



2016 Quiz Answers

1.	False. Clergy are not included.
2.	11,359 Source: NYS Office of Children and Family Services.
3.	No. “priest/penitent privilege” applies only when the information is disclosed in the context of the particular faith community’s formal confession of sin. It also would not apply if a third person was present in the context of a formal confession of sin. If the person confessing waives the privilege, the clergy person may disclose the information. Sources: New York State Revised Statutes, 1828, Part 3, c. 7, tit. 3, § 72; New York Civil Practice Law and Rules, Article 45, § 4505; and, NYS case law decisions. For a comparison of U.S. states and territories on this topic, see: https://www.childwelfare.gov/pubPDFs/clergymandated.pdf
4.	The conservative estimate is more than \$101,000 in 2015 dollars.
5.	No. The PGV attorney represents the PGV as a corporation under NYS law. Each church is its own corporate entity. Mel Olver does respond generously to queries about situations occurring in local churches, and prefers to be informed about situations involving sexual boundary violations.
6.	True. For a 50-state comparison, see: http://sol-reform.com/News/wp-content/uploads/2015/02/50_State_Age_of_Majority_v_Age_of_Consent.pdf
7.	The only one that applies is A. B: The caller will be asked to self-identify, and may remain anonymous. C. If threshold criteria are met, e.g., a specific minor is identified, a Child Protective Services investigation will begin in 24 hours. D. A good faith, i.e., non-malicious intent, communication of a reasonable concern or suspicion about a minor’s safety or well-being protects the caller from liability. Source: NYS Office of Child and Family Services.
8.	True. Source: Electronic Communications Protection Act of 1986. The employer has a right to monitor the information and data in its system.
9.	Yes. The session has the right to decide who will be received as church members. The congregation has the right to decide whom it will elect as deacons and ruling elders. Historically, the church exercised a legal right not to ordain women. The 1 st Amendment does not give an individual the right of unrestricted participation in or access to a religious organization.
10.	True. The PGV policy is automatic, while <i>Book of Order</i> language is permissive.
11.	No. In fact, the partial omission by church leaders of relevant information may be the basis for negating the church’s coverage.
12.	Sexual molestation of minors.