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Subject: Your Public Records Request Regarding Drug Testing of ASU Student-Athletes

Date: Tue, 13 Feb 2007 11:55:46 -0700

From: "Terri Shafer" <Terri.Shafer@asu.edu>

To: natecarlisle@yahoo.com

Dear Mr. Carlisle:

This is to acknowledge receipt of your public records request dated Jan. 30, 2007. In response to the items in your request:

- Documentation of all positive tests: The university will not be able to provide any records in response to this item. Students are protected from disclosure of such information by the federal Family Educational Rights and Privacy Act (FERPA), which is incorporated into Arizona statute A.R.S. § 15-141.
- A calendar or other documentation indicating the frequency of drug tests: We can provide the code of conduct for our student-athletes and our drug testing policy. We will not be able to provide a detailed calendar, however, because such information would put us in conflict with the FERPA prohibition against providing “easily traceable” information about individual students.
- Records related to punishments levied for positive tests: We can provide policies; however, we are unable to provide records about individual student-athletes due to FERPA prohibition against disclosure.
- The budget for drug testing: We can provide a budget excerpt that shows the amount we budget for drug testing.
- Audits or reports discussing the drug testing of athletes: We do not have audits or reports other than those required by the NCAA and the PAC-10 conference, which you have excluded from your request.
- Contracts with vendors who have a role in drug testing of athletes: We can provide these.
- All information provided by vendors the last time drug testing was put up for bid: We can provide this.

The university provides the first 20 pages of a public records request free of charge. All subsequent pages are billed at \$.20 per page. The university cannot selectively discriminate against individuals and organizations who request public records, so we will not waive the fee for this request.

Based on the information above, please advise if you wish to continue with this request or amend the scope.

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