



USA Swimming ATHLETE SELECTION PROCEDURES 2022 FINA Swimming World Cup

The 2022 FINA Swimming World Cup stop in Indianapolis (the “World Cup”) will be held in Indianapolis, Indiana November 3-5, 2022 in short course meters.

DEFINITIONS

Available Swimmer. "Available Swimmer" means a swimmer who (i) qualifies to be selected to the Team in an Individual Olympic Event according to these Selection Procedures and has complied with all eligibility requirements set forth in Sections 1.1-1.3 of these Selection Procedures; (ii) certifies to USA Swimming that he/she remains available to swim through the completion of the World Cup; (iii) indicates in writing that he/she will accept the invitation to be Selected to the Team when that invitation is offered by USA Swimming and to swim in at least one Individual Olympic Event, for which he/she qualifies at the World Cup (except as otherwise provided herein); (iv) is 13-18 years of age as of December 31, 2022; and (v) will not be currently enrolled in, and have not previously been enrolled in, a college or university in the fall of 2022. If a swimmer does not satisfy these requirements, then he/she is not considered an Available Swimmer.

“A” Time Standard. The “A” Time Standard is a time standard established by FINA for the 2022 FINA World Championships. Time Standards can be found here: https://resources.fina.org/fina/document/2022/02/16/c973b959-787e-44a4-a39b-a2d2718dbb6b/1_Budapest-2022_Qualification-System.pdf

Head Coach. Unless otherwise indicated, "Head Coach" refers to the head coach of the Team, or, if applicable, each gender (i.e., the Men's Team Head Coach or Women's Team Head Coach).

Individual Olympic Event. “Individual Olympic Event” refers to those individual pool competition events contested at the Olympic Games.

Managing Director, National Team. “Managing Director, National Team” refers to the USA Swimming Managing Director, National Team, or his/her designee.

Program Director, National Junior Team. "Program Director, National Junior Team" refers to the USA Swimming Program Director, National Junior Team, or his/her designee.

Selected/Selection to the Team. "Selected/Selection to the Team" refers to the Team selected by USA Swimming on or before September 12, 2022, plus any replacements that may be added to the Team pursuant to Section 4 of these Selection Procedures.

Percentage of the “A” Time Standard. “Percentage of the ‘A’ Time Standard” means the difference between a swimmer’s Time compared to the “A” Time Standard for the same Individual Olympic Event. The resulting time difference will be converted to a percentage to demonstrate how much faster or slower the swimmer’s Time is compared to the “A” Time Standard in that same Individual Olympic Event. This percentage will be calculated by subtracting the swimmer’s Time from the “A” Time Standard in that same Individual Olympic Event then dividing the difference by that “A” Time Standard. Calculations will be carried to the one-thousandth of a percent (i.e., x.xxx%).

For example, if the “A” Time Standard in the 100-meter Freestyle is 1 minute, and Swimmer #1’s Time in the 100-meter Freestyle is :54 seconds, then Swimmer #1 has swum 6 seconds faster than the “A” Time Standard in the 100-meter Freestyle. Using the formula described above (60 seconds minus 54 seconds, divided by 60 seconds) Swimmer #1’s Percentage of the “A” Time Standard would be 10%.

If the “A” Time Standard in the 200-meter Freestyle is 2 minutes, and Swimmer #2’s Time in the 200-meter Freestyle is 1:54, then Swimmer #2 has swum 6 seconds faster than the “A” Time Standard in the 200-meter Freestyle. Using the formula described above (120 seconds minus 114 seconds, divided by 120 seconds) that swimmer’s Percentage of the “A” Time Standard would be 5%.

Swimmer #1’s Percentage of the “A” Time Standard (10%) would be considered higher than Swimmer #2’s Percentage of the “A” Time Standard (5%).

If a swimmer’s Time is slower than the “A” Time Standard, their percentages will be negative. Using the same example above, if Swimmer #1’s Time in the 100 Freestyle is 1:06, their Percentage of the “A” Time Standard would be -10% (60 seconds minus 66 seconds equals negative 6 seconds; negative 6 seconds divided by 60 seconds equals -10%). If Swimmer #2’s Time in the 200 Freestyle is 2:06 their Percentage of the “A” Time Standard would be -5% (120 seconds minus 126 seconds equals negative 6 seconds; negative 6 seconds divided by 120 seconds equals -5%). In this case, Swimmer #2’s Percentage of the “A” Time Standard (-5%) is faster than Swimmer #1’s Percentage of the “A” Time Standard (-10%).

Team. "Team" means the 2022 FINA World Cup Swimming Team announced on Monday, September 19, 2022, plus any changes or replacements made pursuant to these Selection Procedures.

Time. For purposes of these Selection Procedures, an Available Swimmer’s “Time” means their fastest long course meters time swum by that Available Swimmer from January 1, 2022, through and including August 31, 2022, in any Individual Olympic Event. Only that one Time will be used per Available Swimmer, per Individual Olympic Event. For example, for Priority #1 below, if the same Available Swimmer has the two fastest long course meters times from January 1, 2022 through and

including August 31, 2022 in the 50-meter Freestyle, only that Available Swimmer's fastest long course meter time from January 1, 2022 through and including August 31, 2022 in the 50-meter Freestyle, will be considered as their Time. Only times from Preliminary Heats, Semi-Finals, and Finals (A, B, C and D) will be used. Relay lead-offs, time trials, intermediate splits, and swim-offs will not be considered. Times must have been entered into USA Swimming's SWIMS database, found here <https://www.usaswimming.org/times>, by September 1, 2022 at 10:00 am MT and have been achieved at (i) a USA Swimming sanctioned competition, (ii) a FINA approved competition, or (iii) an international competition between January 1, 2022 through August 31, 2022, to which USA Swimming sent a team.

1. SELECTION SYSTEM

1.1. The minimum eligibility requirements for a swimmer to be considered for Selection to the Team:

1.1.1 To be considered for Selection to the Team, a swimmer must, at the time of Selection to the Team:

- (a) be a registered athlete member of USA Swimming in good standing;
- (b) be a citizen of the United States; and
- (c) be eligible to represent the United States at the World Cup.

To be considered for Selection to the Team, a swimmer must, at the time of Selection, be an Available Swimmer.

1.1.2 Other requirements (if any):

- (a) A swimmer must have an applicable Time.
- (b) Each swimmer that has been Selected to the Team must sign and return to USA Swimming, by September 19, 2022, and abide by, the USA Swimming applicable competition forms which will be made available prior to Selection.
- (c) Each swimmer that has been Selected to the Team must comply with all applicable rules and requirements of the World Cup, the World Anti-Doping Agency ("WADA"), the U.S. Anti-Doping Agency ("USADA"), the U.S. Center for SafeSport, and USA Swimming, including without limitation USA Swimming policies and protocols regarding Team preparation and participation, through the World Cup.

- (d) All Available Swimmers over 18 years of age must successfully complete a criminal background check as required by USA Swimming and the United States Olympic and Paralympic Committee (“USOPC”).

1.2 Tryout Events:

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- 1.3 Comprehensive Selection Process: This Section 1.3 sets forth the steps by which an Available Swimmer will be Selected to the Team. The results from the application of these Selection Procedures will be announced on September 19, 2022, although USA Swimming retains the right to make changes to the results to address withdrawals and vacancies through the date when the final entries are forwarded to the local organizing committee for the World Cup.

- 1.3.1 Team Size. The maximum allowable Team size is 6 men and 6 women. The actual Team size will be determined once these Selection Procedures have been implemented. For purposes of these Selection Procedures, the men's and women's components of the Team will be considered separately. USA Swimming is under no obligation to Select to the Team a full Team of 6 swimmers in each, or either, gender. Transgender swimmers shall compete at the Championships consistent with International Olympic Committee, FINA, USA Swimming, and USOPC policies and criteria.

- 1.3.2 Application of Priorities for Team Selection. Available Swimmers will be Selected to the Team based on the Priorities below. These Priorities will be applied on or before September 12, 2022. Swimmers not qualifying via one of these Priorities will not be eligible to be Selected to the Team, unless they are subsequently added to the Team as a replacement according to the process set forth in Section 4. If, after applying the Priorities set forth below, as well as the procedures set forth in Section 1.3.3, there are fewer than 6 men or 6 women, or both, Selected to the Team, then USA Swimming will not field a full Team, unless the Team is filled as a result of adding replacements as provided in Section 4.

- (a) Priority #1. The first Priority will be given to the Available Swimmers who have the first fastest Time in each Individual Olympic Event. However, only Available Swimmers with a Time that meets or exceeds the “A” Time Standard will be considered for Priority #1. If there is a tie in the fastest Time from among Available Swimmers in any Individual Olympic Event, all tied Available Swimmers with a Time that meets or exceeds the “A” Time Standard for that Individual Olympic Event will be considered for Priority #1.

If the application of the procedure in Priority #1 exceeds the maximum number of 6 male or 6 female swimmers, Available Swimmers with the first fastest Time that exceeds the “A” Standard in each Individual Olympic Event

will be ranked based on their highest Percentage of the “A” Time Standard in that Individual Olympic Event, until a maximum of 6 swimmers for that gender are Selected to the Team. If Selecting all Priority #1 Available Swimmers to the Team causes the Team to exceed 6 athletes per gender the tie will be broken via Section 1.3.3.

- (b) Priority #2. If the Team is not full after applying Priority #1, the second Priority will be given to the Available Swimmers who have the first fastest Time in each Individual Olympic Event but whose Time does not meet or exceed the “A” Time Standard (and thus were not considered under Priority #1).
 - a. All Available Swimmers who have the first fastest Time in an Individual Olympic Event who were not Selected to the Team via Priority #1 will be ranked according to their Percentage of “A” Time Standard in that Individual Olympic Event. The Available Swimmer with the highest Percentage of “A” Time Standard will be Selected to the Team.
 - b. If there is a tie in the fastest Time from among Available Swimmers in any Individual Olympic Event whose Time does not exceed the “A” Time Standard, all tied Available Swimmers for that Individual Olympic Event will be considered for Priority #2. If Selecting all Priority #2 Available Swimmers to the Team causes the Team to exceed 6 athletes per gender the tie will be broken via Section 1.3.3.
- (c) Priority #3: If the Team is not full after applying Priority #1 and Priority #2, the third priority will be given to the Available Swimmers who have the second fastest Time in each Individual Olympic Event.
 - a. All Available Swimmers who have the second fastest Time in an Individual Olympic Event will be ranked according to their Percentage of “A” Time Standard in that Individual Olympic Event. The Available Swimmer with the highest Percentage of “A” Time Standard will be Selected to the Team.
 - b. If there is a tie in the second fastest Time from among Available Swimmers in any Individual Olympic Event the tie will be broken via Section 1.3.3.
 - c. This process will continue until a maximum of 6 athletes per gender are Selected to the Team.

1.3.3. Breaking a Tie.

- (a) Breaking a Tie. In the instance where there is a tie for the last place(s) on the Team in any of the Priorities, for a particular gender, based on the Percentage of the “A” Time Standard, such that more than 6 men or 6 women would be Selected for the Team, the tie will be broken as follows: each Available Swimmer involved in the tie will be ranked based on their Percentage of the “A” Time Standard in their next highest ranked

Individual Olympic Event, and the Available Swimmer with the highest Percentage of the “A” Time Standard will be Selected to the final position(s) on the Team. If any of the Available Swimmers involved in the tie do not have Times from other Individual Olympic Events, they will not be considered in the tie-breaking and the Available Swimmer who has a Time in a different Individual Olympic Event will be Selected to the Team. If no Available Swimmer has a Time from another Individual Olympic Event or this otherwise fails to break the tie, the tie will be broken by random draw.

1.4 Announcement.

Those officially selected to the Team will be announced at approximately 12:00 p.m. MST on September 19, 2022.

1.5 Selection of Swimmers for Individual Olympic Events.

All swimmers who are named to the Team through the Selection Procedures shall be eligible for entry into additional Events held at the World Cup provided that the swimmer swims at least one Individual Olympic Event in which he/she qualifies.

2. DISCRETIONARY SELECTION

2.1 *Provide rationale for utilizing discretionary selection (if any):*

None.

3. REMOVAL OF ATHLETES

3.1 An athlete who is to be Selected to the Team by USA Swimming may be removed for any of the following reasons, as determined by USA Swimming’s Managing Director, National Team in conjunction with the USA Swimming President & CEO, USA Swimming Program Director, National Junior Team, and USA Swimming Athletes’ Advisory Council Chair (“AAC Chair”). An athlete who is to be removed from the Team or an Individual Olympic Event or from eligibility to be Selected to the Team, pursuant to the following provisions, has the right to a hearing per the USA Swimming Bylaws (usaswimming.org), the USOPC’s Bylaws, Section 9, or the applicable anti-doping code/protocol before such removal or declaration of ineligibility.

3.1.1 An athlete may choose to voluntarily withdraw from an Individual Olympic Event or the Team. The athlete must submit in writing any withdrawal to the Program Director, National Junior Team. An athlete considering withdrawal is strongly encouraged to submit the written withdrawal by October 1, 2022.

3.1.2 USA Swimming may remove an athlete who has an injury or illness, as certified by the physician for the World Cup, that is likely to keep him/her from

competing at peak levels at the World Cup. If an athlete refuses verification of his/her illness or injury by the approved World Cup physician (or his/her medical staff), his/her injury will be assumed to keep him or her from competing at peak levels at the World Cup and he/she may be removed.

- 3.1.3 An athlete may be removed if the Managing Director, National Team, in consultation with the Head Coach, the Chair of the USA Swimming National Team Steering Committee and the AAC Chair, determines that the swimmer is unable or unwilling to maintain a training regimen that is necessary for peak performance in the World Cup. (See Participation and Commitment Agreement, which is included in Attachment A.)
- 3.1.4 Any swimmer may be dismissed from the Team at any time if the swimmer violates any of the applicable FINA, USA Swimming, or other rules and regulations applicable to the Team or its members, including without limitation applicable Codes of Conduct or Team Rules.
- 3.1.5 If a swimmer is alleged to have committed an anti-doping rule violation, that swimmer shall remain on the Team (or remain eligible to be Selected to the Team) until: (i) the swimmer is provisionally suspended or declared ineligible after a hearing conducted pursuant to the USADA Protocol for Olympic Movement Testing or by FINA; (ii) the swimmer voluntarily accepts a provisional suspension or sanction of ineligibility; or (iii) the swimmer voluntarily withdraws from the Team or relinquishes eligibility to be Selected to the Team.
- 3.1.6 If a swimmer is alleged to have committed a violation of the SafeSport Code for the Olympic and Paralympic Movement (the "SafeSport Code"), that swimmer shall remain on the Team (or remain eligible to be Selected to the Team) until: (i) the swimmer is provisionally suspended or declared ineligible after a hearing conducted pursuant to the SafeSport Code; (ii) the swimmer voluntarily accepts a provisional suspension or sanction of ineligibility; or (iii) the swimmer voluntarily withdraws from the Team or relinquishes eligibility to be Selected to the Team.

4. REPLACEMENT OF ATHLETES

- 4.1.1. Adjustments to the Team from the time of announcement of the Team (approximately 12:00 p.m. MST September 19, 2022) through the date which entries are due to the organizing committee:

If a vacancy occurs between the time of announcement of the Team through the date which entries are due to the organizing committee, USA Swimming can add Available Swimmers to the Team based on the following procedure; however, no swimmer who is already on the Team may be taken off the Team as a result of the application of this procedure.

For all Individual Olympic Events if the Team is not full (fewer than 6 swimmers per gender) after a vacancy occurs, then the vacancy shall be filled by the Available Swimmer with the next highest Percentage of the “A” Time Standard under the Priorities in Section 1.3, as long as that swimmer remains eligible for the team pursuant to Section 1.1. If he/she declines the position on the Team, then he/she shall not be considered an Available Swimmer for that Individual Olympic Event, and the Available Swimmer with the next highest Percentage of the “A” Time Standard under the Priorities in Section 1.3 will be Selected to the Team.

4.1.2 Adjustments to the Team and Individual Olympic Events after submission of Entries by Name to the Organizing Committee:

After the entry deadline of October 3, 2022, no swimmers will be added to the Team.

5. SUPPORTING DOCUMENTS

USA Swimming will retain the approved Selection Procedures and all supporting documents, including scouting or evaluation forms, etc., and data from the Selection process for six months past the date of the conclusion of the World Cup.

6. PUBLICITY/DISTRIBUTION OF PROCEDURES

The Selection Procedures (complete and unaltered) will be posted/published by USA Swimming in the following locations: USA Swimming website.

7. DATE OF SELECTION

The Selection of Athletes form will be published on the USA Swimming website on or before September 19, 2022.

8. MANDATORY TRAINING AND/OR COMPETITION

<u>Event</u>	<u>Date</u>	<u>Site</u>
Depart for Indianapolis	November 1, 2022	Home Airports
Pre-Competition Days	November 1-2, 2022	Indianapolis, IN
Pool Competition	November 3-5, 2022	Indianapolis, IN
Return home	November 6, 2022	Home Airports

9. ANTI-DOPING REQUIREMENTS

Athletes must adhere to all WADA, FINA, USADA and USOPC anti-doping protocols, policies and procedures. This includes participation in Out-of-Competition Testing as required by the WADA, FINA, USADA, and USOPC Rules, as applicable.

10. USA SWIMMING BYLAWS AND GRIEVANCE PROCEDURES

USA Swimming Bylaws can be found here:

<https://www.usaswimming.org/docs/default-source/governance/governance-lsc-website/bylaws/2022-usa-swimming-corporate-bylaws-effective-3-25-22.pdf>.

Grievance Procedures can be found here: <https://www.usaswimming.org/safe-sport/report-a-concern>.

11. DISCLAIMER

These procedures are based on FINA, USA Swimming, and host country rules and regulations, including those related to the COVID-19 pandemic, as applicable and as presently known and understood. Any change in the Selection Procedures caused by a change in USA Swimming, FINA, and host country rules and regulations, including those related to the COVID-19 pandemic, will be distributed to the affected athletes immediately. The Selection Procedures are based on the latest information available to USA Swimming. However, the Selection Procedures are always subject to unforeseen, intervening circumstances, and realistically may not have accounted for every possible contingency.

The terms and conditions of these written Selection Procedures shall take priority over any verbal explanation, clarification, or interpretation of the Selection Procedures, and an athlete relies on a verbal explanation, clarification, or interpretation of these Selection Procedures at his/her sole risk. Any request or question that would involve a formal clarification or interpretation of these Selection Procedures, or that would address an issue not otherwise covered in these Selection Procedures, should be submitted to the Managing Director, National Team at USA Swimming in writing by no later than September 1, 2022, and the response to such request by USA Swimming must be provided in writing and, where appropriate, must be published promptly on the USA Swimming website.

An athlete who is Selected to the Team by virtue of an error or oversight by USA Swimming may be removed from the Team at any time.

12. SELECTION PROCEDURE APPROVAL COMMITTEE

12.1 Conflicts of Interest

Individuals involved in the creation and enforcement of these Selection Procedures are subject to USA Swimming's Statement of Ethics and Conflict of Interest Policy (the "Conflict of Interest Policy"). Pursuant to the Conflict of Interest Policy, these individuals must submit annual Disclosure Statements to USA Swimming's Ethics Committee for review and direction on avoidance and mitigation of any conflicts. Any actual, potential, or perceived conflicts of interest identified in the creation or enforcement of these Selection Procedures should be reported to USA Swimming's Ethics Committee (ethicscommittee@usaswimming.org), pursuant to the Conflict of Interest Policy.

12.2 Retaliation

No individual who raises concerns or asks questions about these Selection Procedures or files a grievance and/or reports a conflict of interest regarding these selection procedures shall suffer retaliation, as prohibited by USA Swimming's Whistleblower and Anti-Retaliation Policy (the "Anti-Retaliation Policy"). Any claims of retaliation should be reported to USA Swimming's Ethics Committee (ethicscommittee@usaswimming.org), pursuant to the Anti-Retaliation Policy. This protection against retaliation includes protection for seeking advice from the Athlete Ombuds Office.

Athlete Ombuds Office Contact Information

Phone: 719-866-5000

Email: ombudsman@usathlete.org Website: usathlete.org

12.3 Signatures

I certify that I have read and understand the standards/criteria set by our IF and/or CF (PAG/PPAG only) and incorporated those standards/criteria into our Selection Procedures. I further certify that the information provided herein regarding Athlete Selection Procedures represents the method approved by USA Swimming.

Position	Print Name	Signature	Date
President & CEO	Tim Hinchey		8.31.22
Managing Director, National Team	Lindsay Mintenko		8.31.22
USA Swimming AAC Chair	Caitlin Leverenz Smith		9.1.22

ATTACHMENT A

USA SWIMMING

2022 FINA WORLD CUP SWIMMING TEAM PARTICIPATION AND COMMITMENT

I agree to abide by the USA Swimming Athlete Selection Procedures, competition requirements, competition protocols, the Honor Code, and the USA Swimming Code of Conduct.

I agree to fully commit to a comprehensive training program designed for a competitive performance at the 2022 FINA World Cup in Indianapolis. If for any reason I become unable to fulfill this commitment, I will immediately notify the Program Director, National Junior Team.

I understand that I may be removed from the 2022 FINA World Cup Team Team if circumstances interfere with my preparation for peak performance.

I give USA Swimming National Team Division permission to give out my contact information for FINA World Cup Staff use:
_____Yes _____No

I give USA Swimming National Team Division permission to give out my contact information for internal USA Swimming Staff use: _____Yes _____No

_____ Signature _____ Printed
Name _____ Date

If under 18:

_____ Parent Signature _____ Parent Printed
Name _____ Date