



ELIGIBILITY STATEMENT VOLUNTEERS

This document aligns with MCSD Policy 9200- Volunteers.

All applicants seeking approval to volunteer alone with students on campus, field trips, sporting events or any overnight trips, are subject to a criminal history background check or level 2 screening. In Florida, the entire arrest record (whether as a juvenile or adult) is revealed to school districts, including sealed and/or expunged records and military court proceedings. An applicant whose background check reveals prior criminal arrests or convictions **may or may not be disqualified to serve as a** volunteer with the Monroe County School District.

Applicants will be screened for offenses committed as a juvenile or adult, in Florida or out-of-state, for which the applicant was arrested for and awaiting final disposition of, found guilty of (regardless of adjudication), entered a plea of nolo contendere ('no contest') or guilty, or entered a pre-trial diversion program, drug court, or an equivalent deferred prosecution program. Note: DUI and reckless driving are criminal offenses.

When criminal charges appear in an applicant's background, the District will evaluate the applicant for volunteer eligibility on a case-by-case basis. The district may require specific documents to best clarify any record(s). The applicant has the burden of providing court documents and providing a written, personal statement explaining all circumstances surrounding any criminal incident. The District reserves the right to reject any applicant from serving as a volunteer based on their specific criminal history.

The criminal offenses listed below will render applicants **ineligible** for volunteering with the Monroe County School District. Determinations are based upon the commission of certain disqualifying criminal offenses consistent with Florida Statutes governing employment and/or established district policies and guidelines.

You are **ineligible** to serve as a volunteer if you have been convicted of any of the following felony offenses, regardless of when it was committed:

- Section [393.135](#), relating to sexual misconduct with certain developmentally disabled clients and reporting of such sexual misconduct.
- Section [394.4593](#), relating to sexual misconduct with certain mental health patients and reporting of such sexual misconduct.
- Section [415.111](#), relating to adult abuse, neglect, or exploitation of aged persons or disabled adults.
- Section [782.04](#), relating to murder.
- Section [782.07](#), relating to manslaughter, aggravated manslaughter of an elderly person or disabled adult, aggravated manslaughter of a child, or aggravated manslaughter of an officer, a firefighter, an emergency medical technician, or a paramedic.
- Section [784.021](#), relating to aggravated assault.
- Section [784.045](#), relating to aggravated battery.
- Section [784.075](#), relating to battery on a detention or commitment facility staff member or a juvenile probation officer.
- Section [787.01](#), relating to kidnapping.
- Section [787.02](#), relating to false imprisonment.
- Section [787.025](#), relating to luring or enticing a child.
- Section [787.04\(2\)](#), relating to leading, taking, enticing, or removing a minor beyond the state limits, or concealing the location of a minor, with criminal intent pending custody proceedings.
- Section [787.04\(3\)](#), relating to leading, taking, enticing, or removing a minor beyond the state limits, or

concealing the location of a minor, with criminal intent pending dependency proceedings or proceedings concerning alleged abuse or neglect of a minor.

- Section 790.115(1), relating to exhibiting firearms or weapons at a school-sponsored event, on school property, or within 1,000 feet of a school.
- Section 790.115(2)(b), relating to possessing an electric weapon or device, destructive device, or other weapon at a school-sponsored event or on school property.
- Section 794.011, relating to sexual battery.
- Former s. 794.041, relating to sexual activity with or solicitation of a child by a person in familial or custodial authority.
- Section 794.05, relating to unlawful sexual activity with certain minors.
- Section 794.08, relating to female genital mutilation.
- Chapter 796, relating to prostitution.
- Chapter 800, relating to lewdness and indecent exposure.
- Section 800.101, relating to offenses against students by authority figures.
- Section 806.01, relating to arson.
- Section 810.14, relating to voyeurism.
- Section 810.145, relating to video voyeurism.
- Section 812.014(6), relating to coordinating the commission of theft in excess of \$3,000.
- Section 812.0145, relating to theft from persons 65 years of age or older.
- Section 812.019, relating to dealing in stolen property.
- Section 812.13, relating to robbery.
- Section 812.131, relating to robbery by sudden snatching.
- Section 812.133, relating to carjacking.
- Section 812.135, relating to home-invasion robbery.
- Section 817.563, relating to fraudulent sale of controlled substances.
- Section 825.102, relating to abuse, aggravated abuse, or neglect of an elderly person or disabled adult.
- Section 825.103, relating to exploitation of an elderly person or disabled adult.
- Section 825.1025, relating to lewd or lascivious offenses committed upon or in the presence of an elderly person or disabled person.
- Section 826.04, relating to incest.
- Section 827.03, relating to child abuse, aggravated child abuse, or neglect of a child.
- Section 827.04, relating to contributing to the delinquency or dependency of a child.
- Section 827.071, relating to sexual performance by a child.
- Section 843.01, relating to resisting arrest with violence.
- Chapter 847, relating to obscenity.
- Section 874.05, relating to causing, encouraging, soliciting, or recruiting another to join a criminal street gang.
- Chapter 893, relating to drug abuse prevention and control, if the offense was a felony of the second degree or greater severity.
- Section 916.1075, relating to sexual misconduct with certain forensic clients and reporting of such sexual misconduct.
- Section 944.47, relating to introduction, removal, or possession of contraband at a correctional facility.
- Section 985.701, relating to sexual misconduct in juvenile justice programs.
- Section 985.711, relating to introduction, removal, or possession of contraband at a juvenile detention facility or commitment program.

Will not be eligible to volunteer for the Monroe County School District - Any misdemeanor offense prohibited under any of the following statutes:

- Section 784.03, relating to battery, if the victim of the offense was a minor.
- Section 787.025, relating to luring or enticing a child.

May be considered by the school principal:

- If Offense is More Than Five Years Old:

- Drug or Paraphernalia Possession (3rd Degree Felony or Less)
 - Resisting Officer without Violence
- Misdemeanor Offenses Not Listed Above
- Felony Offenses Not Listed Above (where all sentences, including probation, have been fully and successfully completed at least 7 years prior to the application).

This publication is based on Florida Statute, district policy and/or district guidelines and does not necessarily constitute a complete list of all criminal offenses or circumstances affecting a decision to approve a Volunteer.

[Application to Volunteer](#)