

APPROVED BY THE EXECUTIVE COMMITTEE
BOARD OF DIRECTORS
UNIVERSITY OF LOUISVILLE ATHLETIC ASSOCIATION, INC
JULY 28, 1986

PROPOSED REVISION

UNIVERSITY OF LOUISVILLE ATHLETIC ASSOCIATION, INC
ALCOHOL/DRUG POLICY

I. PURPOSE:

The University of Louisville Athletic Association, Inc. recognizes that alcohol/drug abuse is a problem in contemporary society. Alcohol/Drug abuse by athletes jeopardizes performance, is contrary to NCAA regulations and the athletic and academic expectations of the University of Louisville. Alcohol/Drugs do affect performance, compromise the integrity of athletic competition, both individual and team ability, and training and motivation. The use of alcohol/drugs poses the risk of injury or possible death to athletes and long-term harm to their teammates and competitors. Drug use by the student-athlete damages the University and all student-athletes in the eyes of the public and can eliminate both the athlete and a team from NCAA post-season competition.

The University of Louisville Athletic Association, Inc. recognizes that athletes are role models to many people. To address such issues, to assure compliance with NCAA requirements, to protect student-athletes from the risk of alcohol/drug abuse, and to protect student-athletes who do not use banned drugs from the stigma attached to drug users, the University of Louisville Athletic Association, Inc. establishes a alcohol/drug education, testing and rehabilitation program with the following objectives:

1. Provide a comprehensive drug abuse prevention and education program that will educate student athletes, student support persons and staff about the effects of illicit alcohol/drug use on physical, psychological and social aspects of life.
2. Require drug screening of all student-athletes in accordance with the NCAA Constitution and Bylaws to detect usage of banned drugs.
3. Provide screening, assessment and counseling on alcohol and drug use/abuse, when necessary; and
4. Protect the student-athlete's privacy by restricting disclosure of information to those who need to know.

II. PARTICIPATION:

Participation in the University of Louisville Athletic Association, Inc. Drug Education Policy (UЛААDEP) is mandatory for all student-athletes who participate in any phase of the intercollegiate athletic program. Any student-athlete who fails to participate in the UЛААDEP and to abide by the terms and provisions thereof shall be ineligible for participation in any intercollegiate athletic program at the University of Louisville.

A "student-athlete is a student whose enrollment was solicited by a member of the athletics staff or other representative of athletics interest with a view toward the student's ultimate participation in the intercollegiate athletics program. Any other student becomes a student athlete only when the student reports for an intercollegiate squad that is under the jurisdiction of the athletics department, as specified in 3.2.4.4. A student is not deemed a student-athlete solely on the basis of prior high school athletics participation. (NCAA Bylaw 12.02.6)

Each student-athlete at The University of Louisville shall be asked to agree to abide by the terms and provisions of the UЛААDEP, to consent to all testing provided by the UЛААDEP and to agree to the release of any and all information pertaining to such test results as hereinafter set forth. Any student-athlete who does not agree to abide by the terms and provisions of the UЛААDEP and/or fails to the release of information generated thereby, as hereinafter provided, shall be ineligible to participate in any phase of any intercollegiate athletic program at The University of Louisville.

III. EDUCATION AND PREVENTION PROGRAM:

The University of Louisville Athletic Association, Inc. in accordance with NCAA guidelines, shall provide the following:

1. A mandatory, scheduled course upon first year enrollment at the University, of illicit drug and alcohol awareness training for all student-athletes. The course shall include sessions on alcohol/alcoholism, drug abuse and dependency, the unique problems of drug and alcohol abuse by student-athletes, and the legal aspects of drug and alcohol use, including definition of NCAA and University policies.
2. Training sessions *as needed* for all coaches, athletic trainers, student athletic trainers, student managers, and staff will be conducted on how to recognize and manage alcohol, drug and related problems.
3. All educational sessions and preventative programs shall utilize expert resources from the University and the community, as approved by the Director of Athletics.
4. The Director of Athletics shall appoint a Medical Review Officer (MRO) who shall be an independent physician and does not serve as a team physician. The MRO shall have expertise in alcohol/drug testing and treatment, and shall review test procedures, interpret test results and provide other such services as described herein.

IV. INFORMATION:

A copy of the ULAADep will be made available to each student-athlete. A copy will be mailed to each new student-athletes parent(s) or guardian(s). A Presentation will be made to each athletic team in order to outline and review The University of Louisville's drug and alcohol education and testing program, its purposes, implementation and sanctions.

A copy of the program will be given to each student-athlete at his or her team Certification meeting. They will be asked to sign a form acknowledging receipt and understanding of the Program and providing voluntary consent to participate in the program.

V. DRUGS OF CONSIDERATION:

Any prohibited drug/substance found in Article 31.2.3.1 of the NCAA Constitution and Bylaws, or any violation of Article 31.2.3.2 of the NCAA Constitution and Bylaws, as amended from time to time (the "Banned Drugs"), regardless of whether such Banned Drugs are prescribed or non-prescribed, legal or illegal, and any other controlled dangerous substance, may be tested for under the ULAADep and/or by the NCAA. Included among those substances to be tested for under the ULAADep, without limitation, are amphetamines, cocaine, tetrahydrocannabinol (THC or marijuana) and anabolic steroids. In addition, each student-athlete may be subject to testing for the presence of any other drug prohibited by the NCAA or for the presence of any other controlled dangerous substance. Testing for the presence of Banned Drugs/Substances by the NCAA shall be in addition to, and not in place of, any testing done by the University of Louisville under the ULAADep. A copy of the Banned Drug list will be available for inspection and review in the Training Room.

VI. DRUG SCREENING:

After receiving a copy of the University of Louisville Athletic Association, Inc. policy and before engaging in competition, all student-athletes must sign a statement of understanding and consent. If the student athlete is under 18 years of age, the student-athlete's parents or legal guardian must sign for the student-athlete until the student reaches his/her eighteenth birthday.

Following the execution of the Consent Agreement, each student-athlete thereafter will be subject to unannounced, random testing for the presence of Banned Drugs/Substances. The Medical Review Officer and Director of Sports Medicine will specify the determination of the frequency of testing.

Failure to participate in the drug/alcohol education programs (including drug/alcohol screening and any recommended follow-up) will result in loss of the privilege of participation by the student-athlete in any intercollegiate athletic program sponsored by The University of Louisville Athletic Association, Inc.

VII. METHODOLOGY

Selection: The Medical Review Officer and the Director of Sports Medicine shall develop and maintain selection procedure for administering frequent and unannounced drug screening test to student-athletes. The Medical Review Officer, the Director of Sports Medicine and the athlete's head coach shall have authority to select specific student athletes to be tested, including any involved in injury or accident situations or other behaviors reasonably giving rise to concern regarding alcohol/drug abuse. Student-athletes may be tested on one or more occasions at any time enrolled in the University on athletic scholarship or participating in intercollegiate athletics.

The process for selection and testing for alcohol/drug abuse shall ensure the confidentiality of testing, and results shall be released only to the Medical Review Officer and/or the Director of Sports Medicine except as provided in this policy. Only the Medical Review Officer and/or the Director of Sports Medicine shall know the confidential number assigned to a specific student-athlete. There is a need to know basis for the consulting treatment professional(s) to be informed of alcohol/drug test results. Consent of the student-athlete or parents/guardians in the case of a student-athlete under the age of 18, needs to be executed prior to this information being released.

Procedure for Notification: Student athletes selected for alcohol/drug-testing will be handed a student-athlete notification card by an athletic trainer for immediate collection of the specimen.

Collection Procedure: At the collection site, the athletic trainer shall conduct the collection of urine samples for purposes of testing. Each student-athlete may be required to disrobe prior to providing a urine sample, to insure proper urine identification. A member of the athletic training staff shall observe urine voiding. Each student-athlete will be given; a chain of custody form that contains an assigned confidential number and two specimen bottle seals, a collection cup, two specimen containers, plus a collection card with a corresponding confidential number. Urine samples of at least 60ml, must be given under the supervision of the athletic trainer and/or an assistant as assigned, male for male athletes and female for female athletes.

Once a sample is obtained, the student-athlete will pour half of the specimen into one specimen bottle and the remainder into the second. The specimen bottles will then be sealed with the specimen bottle seals, which contain the date and the athlete's initials, by the athletic trainer in the presence of the student-athlete. The two specimen bottles and the chain of custody form will be placed in a pouch that will also be sealed in the presence of the student-athlete.

If a specimen is incomplete or inadequate, the student-athlete must remain in the collection area under the observation of the athletic trainer until the sample is collected-during the waiting period the collection cup must be covered and controlled by the student-athlete. All specimens collected will be kept in a secure area under the exclusive control of the athletic training staff prior to transportation to an appropriate testing lab. All laboratory testing shall be conducted under the auspices of an independent laboratory designated by the University of Louisville Athletic Association, Inc.

If a sample following testing, test positive as to the presence of Banned Drugs, then a second test will be conducted to confirm the initial positive result using the Mass/Spec Gas chromatography system. In addition to the foregoing, testing for anabolic steroids will be done using appropriate methods. Additional tests may be conducted to determine the presence or absence of any other Banned Drug/Substances as may be determined by the University of Louisville. The laboratory shall notify only the Medical Review Officer and the Director of Sports Medicine of test results.

VIII. RESPONSES TO TESTING

(As hereinafter used, a student-athlete who has tested "positive" shall be deemed to mean a student-athlete whose urine specimen has been confirmed as containing the presence of one or more Banned Drugs/Substances.)

The Director of Sports Medicine will notify the student-athlete and the head coach of a positive test. The Director of Sports Medicine will confer with the Medical Review Officer on all positive tests. The student-athlete will meet with the Director of Sports Medicine or his delegate and the head coach before being sent for evaluation. The Director of Sports Medicine will then make a referral to either the Medical Review Officer or a professional holding certification as such in the State of Kentucky, and approved by the Medical Review Officer, for further screening or assessment to recommend a course of preventive education or treatment by a Kentucky Certified Alcohol Drug Counselor (CADC) or an alcohol and drug abuse treatment center licensed in the State of Kentucky for counseling. The Director of Sports Medicine and the Medical Review Officer will receive the professional's recommendations and decide on an appropriate plan of action.

A student-athlete with a positive test will be subject to frequent, unannounced drug testing. Depending upon the recommendation of the Medical Review Officer and Director of Sports Medicine, the head coach may suspend the student-athlete from participation for a period of time necessary to prevent possible harm to the athlete or team and rehabilitate the student-athlete. Each time that a student-athlete tests positive at any time while a student-athlete at The University of Louisville, such test shall be deemed a violation of the ULAADep with sanctions as follows:

A. The First Violation:

1. The Medical Review Officer, The Director of Sports Medicine, and head coach will be informed of the positive test results.
2. The student-athlete will be required to participate in counseling sessions with professional counselors as determined by the University of Louisville.
3. The student-athlete will be required to undergo frequent, unannounced urinalysis.
4. In extraordinary circumstances, as determined by the Athletic Director, a first violation may result in one or more of the following additional sanctions, to-wit:
 - a. Suspension-temporary, indefinite or permanent suspension of the student-athlete from further participation in all intercollegiate athletic programs.
 - b. Cancellation of all or part of any room and/or board provided by The University of Louisville to the student-athlete.
 - c. Cancellation of all or part of any grant-in-aid provided by the University of Louisville to the student-athlete; and
 - d. Cancellation of all or part of any other benefits provided to the student-athlete by The University of Louisville including tuition, books and other fees.

B. Second Violation:

- a. The Medical Review Officer, Director of Sports Medicine, the student-athlete, the student-athletes head coach and the Director of Athletics will informed of the positive test results.
- b. The Director of Athletics shall also inform the University President and/or his designee.
- c. The Medical Review Officer shall review the entire case and referral of the student-athlete for comprehensive treatment/rehabilitation may be made.
- d. The student-athlete will be required to continue undergo urinalysis as frequent as deemed necessary by the University of Louisville so long as he or she remains a student-athlete at the University of Louisville.
- e. A second violation also may result in one or more of the following additional sanctions, to-wit:
 - a. Suspension -temporary, indefinite or permanent suspension of the student-athlete from further participation in all intercollegiate athletic programs.
 - b. Cancellation of all or part of any room and/or board provided by the University of Louisville to the student-athlete.
 - c. Cancellation of all grant-in-aid provided by the University of Louisville to the student-athlete; and
 - d. Cancellation of all or part of any other benefits provided to the student-athlete by the University of Louisville including; tuition, books and other fees.

C. Third Violation:

- a. The Medical Review Officer, Director of Sports Medicine, the student-athlete, the student-athletes head coach and the Director of Athletics will informed of the positive test results.
- b. The Director of Athletics shall also inform the University President and/or his designee.
- c. The student-athlete who test positive for a third time shall be suspended from participation and referred to professional counseling.
- d. In the absence of mitigating circumstances as determined by the University of Louisville Financial Aid Committee upon the recommendation of the head coach, Medical Review Officer and/or the Director of Sports Medicine after consultation of medical or counseling reports submitted by the student-athlete. The student-athlete will be subject to non-renewal of scholarship at the end of the academic year.

The student-athlete shall have the right to a hearing before this committee at which he or she can present evidence in his or her defense and challenge evidence and testimony against him or her. Notwithstanding any other provision of this policy, the team coach, Medical Review Officer, the Director of Sports Medicine and/or the Director of Athletics shall have the authority to suspend any student-athlete at any time from participation in intercollegiate athletics if, in the opinion of the Medical Review Officer or the Director of Sports Medicine, such participation would be dangerous or not in the best interest of the athlete or athletic department.

VIII. ATHLETIC COACHES AND STAFF RESPONSIBILITY

- A. Athletic coaches and staff shall not knowingly encourage the use of illicit drugs, specifically those whose intended use is to enhance performance.
- B. Athletic coaches and staff obtaining knowledge of persons attempting to induce or encourage drug use or alcohol abuse, including underage consumption of alcohol, shall report complaints to the Director of Athletics.
- C. Athletic coaches and staff must be aware of student environment where peer group pressures encourage alcohol or drug abuse including underage consumption of alcohol. Because the health and safety of the student-athlete is of paramount concern, coaches and staff must be alert to alcohol or drug abuse symptoms characterized by physical or behavioral changes.
- D. All coaches must participate in alcohol/drug abuse educational programs on a regular basis as determined by the Director of Athletics.

X. STUDENT-ATHLETES RESPONSIBILITIES

Each student-athlete is obligated to advise the Athletic Trainer prior to providing any urine sample of all medications, whether prescriptive or non-prescriptive, which the student-athlete is presently taking or has taken with the preceding thirty-days (30), along with the medical reason therefore. In addition, the student-athlete may be required to further document, to the satisfaction of the Medical Review Officer and/or the Director of Sports Medicine the medical necessity for the medication being taken or previously taken by the student-athlete.

The failure of the student-athlete, required to undergo counseling, to attend any required counseling session, whose absence is not excused by the Athletic Trainer, shall be treated as a separate violation of the ULAADep. The student-athlete as a result of his/her failure to attend any required counseling session may have imposed any of the aforementioned sanctions.

XI. STUDENT-ATHLETE INITIATED REVIEWS

A Student-athlete may ask for a review of any sanction as the result of a positive drug test result. A student-athlete desiring to appeal must file a written notice of review with the Director of Sports Medicine within two days of notification of a positive result. The student-athlete may be assisted by a person of his/her selection in obtaining a review.

A student-athlete may have an informal hearing before the Team Head Coach and the Director of Athletics after notice of an action to be taken pursuant to a positive test. The student-athlete may have a hearing before the University Financial Aid Committee in the event that notification of non-renewal of financial aid is given in connection with any positive drug test result.

XII. TRANSITION

The ULAADep replaces and supersedes all prior existing drug policies of The University of Louisville, except that each previous positive test of a student-athlete for the presence of any Banned Drug/Substance under any prior drug policy, then in effect by the University of Louisville, shall be treated as a violation of the ULAADep for purposes of determining whether subsequent violations of the ULAA constitute the student-athletes second or third violation. In addition, any test conducted by the NCAA for the presence of a Banned Drug/Substance, which is positive, likewise shall be deemed a separate violation of the ULAADep.

XIII. NCAA TESTING

The provisions of the ULAADep are in addition to and not in place of any testing conducted by or sanctions imposed by, the National Collegiate Athletic Association.

The University of Louisville shall promptly notify in writing the NCAA's Director of Sport Sciences regarding, a student-athlete's disclosure of a previous positive test for banned substances administered by any other athletics organization. (NCAA Bylaw 14.1.3.3)

The Executive Committee shall authorize methods for drug testing any student-athlete who has disclosed in the student-athlete statement that he or she has a positive drug test administered by a non-NCAA athletics organization. (NCAA Bylaw 18.4.1.5.3)

XIV. ADMENDMENTS

In order to ensure full reliability and accuracy of drug assays, the accurate reporting of test results, the integrity and efficacy of the University Drug Education Program, and compliance with NCAA legislation, the Athletic Director or designee may make changes to the procedures contained within the appendices to this policy to reflect improvement in available science and technology as recommended by the Medical Review Officer and/or changes in applicable NCAA legislation or procedures. Any changes will be reported to the ULAA Board of Directors at the next scheduled Board Meeting. An attempt will be made to notify each student-athlete of any changes or amendment to the ULAADep.

**CONSENT TO TEST URINE SAMPLE AND AUTHORIZATION
FOR RELEASE OF INFORMATION**

**TO:
UNIVERSITY OF LOUISVILLE,
the UNIVERSITY OF LOUISVILLE ATHLETIC ASSOCIATION, INC. and
the UNIVERSITY OF LOUISVILLE DEPT OF SPORTS MEDICINE**

I, _____ hereby acknowledge that I have received a copy of the University of Louisville Athletic Association Substance Abuse Education Policy which provides for educational programs, urine screening, breathalyzer, and counseling related to alcohol and illicit drugs. I further acknowledge that I have read said Policy, that it has been outlined to me, that my questions have been answered, and that I fully understand the provisions of the Policy.

I hereby consent to have a sample of my urine collected and tested for the presence of certain drugs or substances on a random, unannounced basis, in accordance with the provisions of the University of Louisville Athletic Association's Substance Abuse Policy; and at such other times as urine testing is required under the Policy.

I further authorize you to make a confidential release to the President and/or designee and the Head and/or Assistant Athletics Trainers at the University of Louisville; my parent(s), legal guardian(s), or spouse; the head coach of any intercollegiate sport in which I'm a team member; the University Athletic Director and the University Financial Aid Committee; and any drug or alcohol counseling program to which I'm referred, of all information and records including test results you may have or obtain or create in the course of the screening or testing of my urine sample(s) under provisions of the University of Louisville Athletic Association Drug Education Policy which is applicable to all intercollegiate athletes at the University of Louisville. To the extent set forth herein, I waive any privilege I may have in connection with such information.

I understand that any urine samples will be sent to Clinical Reference Laboratory (CRL) or other off site testing facility, which will be identified in advance for actual testing.

The University of Louisville, its Board of Trustees, officers, employees and agents, the University of Louisville Athletic Association, Inc. and its directors, officers, employees and agents are hereby released from legal responsibility or liability for the release of such information and records as authorized by this form. **This consent remains in effect until revoked by me in writing or I complete my athletic eligibility.**

_____/_____/20_____
(date)

(Athlete print name)

(Athlete signature)

_____/_____/20_____
(date)

(Signature of parent or guardian if student
is under 18 years of age)