

## **MAAPP – Model Minor Athlete Abuse Prevention Policy**

NYSWYSA has incorporated the US Center for Safe Sport best practices template for use by US Soccer and its member organizations which includes all NYSWYSA member clubs. All NYSWYSA member clubs and their officers must have MAAPP policy in place to remain in good standing. During routine auditing, NYSWYSA may ask member clubs to provide validation that they have MAAPP policies in place. Member Clubs should refer to Appendix A which provides the current NYSWYSA MAAPP policy template in place for their own use.

## **Appendix A – NYSWYSA Minor Athlete Abuse Prevention Policy (MAAPP)**

### **PART I - EDUCATION & TRAINING POLICY**

#### **A.) Mandatory Child Abuse Prevention Training for Adult Participants**

##### **1. Adult Participants Required to Complete Training**

a.) The following Adult Participants must complete the SafeSport Trained Core either through the Center’s online training or the Center’s approved, in-person training:

- i. Adult Participants who have regular contact with any amateur athlete(s) who is a minor.
- ii. Adult Participants who have authority over any amateur athlete(s) who is a minor.
- iii. Adult Participants who are an employee or board member of NYSWYSA or its member Clubs.

##### **2.) Timing of Training - Adult Participants must complete this training:**

- a.) Before regular contact with an amateur athlete who is a minor begins; and
- b.) Within the first 45 days of either initial membership or upon beginning a new role subjecting the adult to this policy.

##### **3.) Refresher Training**

The above listed Adult Participants must complete a refresher course on an annual basis, beginning the calendar year after completing the SafeSport Trained Core. Every four years, Adult Participants will re-complete the SafeSport Trained Core training.

#### **B) Minor Athlete Training Must Be Offered**

- 1) NYSWYSA, on an annual basis, will offer and, subject to parental consent, give training resources to Minor Athletes on the prevention and reporting of child abuse as listed in #2 below.
- 2) Safesport offers youth courses, located at [www.athletesafety.org](http://www.athletesafety.org), that meet this requirement.

#### **C) Parent Training Must Be Offered**

- 1) NYSWYSA, on an annual basis, will offer training to parents on the prevention and reporting of child abuse as listed in #2 below.
- 2) Safesport offers parent courses, located at [www.athletesafety.org](http://www.athletesafety.org), that meets this requirement.

#### **D) Exemptions and Accommodations**

- 1) Exemptions from this Education & Training Policy may be made on a case-by-case basis for victims/survivors. Requests may be made directly to the U.S. Center for Safesport at [exemptions@safesport.org](mailto:exemptions@safesport.org).
- 2) The U.S. Center for Safesport will work with NYSWYSA on appropriate accommodations for persons with disabilities and individuals with limited English proficiency to satisfy these training requirements. Safesport will provide reasonable accommodations and track any exemptions for individuals with disabilities and individuals with limited English proficiency.

## **PART II - REQUIREMENTS FOR EDUCATION & TRAINING AND PREVENTION POLICIES**

NYSWYSA will implement proactive policies designed to prevent abuse. These organizational requirements are described below.

### **A.) Organizational Requirements for Education & Training**

- 1) NYSWYSA will track whether Adult Participants under the organization's jurisdiction complete the required training listed in Part I via GotSport.
- 2) NYSWYSA, on an annual basis, will offer and, subject to parental consent, give training to Minor Athletes on the prevention and reporting of child abuse:
  - a) For training to Minor Athletes, Safesport will track a description of the training and how the training was offered and provided to Minor Athletes.
  - b) NYSWYSA is not required to track individual course completions of Minor Athletes under the age of seventeen.
- 3) NYSWYSA will, on an annual basis, offer training to parents on the prevention and reporting of child abuse.

### **B.) Required Prevention Policies and Implementation**

- 1) NYSWYSA will develop minor athlete abuse prevention policies that contain the mandatory components of the Center's model policies in Part III below. These model policies cover:
  - a) One-on-one interactions
  - b) Meetings and training sessions.
  - c) Athletic training modalities, massages, and rubdowns.
  - d) Locker rooms and changing areas.
  - e) Electronic communications.
  - f) Transportation.
  - g) Lodging.

- 2) NYSWYSA will implement these policies within its membership through this Risk Management Policy document.
- 3) NYSWYSA will implement these policies for all In-Program Contact:
  - a) At sanctioned events and facilities partially or fully under the NYSWYSA jurisdiction at the time that these sanctioned events actively take place.
  - b) For In-Program Contact that occurs outside NYSWYSA sanctioned event or facilities, implementing these policies means:
    - i. Communicating the policies to individuals under NYSWYSA jurisdiction.
    - ii. Establishing a reporting mechanism for violations of these policies.
    - iii. Investigating and enforcing violations of these policies.
- 4) NYSWYSA will have an established mechanism to accept reports of any member who has violated its minor athlete abuse prevention policies. NYSWYSA will appropriately investigate and resolve any reports received, unless the violation is reported to Safesport as per current directives and it exercises jurisdiction over the report.

### **PART III - REQUIRED POLICIES FOR ONE-ON-ONE INTERACTIONS**

NYSWYSA recognizes that youth-adult relationships can be healthy and valuable for development. Policies on one-on-one interactions protect children while allowing for these beneficial relationships. As child sexual abuse is often perpetrated in isolated, one-on-one situations, it is critical that organizations limit such interactions between youth and adults and implement programs that reduce the risk of sexual abuse.

#### **Model Policy: One-on-One Interactions**

##### **A) Mandatory Components**

- 1) Observable and Interruptible
  - a) All one-on-one In-Program Contact between an Adult Participant and a Minor Athlete must be observable and interruptible, except in emergency circumstances.
  - b) The exceptions below may apply to specific policies, and if the exceptions apply, they are listed in the policy. These exceptions also apply to all one-on-one In-Program Contact not specifically addressed in other policies:
    - i. When a Dual Relationship exists; or
    - ii. When the Close-in-Age Exception applies; or
    - iii. If a Minor Athlete needs an Adult Participant Personal Care Assistant, and:
      - the Minor Athlete's parent/guardian has provided written consent to NYSWYSA or a Member Club for the Adult Participant Personal Care Assistant to work with the Minor Athlete; and
      - the Adult Participant Personal Care Assistant has complied with the Education & Training Policy; and
      - the Adult Participant Personal Care Assistant has complied with the NYSWYSA background screening policy; or
    - iv. In other unique circumstances specifically addressed in this policy that allow for certain one-on-one interactions if NYSWYSA or a member Club receives parent/guardian consent.

## **Model Policy: Meetings & Training Sessions**

### **A) Mandatory Components**

#### 1) Observable and Interruptible

Adult Participants must follow the one-on-one interaction policy in all meetings and training sessions where Minor Athlete(s) are present.

#### 2) Individual Training Sessions

a) One-on-one, In-Program, individual training sessions must be observable and interruptible except if:

i. A Dual Relationship exists; or

ii. The Close-in-Age Exception applies; or

iii. A Minor Athlete needs an Adult Participant Personal Care Assistant, and:

- the Minor Athlete's parent/guardian has provided written consent to NYSWYSA or a member Club for the Adult Participant Personal Care Assistant to work with the Minor Athlete; and
- the Adult Participant Personal Care Assistant has complied with the Education & Training Policy; and
- the Adult Participant Personal Care Assistant has complied with NYSWYSA background screening policy.

b) The Adult Participant providing the individual training session must receive advance, written consent from the Minor Athlete's parent/guardian at least annually, which can be withdrawn at any time; and

c) Parents/guardians must be allowed to observe the individual training session.

3) Meetings with licensed mental health care professionals and health care providers (other than athletic trainers). If a licensed mental health care professional or licensed health care provider meets one-on-one with a Minor Athlete at a sanctioned event or a facility, which is partially or fully under NYSWYSA jurisdiction, the meeting must be observable and interruptible except:

a) If the door remains unlocked; and

b) Another adult is present at the facility and notified that a meeting is occurring, although the Minor Athlete's identity needs not be disclosed; and

c) NYSWYSA or a member Club is notified that the provider will be meeting with a Minor Athlete; and

d) The provider obtains consent consistent with applicable state laws and ethical standards, which can be withdrawn at any time.

### **B) Recommended Components**

#### 1) Monitoring:

If a permitted meeting or training session takes place between an Adult Participant(s) and a Minor Athlete(s) at a facility partially or fully under NYSWYSA jurisdiction, another Adult Participant will monitor each meeting or training session. Monitoring includes reviewing the parent/guardian consent form, knowing that the meeting or training session is occurring, knowing the approximate

planned duration of the meeting or training session, and dropping in on the meeting or training session.

2) Parent Training:

Parents/guardians should receive the U.S. Center for SafeSport's education and training on child abuse prevention before providing consent for their Minor Athlete to have a meeting or training session with an Adult Participant subject to these policies.

## **Model Policy: Athletic Training Modalities, Massages & Rndowns**

### **A. Mandatory Components**

1) Athletic training modality, massage, or rubdown

All In-Program athletic training modalities, massages, or rubdowns of a Minor Athlete must:

- a) Be observable and interruptible; and
- b) Have another Adult Participant physically present for the athletic training modality, massage, or rubdown; and
- c) Have documented consent as explained in #2 below; and
- d) Be performed with the Minor Athlete fully or partially clothed, ensuring that the breasts, buttocks, groin, or genitals are always covered; and
- e) Allow parents/guardians in the room as an observer, except for competition or training venues that limit credentialing.

2) Consent

- a) Providers of athletic training modalities, massages, and rubdowns, when applicable, must obtain consent at least annually from Minor Athletes' parents/guardians before providing any athletic training modalities, massages, or rubdowns.
- b) Minor Athletes or their parents/guardians can withdraw consent at any time.

### **B) Recommended Components**

1) Parent Training:

Parents/guardians should receive the U.S. Center for SafeSport education and training on child abuse prevention before providing consent for their Minor Athlete to receive an athletic training modality, massage, or rubdown.

2) The provider should narrate the steps in the massage, rubdown, or athletic training modality before taking those steps, seeking consent of the Minor Athlete throughout the process.

3) When possible, techniques should be used that reduce overall physical contact with Minor Athletes.

4) Only licensed providers should administer a massage, rubdown, or athletic training modality.

5) Coaches, Managers and/or Volunteers, regardless of whether they are licensed massage therapists, should not massage Minor Athletes.

## Model Policy: Locker Rooms & Changing Areas

### A. Mandatory Components

#### 1) Observable and Interruptible

Adult Participants must ensure that all one-on-one In-Program Contact with Minor Athlete(s) in a locker room, changing area, or similar space where Minor Athlete(s) are present is observable and interruptible, except if:

- a) A Dual Relationship exists; or
- b) The Close-in-Age Exception applies; or
- c) A Minor Athlete needs a Personal Care Assistant and:
  - i. the Minor Athlete's parent/guardian has provided written consent to NYSWYSA or a member Club for the Adult Participant Personal Care Assistant to work with the Minor Athlete; and
  - ii. the Adult Participant Personal Care Assistant has complied with the Education & Training Policy; and
  - iii. the Adult Participant Personal Care Assistant has complied with NYSWYSA background screening policy.

#### 2) Conduct in Locker Rooms, Changing Areas, and Similar Spaces

- a) No Adult Participant or Minor Athlete can use the photographic or recording capabilities of any device in locker rooms, changing areas, or any other area designated as a place for changing clothes or undressing.
- b) Adult Participants must not change clothes or behave in a manner that intentionally or recklessly exposes their breasts, buttocks, groins, or genitals to a Minor Athlete.
- c) Adult Participants must not shower with Minor Athletes unless:
  - i. The Adult Participant meets the Close-in-Age Exception; or
  - ii. The shower is part of a pre- or post-activity rinse while wearing swimwear.
- d) Parents/guardians may request in writing that their Minor Athlete(s) not change or shower with Adult Participant(s) during In-Program Contact. NYSWYSA, member Clubs, and the Adult Participant(s) must abide by this request.

#### 3) Media and Championship Celebrations in Locker Rooms

- a) NYSWYSA or a member Club may permit recording or photography in locker rooms for the purpose of highlighting a sport or athletic accomplishment if:
  - I. Parent/legal guardian consent has been obtained; and
  - II. NYSWYSA/member Clubs approves specific instance of recording/photography; and
  - III. Two or more Adult Participants are present; and
  - IV. Everyone is fully clothed.

#### 4) Personal Care Assistants

Adult Participant Personal Care Assistants are permitted to be with and assist Minor Athlete(s) in locker rooms, changing areas, and similar spaces where other Minor Athletes are present, if they meet the requirements in section (1-c) above.

#### 5) Availability and Monitoring of Locker Rooms, Changing Areas, and Similar Spaces

- a) NYSWYSA or the member Club must provide a private or semi-private place for Minor Athletes that need to change clothes or undress at sanctioned events or facilities partially or fully under NYSWYSA jurisdiction.
- b) NYSWYSA or the member Club must monitor the use of locker rooms, changing areas, and similar spaces to ensure compliance with these policies at sanctioned events or facilities partially or fully under NYSWYSA jurisdiction.

## **Model Policy: Electronic Communications**

### **A. Mandatory Components**

#### **1) Open and Transparent**

- a) All one-on-one electronic communications between an Adult Participant and a Minor Athlete must be Open and Transparent except:
  - i. When a Dual Relationship exists; or
  - ii. When the Close-in-Age Exception applies; or
  - iii. If a Minor Athlete needs a Personal Care Assistant and:
    - the Minor Athlete's parent/guardian has provided written consent to NYSWYSA or a member Club for the Adult Participant Personal Care Assistant to work with the Minor Athlete; and
    - the Adult Participant Personal Care Assistant has complied with the Education & Training Policy; and
    - the Adult Participant Personal Care Assistant has complied with NYSWYSA background screening policy.
- b) Open and Transparent means that the Adult Participant copies or includes the Minor Athlete's parent/guardian, another adult family member of the Minor Athlete, or another Adult Participant.
  - If a Minor Athlete communicates with the Adult Participant first, the Adult Participant must follow this policy if the Adult Participant responds.
- c) Only platforms that allow for Open and Transparent communication may be used to communicate with Minor Athletes.

#### **2) Team Communication**

When an Adult Participant communicates electronically to the entire team or any number of Minor Athletes on the team, the Adult Participant must copy or include another Adult Participant or the Minor Athletes' parents/guardians.

#### **3) Content**

All electronic communication originating from an Adult Participant(s) to a Minor Athlete(s) must be strictly professional in nature unless an exception in section (1-a) above exists.

#### **4) Requests to Discontinue**

Parents/guardians may request in writing that NYSWYSA, a member Club, or an Adult Participant subject to this policy not contact their Minor Athlete through any form of electronic communication. NYSWYSA, a member Club, and/or the Adult Participant must abide by any request to discontinue, absent emergency circumstances.

## **B. Recommended Components**

### 1) Hours

Electronic communications should generally be sent only between the hours of 8:00 a.m. and 8:00 p.m. local time for the location of the Minor Athlete.

### 2) Social Media Connections

Adult Participants, except those with a Dual Relationship or who meet the Close-in-Age Exception, are not permitted to maintain private social media connections with Minor Athletes and should discontinue existing social media connections with Minor Athletes.

## **Model Policy: Transportation**

### **A) Mandatory Components**

#### 1) Transportation

- a) An Adult Participant cannot transport a Minor Athlete one-on-one during In-Program travel, except if:
  - i. A Dual Relationship exists; or
  - ii. The Close-in-Age Exception applies; or
  - iii. A Minor Athlete needs a Personal Care Assistant and:
    - the Minor Athlete's parent/guardian has provided written consent to NYSWYSA or a member Club for the Adult Participant Personal Care Assistant to work with the Minor Athlete; and
    - the Adult Participant Personal Care Assistant has complied with the Education & Training Policy; and
    - the Adult Participant Personal Care Assistant has complied with the NYSWYSA background screening policy; or
  - iv. The Adult Participant has advance, written consent to transport the Minor Athlete one-on-one obtained at least annually from the Minor Athlete's parent/guardian.
- b) Minor Athlete(s) or their parent/guardian can withdraw consent at any time.
- c) An Adult Participant meets the In-Program transportation requirements if the Adult Participant is accompanied by another Adult Participant or at least two minors.
- d) Written consent from a Minor Athlete's parent/guardian is required for all transportation sanctioned by NYSWYSA at least annually.

### **B) Recommended Components**

#### 1) Shared or Carpool Travel Arrangement

The Organization encourages parents/guardians to pick up their Minor Athlete first and drop off their Minor Athlete last in any shared or carpool travel arrangement.

#### 2) Parent Training

Parents/guardians should receive the U.S. Center for SafeSport education and training on child abuse prevention before providing consent for their Minor Athlete to travel one-on-one with an Adult Participant.

## **Model Policy: Lodging**

### **A. Mandatory Components**

#### 1) Hotel Rooms and Other Sleeping Arrangements

- a) All In-Program Contact at a hotel or lodging site between an Adult Participant and a Minor Athlete must be observable and interruptible, and an Adult Participant cannot share a hotel room or otherwise sleep in the same room with a Minor Athlete(s), except if:
  - i. A Dual Relationship Exists, and the Minor Athlete's parent/guardian has provided NYSWYSA or a member Club with advance, written consent for the lodging arrangement; or
  - ii. The Close-in-Age Exception applies, and the Minor Athlete's parent/guardian has provided NYSWYSA or a member Club with advance, written consent for the lodging arrangement; or
  - iii. The Minor Athlete needs a Personal Care Assistant, and:
    - The Minor Athlete's parent/guardian has provided advance, written consent to NYSWYSA or a member Club for the Adult Participant Personal Care Assistant to work with the Minor Athlete and for the lodging arrangement; and
    - The Adult Participant Personal Care Assistant has complied with the Education & Training Policy; and
    - The Adult Participant Personal Care Assistant has complied with the NYSWYSA background screening policy.
- b) Written consent from a Minor Athlete's parent/guardian must be obtained for all In-Program lodging at least annually.

#### 2) Monitoring or Room Checks During In-Program Travel

If NYSWYSA or a member Club performs room checks during In-Program lodging, the one-on-one interaction policy must be followed and at least two adults must be present for the room checks.

#### 3) Additional Requirements for Lodging Authorized or Funded by NYSWYSA or a Member Club

- a) Adult Participants traveling with NYSWYSA or a member Club must agree to and sign the NYSWYSA or member Club lodging policy at least annually.
- b) Adult Participants that travel overnight with Minor Athlete(s) are assumed to have Authority over Minor Athlete(s) and thus must comply with mandated Safesport Education & Training Policy.

### **B. Recommended Components**

#### 1) Parent Training

Parents/guardians should receive the U.S. Center for SafeSport's education and training on child abuse prevention before providing consent for lodging arrangements under this policy.

## **PART IV - RECOMMENDED POLICIES FOR KEEPING YOUNG ATHLETES SAFE**

### A) Out-of-Program Contact

Adult Participants who do not meet the Close-in-Age Exception nor have a Dual Relationship with a Minor Athlete, should not have out-of-program contact with Minor Athlete(s) without legal/parent guardian consent, even if the out-of-program contact is not one-on-one.

### B) Gifting

- 1) Adult Participants, who do not meet the Close-in-Age Exception nor have a Dual Relationship with a Minor Athlete, should not give personal gifts to Minor Athlete(s).
- 2) Gifts that are equally distributed to all athletes and serve a motivational or education purpose are permitted.

### C. Photography/Video

- 1) Photographs or videos of athletes may only be taken in public view and must observe generally accepted standards of decency.
- 2) Adult Participants should not publicly share or post photos or videos of Minor Athlete(s) if the Adult Participant has not obtained the Parent/Guardian and Minor Athlete's consent.
- 3) Photography or video that includes Minor Athlete(s) under 13 years of age must comply with the current FTC Children's Online Privacy Protection Act (COPPA) which can be found at the following link:  
<https://www.ftc.gov/legal-library/browse/rules/childrens-online-privacy-protection-rule-coppa>.

## TERMINOLOGY

**Adult Participant:** Any adult (18 years of age or older) who is:

- a) A member or license holder of NYSWYSA or its member Clubs.
- b) An employee or board member of NYSWYSA or its member Clubs.
- c) Within the governance or disciplinary jurisdiction of NYSWYSA or its member Clubs.
- d) Authorized, approved, or appointed by NYSWYSA or its member Clubs to have regular contact with and/or authority over Minor Athletes.

**Amateur Athlete:** An athlete who meets the eligibility standards established by a National Governing Body or paralympic sports organization for the sport in which the athlete competes.

**Authority:** When one person's position over another person is such that, based on the totality of the circumstances, they have the power or right to direct, control, give orders to, or make decisions for that person.

**Close-in-Age Exception:** An exception applicable to certain policies when an Adult Participant does not have authority over a Minor Athlete and is not more than four years older than the Minor Athlete (e.g., a 19-year-old and a 16-year-old). **Note: this exception only applies within the prevention policies and not regarding conduct defined in the SafeSport Code (e.g, Player Safesport requirements).**

**Dual Relationships:** An exception applicable to certain policies when an Adult Participant has a dual role or relationship with a Minor Athlete and the Minor Athlete's parent/guardian has provided written consent at least annually authorizing the exception.

**In-Program Contact:** Any contact (including communications, interactions, or activities) between an Adult Participant and any Minor Athlete(s) related to participation in sport. Examples of In-Program Contact include, but are not limited to competition, practices, camps/clinics, training/instructional sessions, pre/post-game meals or outings, team travel, review of game film, team- or sport-related relationship building activities, celebrations, award ceremonies, banquets, team- or sport-related fundraising or community service, sport education, or competition site visits.

**Local Affiliated Organization (LAO):** A regional, state, or local club or organization that is directly affiliated with an NGB or that is affiliated with an NGB by its direct affiliation with a regional or state affiliate of said NGB such as NYSWYSA or a member Club. LAO does not include a regional, state, or local club or organization that is only a member of a National Member Organization of an NGB.

**Minor Athlete:** An Amateur Athlete under 18 years of age who participates in, or participated within the previous 12 months in, an event, program, activity, or competition that is part of, or partially or fully under the jurisdiction of NYSWYSA or an NGB, PSO, USOPC, or LAO.

**Partial or Full Jurisdiction:** Includes any sanctioned event (including all travel and lodging in connection with the event) by NYSWYSA or a NGB, PSO, USOPC, or LAO, or any facility that NYSWYSA or a NGB, PSO, USOPC, or LAO owns, leases, or rents for practice, training, or competition.

**National Governing Body (NGB):** A U.S. Olympic National Governing Body, Pan American Sport Organization, or Paralympic Sport Organization recognized by the U.S. Olympic & Paralympic Committee pursuant to the Ted Stevens Olympic and Amateur Sports Act, 36 U.S.C. §§ 220501, et seq. This definition shall also apply to the USOPC, or other sports entity approved by the USOPC, when they have assumed responsibility for the management or governance of a sport included on the program of the Olympic, Paralympic, or Pan-American Games.

**Adult Participant Personal Care Assistant:** An Adult Participant who assists an athlete requiring help with activities of daily living (ADL) and preparation for athletic participation. This support can be provided by a Guide for Blind or visually impaired athletes or can include assistance with transfer, dressing, showering, medication administration, and toileting. Personal Care Assistants are different for every athlete and should be individualized to fit their specific needs. When assisting a Minor Athlete, Adult Participant PCAs must be authorized by the athlete's parent/guardian.

**Paralympic Sport Organization (PSO):** an amateur sports organization recognized and certified as an NGB by the USOPC.

**Regular Contact:** Ongoing interactions during a 12-month period wherein an Adult Participant is in a role of direct and active engagement with any Minor Athlete(s).