



## Michigan State Youth Soccer Association RISK MANAGEMENT PROGRAM



### **RISK MANAGEMENT POLICY**

The Michigan State Youth Soccer Association will also be stated as ‘MSYSA’ throughout this document. Any coach, assistant coach, team trainer, team manager, League President, League Delegate, League official, League representative, MSYSA administrator, MSYSA Board of Directors member, contract labor employee, or any other individual over the age of 18 seeking affiliation with MSYSA or MSYSA affiliated leagues who has direct or indirect contact or influence on a youth player shall be known collectively as “Adult Applicant” for the purposes of this policy. Any MSYSA player registered for the current season with an affiliated MSYSA league will be known as “Youth Player” or “Player” for the purposes of this Policy.

#### **I. APPLICATION PROCESS**

Every Adult Applicant is required by MSYSA to apply for Risk Management using the Online Risk Management system or by sending in a paper application to the MSYSA State Office prior to being registered with MSYSA or its affiliate leagues. Paper applications are available on the MSYSA website or at the MSYSA State Office.

A nation-wide criminal history background check is performed on every Risk Management Applicant. Each Risk Management Application is subject to a processing fee.

#### **II. RISK MANAGEMENT DISQUALIFICATION CRITERIA**

The Risk Management (RM) Committee will make all initial decisions pertaining to an individual’s eligibility to participate with the MSYSA. The Risk Management Committee has the authority to immediately disqualify an individual based on the results of any criminal history background check(s). The RM Committee also has the authority to attain more information on questionable or serious offenses and convictions based on the results of any criminal history background check(s).

As of March 27, 2006, the RM Committee consists of:

- Thomas D. Frisbie Jr., RM Chairman
- Adam Keller, RM Administrator
- Robin Crawford, MSYSA President
- Duane Johnson, Legal Counsel
- Ruth Dober, MSYSA Secretary
- Pat Mathieu, MSYSA Discipline and Appeals Chairperson

MSYSA reserves the right to modify or change the make up of the RM Committee with or without notice and for any reason it deems appropriate and/or sees fit.

Upon reviewing the results of any background checks conducted, the convictions listed below, in whole or in part, may cause the Risk Management Applicant to be immediately

disqualified from participation with the MSYSA, all MSYSA related activities and events, all MSYSA affiliated league activities and events, and all US Youth Soccer related activities and events. MSYSA reserves the right to contact the applicant regarding their criminal history in an attempt to gather more information. Information provided by the applicant is taken into consideration by the RM Committee in determining the eligibility of the applicant to participate with MSYSA.

Aggravated Murder

Kidnapping

Felonious assault

Aggravated assault

Assault

Rape

Aggravated robbery

Robbery

Burglary

Aggravated burglary

Voluntary manslaughter

Involuntary manslaughter

Failing to provide for functionally impaired person

Aggravated menacing

Patient abuse/neglect

Abduction

Child stealing

Child enticement (actually called criminal child enticement)

Sexual Battery

Gross sexual imposition

Sexual imposition

Importuning

Voyeurism

Public indecency

Felonious sexual penetration (formerly 2907.12)

Compelling prostitution

Procuring

Disseminating matter harmful to juvenile

Pandering sexually oriented matter involving a minor

Illegal use of minor in nudity oriented material or performance

Unlawful abortion

Endangering children

Contributing to the delinquency of a minor

Domestic violence

Promoting prostitution

Prostitution: after HIV test  
Corruption of a minor  
Custodial interference (Interference with custody)  
Carrying concealed weapons  
Having a weapon while under a disability  
Improperly discharging a weapon at or near a school or dwelling  
Corrupting another with drugs  
Trafficking in drugs (closest I found was conspiracy, which is very broad)  
Funding of drug or marijuana trafficking  
Illegal administration or distribution of anabolic steroids  
Possession of drugs  
Placing harmful objects in food or confection

MSYSA, the MSYSA RM Committee and MSYSA Legal Counsel have the right at any time to add additional offenses and convictions to the list as outlined above.

The RM Committee analyzes 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 RM Committee also reserves the right to review and analyze incidents that date back farther than ten (10) years 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.

The RM Committee also reserves the right to perform criminal history background check(s) at random time periods on any Adult Member who has previously applied for Risk Management and who may or may not have a criminal history.

### **III. DISQUALIFICATION PROCEDURE**

MSYSA Legal Counsel will send written notification to every Adult Applicant who has been disqualified by the RM Committee with instructions on how to appeal the decision made by the RM Committee. The disqualified individual has seven (7) days from the receipt of the notice of disqualification to submit an appeal in writing to the MSYSA Board of Directors. If written notification from the disqualified Adult Member is not received by MSYSA State Office within seven (7) days then the disqualification will be final and the Adult Applicant will lose all rights to appeal the decision and forfeits their eligibility to participate with the MSYSA, MSYSA affiliates, and US Youth Soccer.

MSYSA Legal Counsel will send written notification to every Adult Applicant who is asked to provide more information by the RM Committee pertaining to offenses and/or convictions found as a result of criminal history background check(s). If the Adult Applicant fails to respond to MSYSA Legal Counsel within 10 days of the receipt of the written notification for more information then the individual will be disqualified from participation with the MSYSA. The decision will be final and the Adult Applicant will lose

all rights to appeal the decision and forfeits their eligibility to participate with the MSYSA, MSYSA affiliates, and US Youth Soccer.

#### **IV. APPEAL PROCESS**

Any Adult Applicant who has been disqualified from participation with the MSYSA has the right to appeal the initial decision made by the RM Committee. Once the written notification of the disqualification is received by the individual, that individual must submit a written notice of appeal to the MSYSA Board of Directors addressed to the MSYSA State Office. If the written notice of appeal is not received by the MSYSA State Office within seven (7) days from the receipt of the disqualification letter, the individual forfeits their current ability for an appeal as well as any time in the future.

The appeal will occur during the next scheduled Board of Directors Meeting at the MSYSA State Office. All Board of Members present at the meeting may vote with the exception of the MSYSA President and MSYSA Secretary (these individuals serve on the RM Committee). A vote will be taken by the MSYSA Board of Directors in executive session and the decision will be relayed in written form by MSYSA Legal Counsel no later than 10 days from the date of the meeting. The decision made by the MSYSA Board of Directors is final and will take effect immediately following the notification by MSYSA Legal Counsel of the MSYSA Board of Director's decision.