

## **Appendix B**

### **Professional Racing Substance Abuse Policy**

#### **Preamble**

The safety and integrity of professional motorcycle racing are of paramount concern to AMA Pro Racing. Substance abuse is fundamentally inconsistent with safety and with the integrity of motorcycle sport. Accordingly, AMA Pro Racing has established this Substance Abuse Policy, which is a supplement to AMA Pro Racing's Rules for Competition and which is binding upon all licensed participants in the same manner and to the same extent as AMA Pro Racing Rules for Competition. All participants applying for any AMA Pro Racing membership must agree to the following:

"I recognize the importance of maintaining the safety and integrity of professional motorcycle racing. Accordingly, I agree to strictly comply with AMA Pro Racing's Rules for Professional Competition and AMA Pro Racing's Substance Abuse Policy. I understand that my agreement to comply with the Substance Abuse Policy is an essential precondition to the issuance of a professional license and that I must abide by the Substance Abuse Policy and submit to such testing procedures as may be conducted from time to time at the sole discretion of AMA Pro Racing as a condition of continued licensure. I further understand that any violation of the Substance Abuse Policy, or failure or refusal to submit to testing and honestly participate in any testing procedure, will result in immediate disciplinary action which may include the suspension of my AMA Pro Racing competition license or membership and the denial of my privilege to participate in any AMA Pro Racing sanctioned events."

Credentialed participants are provided a copy of the AMA Pro Racing Substance Abuse Policy with the issuance of their participant credential. It reads as follows:

The AMA Pro Racing Substance Abuse Policy is provided to AMA Pro Racing licensed participants in accordance with the AMA Pro Racing license agreement. Compliance with the AMA Pro Racing Substance Abuse Policy, and participation in its testing program, is mandatory for all credentialed participants and is essential to the safety of professional motorcycling activity.

#### **AMA PRO RACING SUBSTANCE ABUSE POLICY**

Through a comprehensive testing program, AMA Pro Racing's Substance Abuse Policy rules are designed to keep Events safe for everyone and provide a level playing field. Strong testing programs save lives, prevent injury, gives AMA Pro Racing Participants additional reasons to say no to illegal drugs and help identify people with substance abuse issues and facilitate their treatment. To those ends, AMA Pro Racing prohibits the misuse of alcohol, prescription drugs, and any other substance used in a manner that affects safety or impacts the integrity of the competition, including –but not limited to-- illegal or performance enhancing substances. All AMA Pro Racing Participants are responsible for whatever goes into their body.

This policy is a supplement to AMA Pro Racing's Rules for Competition which is binding upon all credentialed Participants in the same manner and to the same extent as AMA Pro Racing Rules for Competition.

## **B1 ADMINISTRATION OF THIS POLICY; PROGRAM ADMINISTRATOR, THE TESTING LABORATORY, AND MEDICAL REVIEW OFFICER**

The Policy of this program is governed by AMA Pro Racing, but it is administered and implemented through a program administrator, testing laboratories, medical review officers, and substance abuse professionals.

### **B1.1 PROGRAM ADMINISTRATOR (PA)**

- a. AMA Pro Racing has designated David L. Black, Ph.D., D-ABFT, FAIC Aegis Sciences Corporation (“Aegis”) as the program administrator (PA).
- b. The PA is responsible for, among other things, administering collection of samples/collections under this Policy, coordinating secure shipment of specimens to the testing facility, ensuring thorough and accurate scientific testing of specimens, determining whether any AMA Pro Racing credentialed Participant has tested positive for ingestion of drugs, alcohol or prohibited substances or otherwise violated this Policy, and informing AMA Pro Racing and the AMA Pro Racing Participant of any such violation. In making this determination, the PA shall consider all information derived from the testing process, as well as all information derived from the independent investigation of the Medical Review Officer (MRO).
- c. The PA will also facilitate evaluations for AMA Pro Racing Participants for the Road to Recovery Program by coordinating evaluations with the appropriate substance abuse professional for advising on the creation of a Road to Recovery Plan that may include substance abuse counseling, treatment or rehabilitation.

### **B1.2 TESTING LABORATORY**

- a. All testing pursuant to this Policy will be done at the AMA Pro Racing designated Testing Laboratory.
- b. AMA Pro Racing has designated Aegis Sciences Corporation (Aegis) of Nashville, TN to administer the collection, transport, and testing of urine, blood, saliva, hair, and/or breath specimens pursuant to this Policy and to communicate the results to the PA and MRO as needed.
- c. AMA Pro Racing reserves the right to designate other testing facilities, as needed to facilitate this Policy, throughout the year.

### **B1.3 THE MEDICAL REVIEW OFFICER (MRO)**

- a. AMA Pro Racing, in its sole discretion, shall designate a Medical Doctor as the independent MRO of this Policy.
- b. The MRO is an independent and impartial physician responsible for receiving and reviewing laboratory results generated pursuant to this Policy and determining whether there is a legitimate medical explanation for a positive drug test or refusal to test because of adulteration, substitution, or other non-negative test.
- c. The MRO designated by AMA Pro Racing shall be a board certified Sports Medicine physician and a medical review officer certified by the American Association of Medical Review Officers (AAMRO).

- d. AMA Pro Racing reserves the right to designate other MROs, as needed, to facilitate this Policy throughout the year.

## **B2 AMA PRO RACING PARTICIPANTS SUBJECT TO TESTING**

This policy is provided to AMA Pro Racing credentialed Participants in accordance with the AMA Pro Racing license agreement. Compliance with the AMA Pro Racing Substance Abuse Policy, and participation in its testing program, is mandatory for all credentialed Participants and is essential to the safety of professional motorcycling activity. (See 19.5 Testing for Prohibited Substances)

### **B2.1 DRUG TESTING**

- a. AMA Pro Racing will regularly test any credentialed Participant whose performance at an AMA Pro Racing Event potentially affects the safety of themselves, other AMA Pro Racing Participants, spectators and guests.

### **B2.2 PERFORMANCE ENHANCING DRUG TESTING**

- a. AMA Pro Racing reserves the right to test any credentialed Participant, whose use of illegal or performance enhancing drugs (PED) or substances could alter or enhance their performance at an AMA Pro Racing Event to create an unfair advantage or impact the integrity of competition.

## **B3 PROHIBITED SUBSTANCES AND ACTS**

### **B3.1 PROHIBITED SUBSTANCES**

- a. For the purpose of this Policy, prohibited substances are those substances that, in the PA's and the MRO's determination, in consultation with AMA Pro Racing, may adversely affect the safety and well-being and performance of an AMA Pro Racing Participant at an AMA Pro Racing Event, including without limitation illegal drugs.
- b. The PA and the MRO, in consultation with AMA Pro Racing, may make this determination with respect to a particular substance at any time, including and without limitation at the time of discovery of the substance following a drug test.
- c. For the purposes of these rules, federal bans and definitions of illegal substances supersedes any state and/or local ordinance, regulation or law allowing use of a substance.
- d. AMA Pro Racing credentialed Participants are prohibited from using, having in their system, possessing, purchasing, selling and/or participating in the distribution of any drug that is illegal to possess, use, and/or distribute by the laws of the United States of America and/or any of its 50 states, regardless of the amount, at any time.
- e. Illegal acquisition and/or illegal distribution of any prescription or over-the-counter medication are strictly prohibited at any time.

i. STIMULANTS

Including without limitation:

<b>STIMULANTS</b>
Cocaine
Amphetamine
Methamphetamine
Ecstasy (MDMA)
Eve (MDEA)
MDA
PMA
Phentermine, and other amphetamine derivatives and related compounds

ii. NARCOTIC ANALGESICS

Including without limitation:

<b>NARCOTIC ANALGESICS</b>
Alfentanil
Fentanyl
Hydromorphone
Marijuana (Cannabis)
Meperidine
Methadone
Morphine
Oxycodone
Oxymorphone
Propoxyphene
Sufentanil
Heroin and/or their chemical and pharmacological analogs and related compounds
Codeine, dihydrocodeine, hydrocodone, and codeine analogs and related compounds (including those available over the counter in some countries if taken for a non-medical use)

iii. EPHEDRINE CLASS

Ephedrine, pseudoephedrine, and phenylpropanolamine and/or their chemical and pharmacological analogs and related compound as well as pseudoephedrine (even if purchased as an over the counter medication without a prescription) if used:

1. in a manner that is inconsistent with the instructions provided by the drug manufacturer (e.g., use in concentrations or amounts in excess of the manufacturer's recommended dose); or
2. in a manner or an amount that may cause an increased risk to health, safety, or an impairment of ability to perform his/her duties in relation to an AMA Pro Racing Event.

iv. BENZODIAZEPINES

Including without limitation:

<b>BENZODIAZEPINES</b>
Alprazolam
Diazepam
Lorazepam (Ativan)
Oxazepam (Serax)
Temazepam (Restoril)
Alpha-hydroxy-alprazolam (Xanax)
Nordiazepam (Valium) and/or their chemical and pharmacological analogs and related compounds

v. BARBITURATES

Including without limitation:

<b>BARBITURATES</b>
Amobarbital (Amytal)
Butalbital (Anolor 300, Esgic, Fioricet, Fiorinal)
Butobarbital (Butisol)
Phenobarbital (Luminol, Solfoton)
Pentobarbital (Nembutal, Nembutal Sodium)
Secobarbital (Seconal) and/or their chemical and pharmacological analogs and related compounds

vi. PERFORMANCE ENHANCING DRUGS

Including without limitation: Human Growth Hormone (hGH), Human Chorionic Gonadotropin (hCG), Luteinizing Hormone (LH) and Insulin-like Growth Factor (IGF-1), clenbuterol, anabolic androgenic steroids ("AAS"), including without limitation:

<b>PERFORMANCE ENHANCING DRUGS</b>
Androstenediol
Androstendione
Bolasterone
Boldenone
Chloroxomesterone (dehydrochloromethyltestosterone)
Clostebol
Dihydroepiandrosterone
Dihydrotestosterone
Depitestosterone
Dromostanolone
Epitestosterone
4-Chlortestosterone
Fluoxymesterone
Formebolone
Furazabol
Mesterolone
Methandienone (Methadrostenolone)
Methandriol
Methenolone
Methylclostebol
Methyltestosterone
Methyltrienolone
Mibolerone
Nondrolone
Norandrostendione
Norethandrolone
Norethindrone
Oxabolone
Oxandrolone
Oxymesterone
Oxymetholone
Stanozolol
Stenbolone
Testosterone
Trenbolone

vii. MUSCLE RELAXERS

Including without limitation, carisoprodol (Soma) and meprobamate (Miltown, Meprospan).

viii. SLEEP AIDS

Including without limitation, zolpidem (Ambien).

ix. BETA BLOCKERS

Including without limitation, the following drugs and related compounds:

<b>BETA BLOCKERS</b>
Acebutolol
Alprenolol
Amosulalol
Atenolol
Betaxolol
Bisoprolol
Carteolol
Esmolol
Landiolol
Levobunolol
Mepindolol
Metipranolol
Metoprolol
Nadolol
Nebivolol
Oxprenolol
Penbutolol
Pindolol
Propranolol
Sotalol
Tilisolol
Timolol

**B3.2 MEDICAL AND NON-MEDICAL USE OF PRESCRIPTION AND OVER-THE-COUNTER MEDICATIONS**

- a. AMA Pro Racing recognizes that there are many prescription and over-the-counter medications that serve essential or beneficial purposes for the health and well-being of AMA Pro Racing Participants, and nothing in this Policy is intended to discourage the proper use of these medications.
- b. Some medications, even when properly used, may adversely affect the safety and integrity of competition for motorsports events.
- c. For example, many types of cough medicines contain codeine, which is a potent narcotic that may result in drowsiness or diminished alertness.

- d. Misuse or non-medical use of a prohibited, prescription, or over-the-counter medication by an AMA Pro Racing credentialed Participant is prohibited, and the MRO will examine whether:
  - i. the medication was used in a manner inconsistent with the instructions provided by the manufacturer, pharmacist and/or the prescribing physician
  - ii. the medication causes a competitive advantage, or a diminished or impaired ability to perform duties on the day of an Event
  - iii. the medication was used without a valid prescription from a credentialed and treating physician that was given for a legitimate medical purpose
  - iv. the AMA Pro Racing Participant failed to advise the issuing physician that another physician was prescribing the same and/or similar medication; and/or
  - v. the medication was prescribed more than 6 months prior to an AMA Pro Racing Event.
- e. For the purposes of these rules, federal bans and definitions of illegal substances supersedes any state and/or local ordinance, regulation or law permitting the use of a substance.

### B3.3 ALCOHOL

- a. An AMA Pro Racing credentialed Participant is prohibited from consuming any alcohol 12 hours prior to or during any AMA Pro Racing on-track activity or Event.
- b. An AMA Pro Racing credentialed Participant with breath, urine, saliva, or blood alcohol level above 20mg per 100ml (.02%) at the time of testing is deemed unfit for racing, participating or officiating in an AMA Pro Racing Event.
- c. Nothing in this paragraph shall preclude an AMA Pro Racing Official from determining that an AMA Pro Racing credentialed Participant with a breath, urine, saliva, or blood alcohol test level below 20mg per 100ml (.02%) is physically unfit for race driving, participating, or officiating in an AMA Pro Racing Event and taking such disciplinary action as the AMA Pro Racing Official may deem appropriate under the AMA Pro Racing Substance Abuse Policy.

### B3.4 DIETARY SUPPLEMENTS

- a. Dietary supplements may contain (either purposefully or through contamination) a prohibited substance under this Policy.
- b. Any product sold with a warning advising non-use if the purchaser is subject to a drug testing program should be avoided even though such product may be available without a prescription.
- c. AMA Pro Racing Participants may use a variety of apps or internet sources to become more educated about the contents of a supplement, but regardless of that information, the AMA Pro Racing Participant is responsible for any substance found in their system.

### B3.5 MASKING AGENTS

- a. The use or attempted use of any agent or technique that is designed to avoid detection of a prohibited substance and/or falsify, alter, compromise, or otherwise tamper with the integrity of a specimen or test under this Policy is prohibited. This includes:
  - i. Providing false urine samples (e.g., urine substitution or synthetic urine)
  - ii. Contaminating the urine sample with chemicals or chemical products
  - iii. Using pharmaceutical diuretics to purposefully dilute the urine sample
  - iv. Using masking agents
  - v. Using Aromatase inhibitors that may be used to biologically manipulate the testosterone/Epitestosterone ratio, and/or using epitestosterone to artificially alter the testosterone/epitestosterone ratio.

### B3.6 SUBSTANCES THAT MIMIC EFFECTS OF BANNED SUBSTANCES

- a. AMA Pro Racing credentialed Participants are prohibited from using any legal or illegal substance, or combination of substances, including but not limited to synthetics, analogues and/or derivatives of a banned substance.

### B3.7 MANNER OF USE

- a. SAFETY
  - i. The use of any legal or illegal substance, or combination of substances, which when taken into the human body, can impair the ability of the person to perform safely is prohibited.
  - ii. Under this Policy, any substance or combination of substances used in an unsafe manner is a violation.
  - iii. For example, a combination of drinking 10 cups of espresso, taking cold medicine and using prescribed sleep medication will cause a safety risk, although each substance in small amounts by themselves may not necessarily result in a violation of the SAP.
- b. INTEGRITY OF COMPETITION
  - i. The use of any legal or illegal substance, or combination of substances, which when taken into the human body, can alter or enhance a person's ability to compete in a manner unfair to other Participant is a violation.
  - ii. For example, a legal substance may be substantially similar to an illegal drug –i.e., synthetics, analogues and/or derivatives of an illegal substance –use of that substance will result in a violation of the SAP.

#### **B4 PRESCRIPTION DOCUMENTATION FOR PROHIBITED SUBSTANCES TO THE MEDICAL REVIEW OFFICER**

Participants in AMA Pro Racing are required to notify and provide proof of prescriptions to the MRO upon receipt of such a prescription from his/her treating physician. The method to provide this information to the MRO shall be:

- a. Using a fax cover sheet, print "AMA PRO RACING SAP Information", Participant name and phone number, name of medication, the prescribing physician, and the physician's phone number. Attach a copy of the prescription providing the dosage and duration instructions for proper use.
- b. Fax both the cover sheet and copy of the prescription to the MRO at (888) 595-4949, or email scanned copies to [mro@aukmed.net](mailto:mro@aukmed.net).
- c. The Participant's physician may receive a call from the MRO to discuss the prognosis and expected length of treatment and corresponding duration of the prescription.

#### **B5 TESTING FOR PROHIBITED SUBSTANCES**

Under this Policy, all AMA Pro Racing credentialed Participants will be tested on the following basis:

##### **B5.1 REASONABLE SUSPICION**

- a. AMA Pro Racing reserves the right to require an AMA Pro Racing credentialed Participant to submit to a test or tests if an AMA Pro Racing Official has reasonable suspicion that the AMA Pro Racing credentialed Participant has violated any part of this Policy or has a competitive advantage or diminished ability to perform as a result of using any substance in violation with this Policy. Some of the conditions, observations and/or reports that may cause an AMA Pro Racing Official to have such a reasonable suspicion are, without limitation, as follows:
  - i. When an AMA Pro Racing credentialed Participant is found or observed in possession of illegal substances or illegal drug paraphernalia at any time.
  - ii. Observation of signs, symptoms, and/or behaviors generally understood to accompany the use of prohibited substances or alcohol use or intoxication including, without limitation:
    1. Physical signs of red or droopy eyes, dilated or constricted pupils;
    2. Slurred speech, stumbling, or hyperactivity;
    3. Needle marks;
    4. Repeated unexplained disappearances from an Event;
    5. Constantly running nose, red appearance in the face, or persistent sniffing;
    6. Time distortion, including repeated tardiness and missed appointments;
    7. Chronic forgetfulness or broken promises;
    8. Accidents during Events;

9. Inability to concentrate or to maintain attention;
  10. Mental confusion, paranoia, or presence of abnormal thoughts or ideas;
  11. Violent tendencies, loss of temper, or irritability;
  12. Extreme personality change or mood swings; or
  13. Deteriorating personal hygiene or appearance.
- iii. An arrest or conviction for driving while under the influence of alcohol or drugs, or an alcohol or drug related conviction.
  - iv. Receipt of a report from a reliable source that an AMA Pro Racing credentialed Participant is under the influence of substances prohibited under this Policy on the day of an AMA Pro Racing Event, or, at any time, is using, possessing or selling illegal drugs or substance.
  - v. The results of an examination or test, as provided by the AMA Pro Racing Rules, which shows evidence of use of a prohibited substance or alcohol abuse or of adulteration or manipulation of the specimen.
  - vi. The odor or aroma of an alcoholic beverage on or about the breath or body of an AMA Pro Racing credentialed Participant consistent with use of such a substance or alcoholic beverage on the day of an AMA Pro Racing Event.
  - vii. Violation of AMA Pro Racing safety precautions resulting in an incident or accident involving injury, death or property damage.

#### B5.2 RANDOM TESTING

- a. AMA Pro Racing may also require all credentialed Participants to submit to unannounced random testing at any time during an Event to ensure compliance with this Policy. This may include, but is not limited to, random testing before or after practice, qualifying, or the Race itself.
  - i. RANDOM TESTING RATES
    1. Random testing rates will be set by the Program Administrator prior to the start of each season.
    2. The rates may either increase or decrease based on program test results of the previous year and substance abuse trends impacting professional sports and the public.
    3. Random testing rates set by AMA Pro Racing are an annual minimum requirement.
    4. Selection will be made at random, with all credentialed participants have any equal chance of selection.

ii. RANDOM SELECTION

1. Random selection of participants for testing will be conducted by the PA through a computer-based random number generator.
2. The testing pool will have the names of all credentialed participants at the event. Names will be selected at random until the predetermined number of Participants has been achieved.
3. Participants taking part in more than one class of competition shall be eligible for random selection in each class entered.

iii. OBSERVED TESTS

1. Based on their training and experience, a collector may require a random test to be observed to prevent someone from altering a specimen.

B5.3 FOLLOW-UP TESTING

- a. AMA Pro Racing Participants may be required to undergo follow-up testing as requested by the PA, MRO or AMA Pro Racing. Tests may be:

i. ADMINISTRATIVE REQUESTED

1. The PA may request follow-up testing for administrative issues.

ii. MRO REQUESTED

1. The MRO may request follow-up testing for variety of reasons, including but not limited to:
  - a. If the MRO finds that test results are invalid, the MRO may request a follow up test to assist in analysis.
  - b. Monitor or determine therapeutic levels of prescription drugs.
  - c. Determine whether an AMA Pro Racing Participant is "cycling" or "stacking" performance enhancing substances.
  - d. Assist in the investigative process to determine if there is a legitimate medical reason for test results.

iii. AMA PRO RACING REQUESTED

1. In its discretion, AMA Pro Racing may decide to include drug and/or alcohol testing as a condition of probation.
2. In the rare instances when that occurs, AMA Pro Racing will review the situation and determine how many times, for how long, in what circumstances and for what substances a Participant will be tested as part of probation and whether collections are to be observed.

B5.4 THE ROAD TO RECOVERY/COMPETITION RE-ENTRY

- a. AMA Pro Racing Participants, who violate this Policy, are required to be evaluated and tested before reinstatement to AMA Pro Racing can be considered.

- b. In conjunction with the terms and condition of reinstatement of an AMA Pro Racing license, the PA will provide for an evaluation with an appropriate substance abuse professional for the purpose of advising on the creation of a the Road to Recovery Plan, which may include substance abuse counseling, treatment or rehabilitation.
- c. The PA will determine how many times the AMA Pro Racing Participant will be tested, for how long, and for what substances.
- d. The PA may also require that collections be under direct observation.

#### B5.5 SPECIMENS FOR TESTING

- a. AMA Pro Racing may require an AMA Pro Racing credentialed Participant to submit to a test or tests, including without limitation urine, blood, saliva, hair, and/or breath tests.
- b. At the time of testing, the choice of specimen for a particular test is at the discretion the PA, MRO and AMA Pro Racing.
- c. Also, the type of test performed is at the discretion of the PA, MRO and AMA Pro Racing.
- d. In the event of disagreement, AMA Pro Racing shall make the determination of the specimen for a particular test.

#### B5.6 AUTHORIZATION FOR TESTING AND RELEASE

- a. If an AMA Pro Racing Participant refuses to execute or falsify any authorization for the release of that AMA Pro Racing Participant's medical records, as deemed relevant in the PA, MRO or AMA Pro Racing's discretion, or withdraws such authorization for testing and release pursuant to this Policy, AMA Pro Racing credentialed Participant will not be issued a AMA Pro Racing license and, if already issued, the AMA Pro Racing license will be suspended from any participation in sanctioned activities for an indefinite period.
- b. If an AMA Pro Racing credentialed Participant attempt to falsify or otherwise tamper with a urine, blood, saliva, hair and/or breath test as provided by this Policy, that AMA Pro Racing Participant will be suspended from any participation in AMA Pro Racing sanctioned activities for an indefinite period.

#### B5.7 REFUSAL TO TEST

- a. Refusing to submit to testing will be treated as if the test was found to be positive.
- b. For the purposes of this Policy, AMA Pro Racing Participants have refused to take a test if they:
  - i. Fail to participate, authorize or cooperate for testing, including failure to follow procedures of Section B5.6 Authorization for Testing and Release.
  - ii. Fail to appear for a test within the time period designated by the PA after being notified of the test with the time period required.
  - iii. Fail to remain for the duration of testing or until all testing requirements are completed.

- iv. Fail to provide sufficient amount of the requested specimen, and the MRO determines that no legitimate medical reason exists for the insufficient specimen.
  - v. Fail to permit or allow a requested observed collection.
  - vi. Fail to take a requested follow up test.
  - vii. Fail to consult and/or cooperate with the MRO.
  - viii. Fail to provide an unadulterated specimen. A test is considered a refusal for any findings of specimens that are adulterated, substituted, including but not limited to a finding of synthetic urine, synthetic marijuana, adulterants, intentional dilution of specimens, etc., and where no legitimate medical explanation supports the laboratory findings.
- c. Any attempts by an AMA Pro Racing Participant to mask or alter the results of the test will be considered a refusal.

**B5.8 REMOVAL FROM AMA PRO RACING EVENT**

- a. If a credentialed Participant refuses to comply with procedures related to this Policy when instructed by AMA Pro Racing and/or the PA; that person may be ejected from premises or other emergency action may be taken as deemed appropriate at the sole discretion of AMA Pro Racing; and that person shall be suspended from participation in any AMA Pro Racing competition for an indefinite period.

**B5.9 COLLECTION AND TRANSPORT OF SPECIMEN(S)**

- a. AMA Pro Racing will designate persons or organizations to be in charge of sample collections and/or the administration of other testing protocols and they will be responsible for duties including the following:
- i. IDENTIFICATION & DIRECT OBSERVATION
    - 1. Once a credentialed Participant has been selected for testing at an Event, an AMA Pro Racing Official will notify and immediately escort the Participant to the testing area.
    - 2. Once in the testing area, Participants may not leave the designated area until testing is completed.
    - 3. Normally, collection shall be made within two hours or less of the notification of the AMA Pro Racing Participant that testing will be conducted.

4. A test may be observed at any time. To direct an observed collection, the PA and his/her agents may consider not only their training and experience, but other factors, not limited to, but including: materials brought to the collection site, a temperature of the original specimen was out of range or the AMA Pro Racing Participant's behavior indicates an attempt to tamper with a specimen, etc.

ii. SPECIMEN QUALITY

1. The PA or his/her agents will promptly measure the temperature of the specimen(s) to ensure it has not been manipulated.
2. Where results indicate that the sample is inappropriate for testing, the PA and/or an AMA Pro Racing Official may require the AMA Pro Racing Participant to provide additional specimen(s) as necessary.

iii. SPECIMEN HANDLING

1. The PA will split specimens into "A" and "B" samples (when possible), label, secure, and transport the specimen(s) to the Testing Laboratory in such a manner as to ensure that the specimen(s) are not misplaced, tampered with, or relabeled.

iv. SPECIMEN OWNERSHIP

1. Under this policy, all specimens collected, including both "A" and "B" samples, are exclusively the property of AMA Pro Racing.

B5.10 PROCEDURES IF A TEST SHOWS THE PRESENCE OF PROHIBITED SUBSTANCES ADULTERATION, SUBSTITUTION – MRO CANCELED TESTS

a. MRO REQUESTS FOR AN INTERVIEW AND ADDITIONAL INFORMATION

Once the MRO notifies an AMA Pro Racing Participant that they have a positive drug test or refusal to test because of adulteration or substitution, or other non-negative test, the AMA Pro Racing Participant has 72 hours from the time of notification to respond to the MRO's request for an interview and additional information in accordance with the following rules:

i. MRO REQUESTED INFORMATION

The MRO may request the following information, for example and without limitation: suitable proof of valid medical prescriptions given by a licensed and treating physician, consent to review records of the prescribing physician, or any other reasonable requests that assist the MRO investigation.

## ii. MRO REQUESTED INDEPENDENT MEDICAL EXAM

1. To assist the MRO's investigation, the MRO may also direct the AAMA Pro Racing Participant to undergo further independent medical evaluation from a professional designated by the MRO, at the AMA Pro Racing Credentialed Participant's expense.
2. After a medical exam is requested, AMA Pro Racing Participants have 30 business days to have the test examination conducted.
3. By obtaining an AMA Pro Racing license or credential, AMA Pro Racing Participants have consented for the MRO to contact their physician for the purposes of a MRO investigation.
4. The failure to cooperate with the MRO's investigation, or provide suitable proof in a timely manner shall be treated as confirmation of the positive test.

## iii. PA AND MRO NOTIFICATIONS

1. When required by this policy, the PA or MRO are to make reasonable efforts to notify Participants.
2. Reasonable efforts may include the PA or MRO using email, texts, phone or mail to contact the Participant via the contact information the Participant provided on the license application.

## iv. MRO REPORTING OF RESULTS

1. If the MRO determines that there is no legitimate medical use or legitimate medical explanation for a positive test or refusal to test because of adulteration, substitution, the MRO is to report the results to the PA.

## b. PA'S REPORTING OF RESULTS

- i. Once the MRO reports a positive test or refusal to test because of adulteration, substitution, the PA is to consider all information derived from the testing process and information derived from the independent investigation of the MRO, and then make a determination of whether the results are positive.
- ii. If in consultation with the MRO, the PA decides the results are positive, the PA shall inform AMA Pro Racing of a positive result, irrespective of whether the split specimen procedures described in this Rule Book have been completed.
- iii. Once split specimen procedures are completed, the PA shall then issue to AMA Pro Racing either a confirmed negative test result or a confirmed positive test result.
- iv. If split specimen procedures are waived or never acted upon, the PA shall issue a confirmed positive result and violation of this Policy to AMA Pro Racing.

c. SPLIT SPECIMEN PROCEDURES

Once the PA or MRO notifies an AMA Pro Racing Participant that they have a positive drug test or refusal to test because of adulteration, substitution, or other non-negative test, the AMA Pro Racing Participant has 72 hours from the time of notification to request in writing a test of the split specimen or B sample in accordance with the following rules:

i. "B" SAMPLE TEST REQUEST

1. All requests to test a "B" sample must be made in writing to the Program Administrator and AMA Pro Racing. Failure to request a "B" sample testing within the 72 hours appeal period shall constitute acceptance of the results.

ii. "B" SAMPLE TEST LABORATORY

1. The "B" sample test shall be conducted at Aegis using the "B" specimen from the original collection. AMA Pro Racing will use its best efforts to expedite the "B" sample test which will be at the expense of the license Participant who tested positive.
2. The AMA Pro Racing Participant may be present (either personally or be represented by a qualified toxicologist not affiliated with Aegis) during the second test at his/her own expense.
3. If the AMA Pro Racing Participant chooses to be present personally or represented by a qualified toxicologist during the "B" sample test, the AMA Pro Racing Participant must notify the PA and MRO within the 72 hour period in writing per Section B5.10.c Split Specimen Procedures.

iii. "B" SAMPLE TEST PROCEDURES

1. The "B" sample test will be performed in accordance with the same procedures used by Aegis in the original test of the "A" specimen.
2. If the "B" sample fails to confirm the original test, then the specimen and test will be recorded as negative, and there will be no violation under this Policy.
3. If the "B" sample test confirms the original test, then the specimen and test will be recorded as a confirmed positive test and a violation of this Policy.

iv. IF NO "B" SAMPLE IS AVAILABLE

1. If no "B" sample is available due to the nature of the collection, then the MRO and PA will act upon the procedures in Section B5.10.a. MRO Requests for an Interview and Additional Information.
2. The final determination of whether there has been a violation of this Policy will be made by the PA.

v. PA OR MRO NOTIFICATION TO AMA PRO RACING OF "A" SPECIMEN RESULTS

1. If in consultation with the MRO, the PA decides the results are positive, the PA shall inform AMA Pro Racing of a positive result, irrespective of whether the split specimen procedures described in this Rule Book have been completed.
2. If the Program Administrator or MRO is concerned about the safety and integrity of the competition or other exigent circumstances, the Program Administrator or MRO may notify AMA Pro Racing of the original "A" specimen positive test prior to the verification of the results.

vi. TEMPORARY SUSPENSION BASED ON "A" SAMPLE RESULTS

1. Upon notification of the original "A" specimen positive test, AMA Pro Racing, in its sole discretion, may temporarily suspend an AMA Pro Racing Participant's license or credential before the "B" sample test is completed based on the following reasons:
  - a. Concerns regarding the safety of the AMA Pro Racing Participant and others at the Event or on-track.
  - b. Concerns regarding the fairness of a competition.
  - c. Exigent circumstances,
  - d. Undue delay to accommodate the presence of the AMA Pro Racing Participant (or his/her representative) at the "B" sample test.
2. AMA Pro Racing Participants temporarily suspended in this section may protest their disqualification to the Race Director or his designee as provided in applicable AMA Pro Racing Rules. The Race Director or his designee's decision shall be final and disqualification from participation in the meet, if upheld by the Race Director or his designee, shall be executed promptly and shall include the loss of any rights with regard to the even in question.

vii. SAMPLES PROPERTY OF AMA PRO RACING

The "A" and "B" specimen samples remain the exclusive property of AMA Pro Racing.

viii. WHEN 72 HOURS FOR "B" SAMPLE REQUEST DOES NOT APPLY

An AMA Pro Racing Participant is not entitled to 72 hours to request a B sample test when no specimen was produced or tested due to refusal or when the AMA Pro Racing Participant waives the 72 hours during the MRO interview.

- ix. UNCOOPERATIVE PARTICIPANT
  - 1. When the PA or MRO have made repeated attempts to contact the Participant regarding notification of a positive test and B bottle sample testing procedures, and the Participant has not responded to the PA or MRO, then the PA and MRO may report the test as positive after 72 hours from the findings of the test.
  - 2. Lack of cooperation with the PA or MRO by the Participant will be treated as a constructive waiver of his B bottle sample testing procedures.
- d. CANCELED AND NEGATIVE TESTS
  - i. If the PA or MRO verifies a test as cancelled or negative, the results will be reported to AMA Pro Racing.
  - ii. A canceled and negative test will not be treated as a violation of this Policy.
- e. SUSPENSION OF AMA PRO RACING LICENSE
  - i. Upon being notified by the PA or MRO of a verified positive or refusal or any violation of this Policy, AMA PRO RACING will suspend a AMA PRO RACING Participant's license for an indefinite period and/or take such other disciplinary action deemed appropriate under the circumstances pursuant to the AMA PRO RACING Rule Book.
- f. PUBLICATION OF RESULTS
  - i. By seeking to participate in any AMA Pro Racing Event, all AMA Pro Racing credentialed Participants agree that AMA Pro Racing may publish the results of any test or tests conducted pursuant to this Policy and the circumstances giving rise to such test or tests to such third parties as AMA Pro Racing, in its sole discretion, deems reasonable under the circumstances.
  - ii. AMA Pro Racing may also publish any and all violations to this Policy, including but not limited to conduct violations where no testing may have occurred.
  - iii. No AMA Pro Racing Participant shall have any claim or cause of action of any kind against AMA Pro Racing or any director, officer, employee or agent of AMA Pro Racing, the PA, Testing Laboratory, or MRO with respect to such publication, and/or shall be deemed to have released any such claim or cause of action.
- g. ROAD TO RECOVERY/COMPETITION RE-ENTRY
  - i. AMA Pro Racing shall also send the suspended AMA Pro Racing Participant a letter containing terms and conditions for consideration of reinstatement of the AMA Pro Racing Participant's license.
  - ii. If the AMA Pro Racing Participant wishes to have AMA Pro Racing lift the suspension, the AMA Pro Racing Participant must agree to AMA Pro Racing's terms and conditions of reinstatement.

- iii. In conjunction with the terms and conditions of reinstatement, the PA will also facilitate an evaluation for the Road to Recovery Program by coordinating an evaluation with the appropriate substance abuse professional for advising on creation of a Road to Recovery Plan that may include substance abuse counseling, treatment or rehabilitation.
- iv. The PA will determine how many times the AMA Pro Racing Participant will be tested, for how long, and for what substances.
- v. The PA may also require that collections be under direct observation.
- vi. Testing will be done at a time and place and under conditions specified by AMA Pro Racing and/or the PA, at the AMA Pro Racing Participant's expense, which will include laboratory fees and all other direct and indirect costs incurred by AMA Pro Racing or the laboratory in connection with each test.
- vii. When an AMA Pro Racing Participant has, to the satisfaction of the PA, completed the requirements set forth in the letter, the AMA Pro Racing Participant is eligible for reconsideration of reinstatement of an AMA Pro Racing license.

#### B5.11 VOLUNTARY DISCLOSURE

AMA Pro Racing encourages voluntary disclosure of substance abuse and supports voluntary rehabilitation efforts by persons subject to the terms of this Policy. Consequently, AMA Pro Racing is agreeable to accommodating such persons during their recovery and abstinence so long as the safety and integrity of AMA Pro Racing's professional racing program is not jeopardized.

- a. AMA Pro Racing's primary objective with regard to voluntary disclosure is to prevent participation of individuals who are in violation of this Policy until such time as the violation is no longer a threat to the safety or integrity of the racing program. In principal, persons who voluntarily disclose violation of this Policy, and who voluntarily withdraw from participation until their eligibility status is resolved, will receive more favorable consideration than those whose violations are discovered through testing and who have continued to knowingly participate in AMA Pro-Racing's program while in violation of this Policy.
- b. Participants are encouraged to contact the Program Administrator and/or Race Director to voluntarily disclose violations of the Substance Abuse Policy prior to being selected for a drug test. Persons who do not will be subject to whatever actions and controls AMA Pro Racing deems necessary to protect the safety and integrity of its racing program, and such steps may include withholding of competition privileges.

- c. Individuals who voluntarily disclose their violation(s) of the Substance Abuse Policy, and who cooperate with the Program Administrator in setting a plan of action for reinstatement, shall not, under normal circumstances, be charged with violation of this Policy.

- d. Individuals who voluntarily disclose their violation(s) of the Substance Abuse Policy will be subject to a preliminary test to be conducted in a timely manner at the direction of AMA Pro Racing and any subsequent testing as determined by the Program Administrator. Costs of such test shall be borne by the individual. Under no circumstances will the individual be permitted to participate in AMA Pro Racing-sanctioned activities until they have a negative test result on a sample specifically identified as a "Consideration for Return to Competition" passed a substance abuse test.
  - i. If the results of the preliminary test reveal that the participation of the individual may jeopardize the safety or integrity of the AMA Pro Racing program, as determined in the sole discretion of AMA Pro Racing, then the further participation of the individual will be withheld until such time as there is evidence, acceptable to AMA Pro Racing, that the individual's participation will no longer jeopardize the safety and integrity of the program.
- e. Individuals who voluntarily disclose violation(s) of the Substance Abuse Policy will be required, prior to continued participation, to enter into a Voluntary Disclosure Agreement with AMA Pro Racing stipulating the conditions of their probation.
- f. Individuals who have no previous offenses of this Policy may voluntarily disclose violation(s) even at the time of selection for a random test under the provisions of Section B.11 of this Policy or at the time of notification of a test under the reasonable suspicion provisions of Section B.5.1. However, such individuals must immediately cease their participation in the day's activities and refrain from any further participation in AMA Pro Racing-sanctioned activities until their eligibility status has been resolved.
- g. Individuals who have one or more previous violations of this Policy are offered no specific protections under this section of the Policy. However, voluntary disclosure of repeat violation(s), and voluntary withdrawal from participation, will be viewed as mitigating factors by AMA Pro Racing in determining any penalties which might be invoked.
- h. Any violation of the Substance Abuse Policy discovered while an individual is on probation under these provisions for voluntary disclosure shall be treated as an offense under the appropriate item of this Policy

#### B5.12 APPLICABILITY OF THE AMA PRO RACING RULES

- a. This Policy, as it may be amended from time to time, is a supplement to the provisions of the AMA PRO RACING Rules for Competition and will be interpreted, enforced and applied by AMA PRO RACING. This Policy is binding upon all AMA PRO RACING Participants in the same manner and to the same extent as the AMA PRO RACING Rules for Competition.