sexual abuse in accordance with this Policy, or who has been

involved in investigating or responding to allegations of physical or sexual abuse, or who has reported a failure to comply with this Policy, is a violation of this Policy and will result in disciplinary action, up to and including termination of employment for employees. Retaliatory acts may include, but are not limited to: I. employment actions affecting salary, promotion, job duties, work schedules and/or work locations.