

## Policies and Procedures 90 – Conduct and Enforcement

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<b>Policy Number:</b>	<b>90.10</b>
<b>Name:</b>	<b>U SPORTS Anti-Doping Policy (Drug Education and Doping Control)</b>
<b>Origin:</b>	<b>Board of Directors</b>
<b>Approved:</b>	<b>October, 2015</b>
<b>Approval Process:</b>	<b>Board of Directors</b>
<b>Revision Date(s):</b>	<b>October 2015, August 2017, August 2018, August 2019</b>

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### PREAMBLE

- A. U SPORTS expects that all participants including Member Institutions, Regional Associations, Directors of Athletics (or equivalents), coaches, officials, student-athletes, administrators, Institution Representatives, volunteers, and others connected to our athletic programs and events uphold our core values of honesty, integrity, fair play, sincerity and honourability. All participants shall accept and actively encourage compliance with both the spirit and the letter of the rules governing U SPORTS, and shall ask for clarity on or interpretation of any rule regarding which there is uncertainty. An accepted element of the spirit of those rules is that any suspected violation be brought forward as a Complaint or be brought to the attention of the alleged violator as soon as possible, and that intentionally withholding such suspicion until a later date is against the spirit of the rules.
- B. As a legal entity, U SPORTS has the authority to establish policies to govern its own affairs and to prescribe, monitor and enforce the conduct of its Member Institutions and the conduct of other individuals involved directly or indirectly in U SPORTS activities pursuant to such policies.
- C. No action or legal proceeding may be commenced against U SPORTS in respect of a dispute unless U SPORTS has refused or failed to provide or abide by the appeal process as set out in U SPORTS' policies and all remedies available under these policies has been exhausted.

#### 90.10.1 POSITION STATEMENT

90.10.1.1 U SPORTS is unequivocally opposed to any doping practices by student-athletes or by individuals in positions of leadership in amateur sport (i.e. coaches, medical practitioners, sport scientists, administrators, team managers, etc.

90.10.1.2 **U SPORTS and the Canadian Centre for Ethics in Sport (CCES) are partnering in an effort to address the problematic and ongoing issue of doping in sport, to protect the integrity of U SPORTS sports and to protect the health of student-athletes. To expressly demonstrate its commitment to the fight against doping in sport, the U SPORTS has adopted the 2015 Canadian Anti-Doping Program (Version 2) (CADP). Administered on behalf of the U SPORTS by the CCES, the 2015 CADP is fully compliant with the 2015 World Anti-Doping Code and all International Standards and Guidelines as they may exist from time to time. To view or download the 2015 CADP, please visit: <https://cces.ca/sites/default/files/content/docs/pdf/cces-policy-cadp-2015-v2-e.pdf>. The 2015 CADP is U SPORTS' Anti-Doping Policy.**

90.10.1.3 **The CADP applies to all national sports within the U SPORTS: basketball, cross country running, curling, field hockey (women's), football (men's), ice hockey, rugby (women's), soccer, swimming, track and field, volleyball, and wrestling (the National Sports).**

**As such, U SPORTS member institutions, U SPORTS athletes defined as Student-Athletes in the CADP and student-athlete support personnel are bound by the rules of the CADP and are subject to the jurisdiction of the CCES to enforce the CADP.**

90.10.2 OBJECTIVES OF THE PROGRAM

90.10.2.1 To work in partnership with CCES in delivering anti-doping services and the CADP policy document to U SPORTS members.

a) CCES Services can be accessed at:

[www.cces.ca](http://www.cces.ca), Canadian Centre for Ethics in Sport (CCES)

Telephone: 613-521-3340, Toll free (Canada only): 1-800-672-7775

Fax: 613-521-3134 , Email: [info@cces.ca](mailto:info@cces.ca)

b) The CADP can be downloaded at: <http://www.cces.ca/cadp>

90.10.3 ANTI-DOPING PROGRAM

90.10.3.1 Scope of the Program – Drug Education

90.10.3.1.1 **All U SPORTS Student-Athletes and designated athlete support personnel, in order to participate in U SPORTS National Sport activities, are required to complete anti-doping education as provided by the CCES. When this anti-doping course is to be taken, the frequency, the method of completion and the content covered will be determined by the U SPORTS in cooperation with the CCES.**

90.10.3.2 Scope of the Program – Doping Control

90.10.3.2.1 U SPORTS has adopted the CADP and accordingly the anti-doping rules and procedures contained in the CADP are the rules and procedures of U SPORTS.

90.10.3.3 Athlete Selection

90.10.3.3.1 **Those individuals who are registered students at U SPORTS member institutions, who participate at the university level in the U SPORTS National Sports and who are not otherwise members of a National Athlete Pool (NAP) in any sport are Student-Athletes as defined in the CADP.**

90.10.3.3.2 **Student-Athletes participating in U SPORTS National Sports will expressly agree to be subject to the CADP by annually signing the U SPORTS Student-Athlete Acknowledgement and Consent Form. From the date of the Student-Athlete signature on the U SPORTS Student-Athlete Acknowledgement and Consent Form until the end of his/her annual eligibility period, all Student-Athletes participating in a U SPORTS National Sport will be subject to the CADP and bound by the rules and responsibilities contained in the CADP, Failure to complete and sign the AAC form may result in an athlete's ineligibility for participation in any U SPORTS program(s) but will not preclude doping control if the athlete has participated in any U SPORTS training or competition.**

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90.10.3.3.3 **NAP members who participate in U SPORTS National Sports will sign separate athlete contracts with their respective national sport organizations to confirm that they are subject to the CADP and bound by the rules and responsibilities contained in the CADP.**

90.10.3.3.4 **Subject to the CADP (which may retain jurisdiction over a Student-Athlete for a longer period of time), an individual will no longer be a Student-Athlete if he/she has reached the end of his/her U SPORTS eligibility period.**

90.10.3.4 Athletes who are Required, Under Medical Supervision, to Use a Prohibited Substance

90.10.3.4.1 U SPORTS athletes do not require a Therapeutic Use Exemption (TUE) unless the athlete is also affiliated and required to do so by another national sport organization, or requested to do so by CCES. **However, if an adverse analytical finding is reported after a sample is collected, all Student-Athletes may undergo a medical review to validate and permit the use of prescribed medications for valid therapeutic reason. Additional information can be found in the CADP.**

90.10.4 ANTI-DOPING RULE VIOLATIONS

90.10.4.1 All Anti-Doping Rule Violations shall be determined in accordance with the provisions of the CADP in force at the time.

90.10.5 PROVISIONAL SUSPENSIONS

90.10.5.1 U SPORTS, Regional Associations and U SPORTS members have the power to provisionally suspend a student-athlete until the result of an asserted anti-doping rule violation is determined. **The CADP outlines the circumstances when a provisional suspension can be imposed by the U SPORTS. Where the U SPORTS has the authority to impose a provision suspension, it will do so in the following manner:**

- a) **The U SPORTS will form an Ad-Hoc Doping Control Committee that will review the circumstances of the asserted anti-doping rule violation and make a determination as to whether or not a provisional suspension should be imposed.**
- b) **For any provisional suspension imposed by the U SPORTS, the U SPORTS Ad-Hoc Doping Control Committee's decision will be circulated electronically to the U SPORTS Board within 24 hours, and the Board shall have an additional 24 hours to express any concerns it may have regarding the U SPORTS Ad-Hoc Doping Control Committee's decision. If three or more Board members express substantive concerns within the 24-hour period, a provisional suspension would not be imposed.**

90.10.5.2. Factors to Consider regarding Provisional Suspensions

**Where the U SPORTS may impose a provisional suspension, the following factors shall be considered when determining whether or not to impose a provisional suspension:**

- a) **The timing of the alleged Anti-Doping Rule Violation and the timing of the Doping Tribunal hearing with regard to U SPORTS Championships or FISU Games. U SPORTS would be very inclined to impose a provisional suspension if the relevant Doping Tribunal hearing will occur shortly after or overlap with the**

**timing of the U SPORTS Championship or FISU Games the student-athlete might be involved in. U SPORTS does not want the U SPORTS Championships or FISU Games tainted with the participation of a student-athlete who, as a result of a positive test result, may be found at the Doping Tribunal hearing to have committed an Anti-Doping Rule Violation.**

- b) The nature of the anti-doping rule violation being asserted.**
- c) Whether there are other athletes who could take the place of the athlete with a positive test result.**

**90.10.5.3 Internal Process to follow in exercising the authority to provisionally suspend.**

- a) Given that time is of the essence in alleged doping cases, the U SPORTS Ad-Hoc Doping Control Committee will review the circumstances of each alleged Anti-Doping Rule Violation on a case-by-case basis and make a determination about whether or not to impose a provisional suspension should the suspension not be mandatory in the CADP.**
- b) For any provisional suspension that is not mandatory, the U SPORTS Ad-Hoc Doping Control Committee's decision will be circulated electronically to the U SPORTS Board within 24 hours, and the Board shall have an additional 24 hours to express any concerns it may have regarding the U SPORTS Doping Committee's decision. If three or more Board members express substantive concerns within the 24-hour period, a provisional suspension would not be imposed.**

**90.10.6 ANTI-DOPING RULE SANCTIONS**

**90.10.6.1 All penalties and suspensions affecting U SPORTS members are as specified in the CADP.**

**90.10.6.2 Removal of Awards/Records**

In accordance with the CADP, once an Anti-Doping Rule Violation (ADRV) has been confirmed by the Doping Tribunal, including an ADRV where no period of ineligibility is imposed on the athlete\*, any U SPORTS award, record or title awarded to the athlete in question shall be rescinded retroactive to the date of the Doping Tribunal decision or the date of the sample collection that gave rise to the ADRV, whichever is earlier.

\* Exception: please note that an athlete who participates in a team sport and who is subject to an ADRV where no period of ineligibility is imposed on the athlete will not have any U SPORTS record or title awarded rescinded.

In the case of a team sport and a singular anti-doping rule violation, the team to which the athlete belongs will not be penalized and any record or title shall remain in place.

**90.10.6.3 Financial Consequences**

**Any U SPORTS student-athlete who commits and is sanctioned for an anti-doping rule violation may face the imposition of financial consequences. The U SPORTS Ad-Hoc Doping Control Committee will review the circumstances of the anti-doping rule violation and the sanction imposed and shall make a determination, in its sole**

**discretion, as to whether or not financial consequences should be imposed. Financial consequences could include loss of eligibility for future U SPORTS Athletic Financial Awards and/or a repayment of expenses incurred by U SPORTS directly associated with the conduct of the Tribunal hearing.**

90.10.7 APPEALS

90.10.7.1 Anti-Doping Rule Violations and associated sanctions determined under the CADP may be appealed in accordance with the CADP.

90.10.8 TIME FOR COMMENCEMENT OF PENALTY AND INELIGIBILITY

90.10.8.1 All periods of ineligibility are governed by the provisions of the CADP.

90.10.8.2 For anti-doping rule violations determined pursuant to the rules of the Canadian Anti-Doping Program (CADP) and where a period of ineligibility is imposed, student-athletes serving a period of ineligibility shall concurrently be using their U SPORTS eligibility for the duration of the CADP sanction.

90.10.9 COOPERATION AND ASSISTANCE

**90.10.9.1 Student-Athletes, other persons participating in U SPORTS sports and member institutions shall reasonably cooperate with the CCES or another anti-doping organization investigating anti-doping rule violations and a failure to do so may be the basis for disciplinary action within the U SPORTS.**

**Student-Athletes and other persons participating in U SPORTS sports are encouraged to come forward with any information related to potential doping activities. Individuals can do so by communicating with the CCES directly or with the U SPORTS.**

90.10.10 ADMISSIONS

90.10.10.1 Should an athlete wish to come forth with an admission of drug use, he or she may do so directly to the CCES, or indirectly through the involvement of a representative(s) of the University that must include the Director of Athletics or designate.

**Individuals who admit to doping to the U SPORTS (U SPORTS representatives, member institutions, etc.) must be aware that the U SPORTS is obliged to forward that information to the CCES.**

If an athlete makes an admission to a representative of the University, inclusive of support staff, coaches, trainers etc, the representative of the University is obligated to forward that admission to the CCES. Failure to do so could subject the University representative to sanctions as outlined within the CADP.

90.10.11 U SPORTS AD-HOC DOPING CONTROL REVIEW COMMITTEE

90.10.11.1 The U SPORTS Ad-Hoc Doping Control Committee shall be struck by the U SPORTS Chief Executive Officer and will be composed of:

- a) U SPORTS Chief Executive Officer or designate;
- b) U SPORTS Chief Operating Officer or designate;
- c) Two individuals responsible for doping education at any member institution and

d) U SPORTS Legal Counsel.

90.10.11.2 The Committee shall be responsible for reviewing matters pertaining to the implementation of the U SPORTS Policy.

90.10.12 GENERAL - TRANSITION

90.10.12.1 For the purposes of making a transition from an earlier version of the CADP to the present version of the CADP, the transition rules captured in the CADP will apply.

90.10.13 INFORMATION DISCLOSURE

90.10.13.1 **Football**

**Each U SPORTS member institution's Football team, where applicable, must annually submit the following information to the CCES, on September 15, January 15 and May 15:**

- a) **Detailed team schedules (practices, team meetings, training sessions, and group training), inclusive of location (address), times (start and end), and a site contact person (name of coach, athletic trainer, etc.). The information must cover the entire period until the next submission (the September 15 submission would cover September 15 through January 15). The information submitted should be as specific as possible and provided in a calendar-style format or detailed e-mail. If specific details are not available for later events at the submission deadlines, the information should be submitted/updated to the CCES as soon as it becomes available (i.e. Spring Camp or Training Camp or practice schedule).**
- b) **All physical evaluation data (strength, speed, etc.) for all players. This data should include all testing done in the previous 4-12 month period and must be provided in an Excel (or equivalent) format that can be sorted by player and is consistent from one reporting period to another.**
- c) **Contact information for all players, both in-season and out-of-season (name, applicable civic and school address(es) during the time period, phone number, email address).**

90.10.13.2 **Hockey**

**Each U SPORTS member institution's Hockey team (men's and women's), where applicable, must annually submit the following information to the CCES, on September 15, January 15 and May 15:**

- a) **Detailed team schedules (practices, team meetings, training sessions, and group training), inclusive of location (address), times (start and end), and a site contact person (name of coach, athletic trainer, etc.). The information must cover the entire period until the next submission (the September 15 submission would cover September 15 through January 15). The information submitted should be as specific as possible and provided in a calendar-style format or detailed e-mail. If specific details are not available for later events at the submission deadlines, the information should be submitted/updated to the CCES as soon as it becomes available (i.e. Spring Camp or Training Camp or practice schedule).**

*Note 1: Information can be submitted electronically to [whereabouts@cces.ca](mailto:whereabouts@cces.ca).*

*Note 2: U SPORTS and/or the CCES can request additional information if necessary.*

For assistance please contact [whereabouts@cces.ca](mailto:whereabouts@cces.ca).

**90.10.13.3 Submission Deadlines and Late Submission Penalties:**

<b>For the Period Covering</b>	<b>Due Date</b>	<b>Penalty for Late Submission</b>
<b>September 15 – January 15</b>	<b>September 15</b>	<b>If not received by the appropriate date:                      \$50 per instance per sport                      to be paid to U SPORTS by                      the member institution.                       If not received by two weeks after the                      deadline: \$100 per instance                      per sport to be paid to U                      SPORTS by the member                      institution.</b>
<b>January 15 – May 15</b>	<b>January 15</b>	
<b>May 15 – September 15</b>	<b>May 15</b>	

**Member institutions are required to submit updated information when the information within the original submission is revised (such as with a change in practice times or venues). In the event the information provided is inaccurate and an unannounced doping control mission is initiated but unable to be completed as a result of the inaccurate information, the penalties for late submission of location information may be applied.**