



CITY OF NEW SMYRNA BEACH

TO ALL POTENTIAL COACHES, REFEREES & VOLUNTEERS

RE: CHILD PROTECTION ACT OF 1993

Any person who has been **convicted, plead “no contest”, or entered in to a diversionary program through the State Attorney’s Office**, regarding any of the following crimes **will not be allowed** to coach, referee or volunteer in any youth program being sponsored by the City of New Smyrna Beach Parks & Recreation Department.

The crimes are as follows:

1. A felony offense involving the use or distribution of a controlled substance or a misdemeanor involving a controlled substance within the last 10 years
2. Child Abuse or other crimes of Moral Turpitude
3. Manslaughter
4. Aggravated Assault
5. Kidnapping
6. Arson
7. Sexual Assault
8. Domestic Violence
9. Incest
10. Indecent Exposure
11. Prostitution or Promotion of Prostitution

Anyone wishing to coach, referee or volunteer **must have** a background check done and any forms that are returned with one or more of the above listed crimes **will not be allowed to coach, referee or volunteer**. The Director of Parks & Recreation reserves the right to approve or deny any application.



CITY OF NEW SMYRNA BEACH

RELEASE OF INFORMATION

I, _____, In accordance with Chapter 85-54, amended to 87-238, Laws of Florida, hereby give the City of New Smyrna Beach permission to conduct a complete background investigation and release to the New Smyrna Beach Parks & Recreation Department any information found. I realize that this search is a routine matter for all potential coaches, referees and volunteers. I also understand that the city may do this check once a year if I continue to participate in the Parks & Recreation Programs.

Signature of Parent/Legal Guardian

Signature of Applicant

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Full Name _____ DOB _____

Maiden Name _____ Sex _____ Race _____

Prior Names (Last Names) _____

Current Address _____

City _____ State _____ Zip _____

Social Security # _____ Driver's License # _____

Phone (home) _____ Phone (cell) _____

AFFIDAVIT OF GOOD MORAL CHARACTER

State of Florida

County of Volusia

Before me this day personally appeared _____ who, being duly sworn, deposes and says:

*I am an applicant for coach, referee or volunteer as a caretaker with:
The City of New Smyrna Beach / Parks & Recreation Department*

By signing this form, I am swearing that I have not been found guilty or entered a plea of guilty or nolo contendere (no contest), regardless of the adjudication, to any of the following charges under the provisions of the Florida Statutes or under any similar statute of another jurisdiction. I also attest that I do not have a delinquency record that is similar to any of these offenses.

I understand I must acknowledge the existence of any criminal records relating to the following list regardless of whether or not those records have been sealed or expunged. I understand that I am also obligated to notify my employer of any possible disqualifying offenses that may occur while employed in a position subject to background screening under Chapter 435, Florida Statutes.

Sections:

741.30 domestic violence and injunction for protection (defined in 741.28) means any assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, kidnapping, false imprisonment, etc. of a family or household member

782.04 murder

782.07 manslaughter, aggravated manslaughter of an elderly person or disabled adult, or aggravated manslaughter of a child

782.071 vehicular homicide

782.09 killing an unborn child by injury to the mother

784.011 assault, if the victim of offense was a minor

784.021 aggravated assault

784.03 battery, if the victim of offense was a minor

784.045 aggravated battery

787.01 kidnapping

787.02 false imprisonment

787.04(2) taking, enticing, or removing a child beyond the state limits with criminal intent pending custody proceedings

787.04(3) carrying a child beyond the state lines with criminal intent to avoid producing a child at a custody hearing or delivering the child to the designated person

790.115(1) exhibiting firearms or weapons within 1,000 feet of a school

790.115(2)(b) possessing an electric weapon or device, destructive device, or other weapon on school property

794.011 sexual battery

794.041 prohibited acts of persons in familial or custodial authority (former)

Chapter: 796 prostitution

Section: 798.02 lewd and lascivious behavior

Chapter: 800 lewdness and indecent exposure

Section: 806.01 arson

Chapter: 812 felony theft and/or robbery and related crimes, if a felony

Sections: 817.563 fraudulent sale of controlled substances, if the offense was a felony

825.102 abuse, aggravated abuse, or neglect of disabled adults or elderly persons

825.1025 lewd or lascivious offenses committed upon or in the presence of an elderly person or disabled adult

825.103 exploitation of disabled adults or elderly persons, if the offense was a felony

826.04 incest

827.03 child abuse, aggravated child abuse, or neglect of a child

827.04 contributing to the delinquency or dependency of a child
 827.05 negligent treatment of children
 827.071 sexual performance by a child
 843.01 resisting arrest with violence
 843.025 depriving an officer means of protection or communication
 843.12 aiding in an escape
 843.13 aiding in the escape of juvenile inmates in correctional institution
 Chapter: 847 obscene literature
 Section: 874.05(1) encouraging or recruiting another to join a criminal gang
 Chapter: 893 drug abuse prevention and control only if the offense was a felony or if any other person involved in the offense was a minor

ONE OF THE FOLLOWING STATEMENTS MUST BE MADE:

Under the penalty of perjury, which is a first degree misdemeanor, punishable by a definite term of imprisonment, not exceeding one year and/or a fine not exceeding \$1,000 pursuant to ss.837.012, or 775.082, or 775.083, Florida Statutes, I attest that I have read the foregoing, and I am eligible to meet the standards of good character for this caretaker position.

Signature of Affiant

OR for teachers and non-instructional personnel in lieu of fingerprint submission:

I swear that I have been fingerprinted under Chapter 1012, Florida Statutes, when employed as a teacher or noninstructional employee and have not been unemployed from the school board for more than 90 days. I swear the findings of that background check did not include any of the above offenses and that I meet the standards of good character for this caretaker position.

Signature of Affiant

OR

To the best of my knowledge and belief, my record may contain one or more of the foregoing disqualifying acts or offenses.

Signature of Affiant

Sworn to and subscribed before me this _____ day of _____, _____
 My commission expires NOTARY PUBLIC, STATE OF FLORIDA
 My signature, as a Notary Public, verifies the affiant's identification has been validated by

_____.

Notary Signature

