

**BEAVER COUNTY YOUTH FOOTBALL VOLUNTEER SECURITY CLEARANCE POLICY AND
AFFIDAVIT PURSUANT TO PENNSYLVANIA ACT 153**

ACT 33 (CHILD ABUSE) AND ACT 34 (CRIMINAL HISTORY) MUST BE OBTAINED AND PROVIDED FOR ALL APPLICANTS AND/OR VOLUNTEERS OF BCYFL CLEARANCES FOR ALL VOLUNTEERS MUST BE RENEWED EVERY 36 MONTHS AN ACT 153 AFFIDAVIT (SEE BELOW) MUST BE COMPLETED AND SUBMITTED TO THE BCYFL BY EVERY APPLICANT AND/OR VOLUNTEER PURSUANT TO ACT 153, A LIFETIME BAN EXISTS FOR APPLICANTS OR VOLUNTEERS CONVICTED OF THE FOLLOWING OFFENSES:

- Criminal homicide (Chapter 25)
- Aggravated assault (Section 2702)
- Stalking (Section 2709.1)
- Kidnapping (Section 2901)
- Unlawful restraint (Section 2902)
- Luring a child into a motor vehicle or structure (Section 2910)
- Rape (Section 3121)
- Statutory sexual assault (Section 3122.1)
- Involuntary deviate sexual intercourse (Section 3123)
- Sexual assault (Section 3124.1)
- Institutional sexual assault (Section 3124.2)
- Aggravated indecent assault (Section 3125)
- Indecent assault (Section 3126)
- Indecent exposure (Section 3127)
- Sexual intercourse with an animal (Section 3129)
- Incest (Section 4302)
- Concealing the death of a child (Section 4303)
- Endangering the welfare of children (Section 4304)
- Dealing in infant children (Section 4305)
- Prostitution and related offenses (Section 5902(b))
- Obscene and other sexual materials and performances (Section 5903 (c) or (d))
- Corruption of minors (Section 6301 (a) (1) (ii))
- Sexual abuse of children (Section 6312)
- Unlawful contact with minor (Section 6318)
- Solicitation of minors to traffic drugs (Section 6319)
- Sexual exploitation of children (Section 6320)
- Luring a child into a motor vehicle or structure;
- Sexual intercourse with an animal;
- Prostitution and related offenses;
- Unlawful contact with minor; and
- Sexual exploitation of children

ADDITIONALLY, THE FOLLOWING PERMANENT OR TEMPORARY BANS APPLY TO ALL APPLICANTS AND VOLUNTEERS:

A permanent ban would also be required if the person is identified in the Commonwealth child abuse registry as a person who is a perpetrator of a founded report of child abuse "that involved the sexual abuse or exploitation of a child."

A "temporary ten-year ban" would be in effect for a person convicted of a "felony offense of the first, second or third degree" for a crime other than those outlined above where the victim was a child. Also, a felony offense under the Controlled Substance, Drug, Device and Cosmetic Act would subject a person to a 10-year ban on direct involvement with children.

A "temporary five-year ban" would be required when the person has been convicted of a misdemeanor of the first degree for a crime (again other than those outlined in the list above) and the victim was a child. This five year exclusion would also be required if the person was identified as a perpetrator of a founded report of child abuse that was not sexual in nature (i.e., the person was named as a perpetrator of a founded report of physical abuse or neglect). A founded perpetrator status related to sexual abuse requires a lifetime ban.

An employee or volunteer once involved with an organization - post the initial background checks) would have to provide notice, in the future, if they have been "arrested or convicted for an offense that would constitute grounds for denying employment or participating in a program, activity or service under this section." This notice would also be required if they have been named as a "perpetrator in a founded or indicated report of child abuse." The notice to must occur no later than 72 hours "after the arrest, conviction or notification that the person has been listed as a perpetrator of child abuse in the statewide central register."

BCYFL ACT 153 VOLUNTEER AFFIDAVIT

Commonwealth of Pennsylvania
County of Beaver

On the _____ day of _____, 2020, before me, a Notary Public, personally appeared the undersigned affiant, who being duly sworn according to law and intending to be legally bound, deposes and says:

1. I am applying for the position of _____, an unpaid, volunteer position with the _____.

2. I have been a resident of the Commonwealth of Pennsylvania for the entirety of the previous ten (10) years from the date of this Affidavit.

3. I am not disqualified from service as a volunteer as a result of a conviction of one or more of the following offenses listed under Title 18 of the Pennsylvania crimes code (or equivalent crime under federal law or law of another state), or the attempt, solicitation or conspiracy to commit any of these offenses:

- a. Criminal homicide (Chapter 25);
- b. Aggravated assault (Section 2702);
- c. Stalking (Section 2709.1);
- d. Kidnapping (Section 2901);
- e. Unlawful restraint (Section 2902);
- f. Rape (Section 3121);
- g. Statutory sexual assault (Section 3122.1);
- h. Involuntary deviate sexual intercourse (Section 3123);
- i. Sexual assault (Section 3124.1);
- j. Aggravated indecent assault (Section 3125);
- k. Indecent assault (Section 3126);
- l. Indecent exposure (Section 3127);
- m. Incest (Section 4302);
- n. Concealing death of a child (Section 4303);
- o. Endangering welfare of children (Section 4304);
- p. Dealing in infant children (Section 4305);
- q. Felonies related to prostitution (Section 5902 (b));
- r. Obscene and other sexual materials/performances (Section 5903(c));
- s. Corruption of minors (Section 6301); or
- t. Sexual abuse of children (Section 6312).

4. I have not been convicted of an offense similar in nature to those offenses listed in Paragraph 3 above under the laws or former laws of the United States or one of its territories or possessions, another state, the District of Columbia, the Commonwealth of Puerto Rico or a foreign nation, or under a former law of this Commonwealth.

5. I am not disqualified from service as a volunteer as a result of a felony conviction for violation of the Controlled Substance, Drug, Device and Cosmetic Act (35 P.S. § 780-101 et seq.) during the five (5) year period immediately preceding the date of this Affidavit.

6. I have not been named as a perpetrator of a founded report in the Pennsylvania Statewide Database for an act of child abuse committed within the five-year period immediately preceding the date of this Affidavit.

I hereby affirm that the information in this affidavit is true and correct to the best of my knowledge and belief and that the signature is being made subject to 18 Pa.C.S.A. § 4903 relating to crimes for false sworn statements which is a misdemeanor of the third degree punishable by up to one year imprisonment.

Date

Affiant Printed Name

Affiant Signature

Date

Witness Printed Name

Witness Signature