



Drug & Alcohol Policy and Testing Procedures

Part 1: Drug & Alcohol Policy

1. Overview and Purpose

The AMA is committed to promoting the welfare of everyone who participates in the sport or recreational activity of motorcycling.

Motorcycling is inherently dangerous. The AMA recognizes that the use of drugs and alcohol can adversely affect a person's performance and increase the likelihood of injury and/or damage to property and equipment.

For the avoidance of doubt, this Policy is complimentary to the testing that may be carried out by the AMA under the World Anti-Doping Code. The provisions of the World Anti-Doping Code shall prevail over this Policy in the event of conflict.

This Policy seeks to:

- a) Keep events free from the hazards associated with the use of drugs and alcohol.
- b) Communicate AMA's stance on the use of drugs and alcohol in Sport.
- c) Communicate AMA's drug and alcohol testing regime.
- d) Communicate that it is unacceptable to be under the influence of drugs or alcohol while taking part in Sport or an Event.

2. Scope

This Policy applies to and binds any person who:

- a) Holds an AMA license.
- b) Has signed-on at an Event.
- c) Enters the "pit" or "paddock" area at an Event.
- d) Persons the AMA requires to be compliant with this Policy from time to time, such as a condition of entry to an Event.

3. Definitions

For the purposes of this Policy and the Testing Procedures, the following terms shall have the following meanings:

Adverse: An initial Test result indicating the presence of alcohol or of a Prohibited Substance in a Sample at or above threshold levels for initial screening or Testing.

Alcohol Testing: Testing to determine the presence of alcohol in the body, by analysis of exhaled air.

AMA: American Motorcyclist Association.

Drug Test: Testing to determine the presence of Prohibited Substances in the body, by analysis of urine or saliva.

Event: The sanctioned motorcycling activity issued by the AMA.

License: An AMA license of whatever name or description.

Negative: A Test result indicating the absence of alcohol or of a Prohibited Substance in a Sample, or that the presence of such substances is below threshold levels for initial screening or Testing.

Participant: A person who is, or is selected to, or has been, or may be, subject to a Test.

Policy: This policy (including the Testing Procedures set out in Part 2) as amended by the AMA from time to time.

Positive: The result of secondary Testing of an Adverse Sample that confirms the presence of alcohol or of a Prohibited Substance.

Prohibited Substance: Any substance considered illegal.

Promoter: The holder of an Event sanction issued by the AMA.

Regulations: The general competition rules in force at the time of the Event, issued by the AMA.

Sample: A sample provided in conjunction with a Test.

Screening Test: A Test undertaken by a Testing Person to detect potential breaches of this Policy.

Significant Incident: Any incident which occurs during an Event that results in a person requiring medical treatment, or that results in property damage, or any other incident which, in the opinion of the Promoter (or its nominee) requires further investigation. This latter category may include dangerous occurrences or near misses during a race.

Sport: The sport or recreational activity of motorcycling.

Test: Any test conducted under this Policy to detect the presence of alcohol or a Prohibited Substance.

Testing Person: can be one of the following:

- Part of the medical team at the event.
- A Promoter (or its nominee) competent in using the Tests.
- A nominated person competent in using the tests (i.e., Senior Official or AMA representative).
- A member of the Police force.
- A contractor approved by the AMA.

World Anti-Doping Code: the core document that harmonizes anti-doping policies, rules and regulations within sport organizations and among public authorities around the world.

4. Prohibited Activities

The use of drugs or alcohol can adversely affect an individual's ability to participate in Events and can contribute to Significant Incidents. Any person to whom this Policy applies must not:

- 4.1 Use, consume, possess, manufacture, sell, purchase or otherwise transfer a Prohibited Substance at or during an Event.
- 4.2 Have a blood alcohol reading of more than 0.00 at or during an Event.
- 4.3 Have any Prohibited Substance in their system at or during an Event.
- 4.4 Refuse to provide a Sample as part of a Test.
- 4.5 Refuse to comply with a direction in respect of a Test.
- 4.6 Subvert or tamper with the Testing process, including, without limitation, giving false answers to any questions from any person administering a Test or making a false declaration.

5. Sanctions

5.1 Any person who breaches any of the provisions of Clause 4 of this Policy:

5.1.1 Will be sanctioned in accordance with Clause 7 of these Testing Procedures.

5.1.2 May also face sanction or penalty under any other rule, regulation, policy or procedure of the AMA or Promoter (such as under the Regulations).

6. Rehabilitation and Counselling

The AMA recognizes drug and alcohol dependency as a treatable condition. Any person who breaches Clause 4 of this Policy is encouraged to seek professional help and advice and to undertake appropriate treatment.

7. Disputes

A dispute regarding the implementation of this Policy or of the Testing Procedures will be managed by the AMA.

Part 2: Testing Procedures

1. Introduction

These procedures are to be followed in implementing the Policy, including:

- 1.1 How Drug and Alcohol Testing will be conducted.
- 1.2 The actions to be followed in response to Drug or Alcohol Tests including immediate response and follow-up actions.
- 1.3 How matters of confidentiality, discipline and disputes will be handled.

2. Testing Methods and Limits

2.1 Testing Methods

Testing may be conducted consistent with these procedures.

2.1.1 Screening Drug Tests will be undertaken using the following methods:

- 2.1.1.1 An oral swab.
- 2.1.1.2 Urine sample.
- 2.1.1.3 Drug confirmation tests will be undertaken in accordance with current Standards.

2.1.2 Alcohol tests will be undertaken using an alcohol breathalyser.

2.2 Testing Limits

2.2.1 Screening Test:

The Screening Test will check for a variety of substances including:

Amphetamine (AMP)
Benzodiazepine
Cannabinoid (THC)
Cocaine (COC)
Methamphetamine (MET)
Opiate

2.2.2 Blood Alcohol Target Concentrations

Alcohol	0.00 g/100ml
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3. Event Testing

3.1 Testing Person

Random Drug and Alcohol Testing will be conducted at Events by a Testing Person.

The Testing Person should develop and implement an operationally appropriate selection process to the satisfaction of the AMA.

3.2 Selection

Testing may be conducted upon any Participant to detect the presence of alcohol or a Prohibited Substance in the following circumstances:

3.2.1 Random Testing

Participants will be selected by random, which may include riders, media, officials and teams.

3.2.2 Targeted Testing

3.2.2.1 When an Official (or Promoter) suspects, on reasonable grounds, that a person is under the influence of alcohol or a Prohibited Substance (see also Suspicion Testing).

3.2.2.2 A Participant who has previously returned an Adverse result may be Target Tested over the following 12 months and their names will automatically be entered into the selection list.

3.2.3 Voluntary Testing

Testing may be undertaken on a voluntary basis if a Participant requests a Test prior to or during the Event.

3.2.4 Suspicion Testing

An Official (or Promoter) will take action under this Policy if they have observed or received information or have reasonable grounds to suspect that a person is exhibiting signs of being under the influence of drugs or alcohol and such person may be required to undertake a Test.

Typical indicators of impairment due to alcohol or a Prohibited Substance include:

- Slurred or impaired speech.
- Their breath smells of alcohol.
- They stagger, their movements are jerky and off target.
- They admit to drinking certain quantities of alcohol.
- Their eyes are hazy and heavy.
- They exhibit a dulled tired appearance.
- They are aggressive in their speech or manner.
- Their face is flushed.
- Their pupils are large with sluggish reaction to light.
- They behave in an unusual, dangerous, erratic or euphoric state.
- Evidence of substance misuse within Events which can be linked with reasonable certainty to an individual.

3.3 Timing

The Policy being a welfare initiative, Testing can be carried out at any time during an Event. Testing People are encouraged to ensure Testing is undertaken before a Participant engages in on-track activity.

3.4 Notification

3.4.1 No Notification to Participants

Participants acknowledge and agree that they will not be informed when Tests will be conducted.

3.4.2 Event Notification

Participants will be notified directly in person that they have been selected for Testing under this Policy.

The Testing Person will provide Participants with information regarding the test they will undertake. Participants are required to read, understand and sign the Acknowledgement and Declaration Form.

Sample Notification to Attend for Testing

Dear Participant,

You have been randomly selected to participate in prohibited substance screening under the American Motorcyclist Association Drug and Alcohol Policy. The purpose of this policy is to address the possibility of events being adversely affected by people who have drugs and/or alcohol in their system.

You are required to provide a urine sample designed to screen for illicit drugs.

The drug screening equipment will test for illicit, restricted and some currently legal drugs which have the potential to cause impairment, e.g., cannabis and hashish, opiates (such as heroin and morphine), cocaine, amphetamine type substances (such as speed and ecstasy) and THC.

You are required to read, understand and complete the Acknowledgement and Declaration Form (enclosed) prior to making your way to the testing area. There are penalties for making a false declaration.

Please inform the testing person about any medications (prescribed or non-prescribed) or other drugs that you have used during the last week which may affect the drug screen.

You are required to provide a sample in the privacy of the nominated testing area. If you are unable to provide a sample immediately you must wait, under the supervision of the testing person, until a sample can be obtained.

You are required to provide the sample to the Testing person to record the results. Should a test produce an **adverse** result, you will not be permitted to take part in the event. A **negative** result will allow you to continue to take part in the event.

Refusing to complete the test will automatically exclude you from taking part in the event.

Please take your time in completing this documentation.

If you have any questions regarding the procedures, please discuss these with the testing person.

3.5 Designated area

Where not specified in the notification information, a designated testing area will be established at each Event. Participants will be required to enter the testing area one at a time to undertake the test.

A designated testing area would ideally include a private area with a table and chairs to fill in the paperwork and a designated private toilet for urine testing.

Prior to the Test being conducted, Participants will be requested to provide the completed Acknowledgement and Declaration Form. They will also be required to provide their full name and date of birth. These details are to be recorded on the Control Form.

3.6 Representatives

Participants are entitled to have a representative and/or interpreter accompany them to the testing area.

If a Participant is a minor (under 18 years of age) they are required to bring a parent or guardian with them.

3.7 Follow up testing

A Participant who returns an Adverse Drug Test will be subject to follow up testing for a period of 12 months (the Probationary Period).

If no further Adverse results are reported in the Probationary Period, the Participant will be placed back in the usual random selection pool.

4. Alcohol Testing Procedure

4.1 All alcohol testing procedures shall be conducted using an alcohol breathalyser.

4.2 The Participant will be required to supply an exhaled air sample from their lungs directed into an approved breath analysis instrument sufficient to obtain a valid reading on the instrument.

4.3 Participants will be asked not to consume any substances by mouth for a period of 5 minutes prior to the Alcohol Test being carried out.

4.4 The following extract must be read to Participants prior to undertaking the Test:

“You are about to have your exhaled air tested to ensure compliance with the AMA’s Drug and Alcohol Policy in relation to the presence of alcohol in your body. Should the test be positive, a further test will be undertaken shortly to confirm the test. Please follow the instructions of the testing official.”

4.5 If the test indicates blood alcohol content (BAC) of 0.01 g/100mL or above, the Participant is required to do a secondary test. The following must be read to the Participant after the initial test:

“Your exhaled air has indicated the presence of alcohol in your body. This is a breach of the AMA’s Drug and Alcohol Policy. Another test will be performed shortly to confirm the initial test. You will be required to be accompanied by a witness at all times for the next 20 minutes. You will not be permitted to consume any substance by mouth until after the test’.

4.6 The second Test must be carried out no sooner than 15 minutes and no more than 20 minutes after the original Test.

- 4.7 The Participant must refrain from taking any fluid or substance orally during the waiting period. This includes smoking or vaping.
- 4.8 The Participant shall be accompanied by a witness appointed by the Testing Person for the entire period between the two Tests.
- 4.9 If the secondary Test result is 0.00 g/100mL BAC, the result will be deemed as negative, and the person may continue to take part in the Event.
- 4.10 If the result of the secondary test result is above 0.00 g/100mL BAC:
 - 4.10.1 A Positive result will be recorded and submitted to the AMA.
 - 4.10.2 The result of all Tests performed must be recorded, together with the names of the Participant and the witness, the time and date of the Test and the result e.g., OK if 0, or actual reading if >0.
 - 4.10.3 The Participant must be advised by the Testing Person of the result of both Tests, specifically the reading noted on the instrument.
 - 4.10.4 The Participant will be excluded from taking any further part in the Event.
 - 4.10.5 The Test results will be recorded and submitted to the AMA.
- 4.11 Failure to submit to a Test without an acceptable reason will be deemed a Positive test result.

5. Drug Testing Procedure

- 5.1 Drug Tests will be conducted in designated areas at Events as advised.
- 5.2 All Drug Testing procedures are to comply with relevant Standards.
- 5.3 The Participant will be required to supply either an oral fluid sample or urine sample in the appropriate testing device provided to them by the Testing Person sufficient to obtain a valid reading on the instrument.
- 5.4 If a Negative result is returned, the Sample will be disposed of, and the Participant may continue to take part in the Event.
- 5.5 If an adverse result is returned:
 - 5.5.1 The Participant is required to remain with the Testing Person. A secondary Test may be carried out in accordance with Clause 2 no more than 60 minutes after the initial Test. For urine Testing, the initial Sample may be used in a second Testing kit.
 - 5.5.2 The Participant must remain with the Testing Person and refrain from taking any fluid or substances orally, other than water, during the waiting period. This includes smoking and vaping.
 - 5.5.3 The Testing Person will notify the AMA under strict confidentiality.
 - 5.5.4 The Participant will be excluded from the Event; however, the Participant may voluntarily withdraw from the event.
- 5.6 Failure to submit to a Test without an acceptable reason will be deemed an Adverse result and will be treated accordingly.

6. Procedures for Responses

The AMA may appoint a medical service provider to be actively involved in the response to any Adverse or Positive Drug or Alcohol Test result in which case such medical service provider will be responsible for ensuring:

- 6.1 Independence and impartiality.
- 6.2 Integrity and accuracy of the Testing and analysis process.
- 6.3 Quality assurance (i.e., minimizing the ability to cheat the system, recording accurate information).
- 6.4 **Screening Test Result is Negative**

Where a Participant returns a Negative Test result the collected Sample will be disposed of, and the Participant may continue to take part in the Event.

6.5 Screening Test Result is Adverse or Positive

6.5.1 Alcohol Test

Where a secondary Alcohol Test result is greater than 0.00g/100mL BAC, it will be deemed a Positive result and the Participant deemed unfit to continue to take part in the Event. The Test will be recorded and submitted to the AMA.

6.5.2 Drug Test

When a Drug Test returns an Adverse result, the Participant will be excluded from taking any further part in the Event. The Test will be recorded and submitted to the AMA.

7. Penalties

First Positive Test Result

Any Participant returning a Positive Drug or Alcohol Test result for the first time will:

- 7.1 Be immediately excluded from the Event.
- 7.2 Have their License suspended, and be prohibited from entering Restricted Areas (all areas except spectator areas), with the lifting of such suspension being conditional upon compliance with the following penalty obligations:
 - 7.2.1 Provide to the AMA a pathology report at their own expense confirming there are no Prohibited Substances or alcohol in the Participants body.
 - 7.2.2 Undertake a recognized counselling program at their own expense and deliver to the AMA proof of successful completion of such program.
- 7.3 Be required to successfully undertake Targeted Testing for Prohibited Substances or alcohol for a period of 12 months (the Probationary Period).
- 7.4 Have the details of the breach submitted to the AMA including the breach date, the Event, the Prohibited Substance, action taken, and sanction(s).

Positive Test Result During Probationary Period:

Any Participant returning a Positive Drug or Alcohol Test result while serving a Probationary Period will:

- 7.5 Be immediately excluded from the Event.
- 7.6 Have their License suspended for six (6) months, and during that period be prohibited from entering Restricted Areas (all areas except spectator areas), with the lifting of such suspension being conditional upon compliance with the following penalty obligations:
 - 7.6.1 Pay to the AMA a fine of \$2,000.
 - 7.6.2 Undertake a counselling program recognized by the AMA at their own expense and deliver to the AMA proof of successful completion of such program.
 - 7.6.3 At the end of such six (6) month period, provide to the AMA at their own expense a pathology report confirming there is no Prohibited Substances or alcohol in the Participants body.
- 7.7 Have the details of the breach submitted to the AMA including the breach date, the Event, the Prohibited Substance, action taken, and sanction(s).

Second Positive Test Result:

Any Participant testing positive for prohibited substances for a second time on record (but not while serving a Probationary Period) will:

- 7.8 Be immediately excluded from the Event.
- 7.9 Have their Licence suspended for three (3) months, and during that period be prohibited from entering Restricted Areas (all areas except spectator areas), with the lifting of such suspension being conditional upon compliance with the following penalty obligations:
 - 7.9.1 Pay to the AMA a fine of \$2,000.
 - 7.9.2 Undertake a recognized counselling program at their own expense and deliver to the AMA proof of successful completion of such program.
 - 7.9.3 At the end of such three (3) month period, provide to the AMA at their own expense a pathology report confirming there is no Prohibited Substances or alcohol in the Participants body.
- 7.10 Have the details of the breach submitted to the AMA including the breach date, the Event, the Prohibited Substance, action taken, and sanction(s).

Third Positive Test Result:

- 7.11 Any Participant Testing positive for a Prohibited Substance for a third time on record will:
 - 7.11.1 Be immediately excluded from the Event.
 - 7.11.2 Have their Licence suspended for three (3) years, and during that period be prohibited from entering Restricted Areas (all areas except spectator areas).
 - 7.11.3 Be subject to further sanctions as determined by and at the discretion of the AMA, including the imposition of a fine of up to \$10,000 payable to AMA.
 - 7.11.4 Have the details of the breach submitted to the AMA including the breach date, the Event, the Prohibited Substance, action taken, and sanction(s).

Sample Participant Notification Letter

It is recommended that a letter / email be sent to the Participant who has returned a positive Test result together with the relevant drug information sheet (i.e., cannabis, cocaine etc). The following sample may be used where a Participant returns a Positive Test result for the first time:

Contravention of the AMA Drug and Alcohol Policy (*example*)

At the name of event held at name of venue on the date a random test for prohibited substances was carried out in accordance with the AMA Drug and Alcohol Policy (Policy).

Your name was selected at random, and you signed a declaration acknowledging your consent to undergo testing and setting out the conditions for testing.

A saliva and breath analysis were conducted by an approved testing person and your test returned an adverse reading for name of substance.

In accordance with the Policy, you were not permitted to participate in the above event.

[Laboratory testing of a second sample has confirmed the positive on-site test result].

The test results have been noted and submitted to the American Motorcyclist Association, your license has been suspended, and you will not be able to participate in any AMA-sanctioned activity until:

- 1 You undertake within the next 12 months a recognized counselling program and deliver proof to the AMA of your successful completion of that program.
- 2 The AMA receives a blood test result clearing you of any illicit drugs in your system.

You will be subject to target testing over the next 12 months and if you record another adverse result within this probation period your license will be automatically suspended for 6 months, and you will be fined \$2,000.

The AMA looks forward to your future participation at AMA-sanctioned events.

7.12 Report by Testing Person

The Testing Person shall report to the AMA, for inclusion in the report of the Event, if no Adverse results were produced in secondary Testing.

If secondary Testing produced one or more Adverse results, those results shall be hand delivered, or sent by secure means, to the AMA.

8. Procedure Where Participant Refuses to Undertake a Drug or Alcohol Test

A Participant who refused to undertake a Drug or Alcohol Test will:

- 8.1 Be deemed to have returned an Adverse Test result.
- 8.2 Be excluded from taking part in the Event.
- 8.3 Have the abovementioned sanctions recorded and submitted to the AMA.
- 8.4 Be target Tested for a further 12 months, and an Adverse Test result during this period will result in a six (6) month automatic suspension of their License.

9. Prescribed Medication

- 9.1 If a person to whom this Policy applies considers there is a possibility that prescribed medication is affecting their ability to participate in an Event, they shall inform an Official (or Promoter) immediately. It is not necessary for the person to disclose the illness, ailment, or the medication which they are taking.
- 9.2 A person who makes a disclosure under Clause 9.1 above:
 - 9.2.1 May take part in an Event if they provide a medical clearance from their treating medical practitioner clearly stating the medication will not affect the person's ability to perform their duties or, in respect of a rider, stating the medication does not affect the ability of the rider to control a motorcycle.
 - 9.2.2 In the absence of such medical clearance, the person will be excluded from the Event.

10. Exceptional Circumstances

- 10.1 Exceptional circumstances exist if the presence of the Prohibited Substance is beyond the control of the Participant (i.e., the Participant is administered the prohibited substance in hospital without their knowledge).
- 10.2 Exceptional circumstances do not exist merely because the participant:
 - 10.2.1 Took the prohibited substance inadvertently.
 - 10.2.2 Did not know that the substance was illegal or otherwise prohibited.
- 10.3 If the Participant claims to have taken a legal medication, the Testing Person may consider the following items in deciding the necessary action to be taken:
 - 10.3.1 The Participant's approved Therapeutic Use Exemption.
 - 10.3.2 A copy of a prescription received from a medical practitioner accompanied by a medical clearance from the Participants treating medical practitioner clearly stating the medication will not affect the Participant's ability to perform their duties, or if for a rider, stating the medication does not affect the ability of the rider to control a motorcycle.
 - 10.3.3 A copy of the receipt obtained following the purchase of an over-the-counter medication.

11. Confidentiality

It is imperative that confidentiality is given the utmost importance. The results of all Tests will be kept confidential to the Testing Person, the Promoter, and the AMA.

12. Record Management

Records of Drug and Alcohol Testing will be managed by the AMA and used only to enable the review, and where necessary amendment of this Policy and these Procedures.