

USA SWIMMING
ATHLETE SELECTION PROCEDURES
2023 Pan American Games Pool Swimming
April 2023
Updated May 2023

The 2023 Pan American Games for swimming (the “Championships”) will be held in Santiago, Chile October 20, 2023 through November 5, 2023. Pool swimming will occur from October 21-25, 2023.

DEFINITIONS

- Available Swimmer. “Available Swimmer” means a swimmer who (i) qualifies to be Nominated to the Team in an Event according to these Selection Procedures and has complied with all eligibility requirements set forth in Section 1.1 of these Selection Procedures; (ii) satisfies the applicable “A” or “B” Time Standard for the Event in which he/she is an Available Swimmer; (iii) certifies to USA Swimming that he/she remains available to swim through the completion of the Championships; and (iv) indicates in writing that he/she will accept the invitation to be Nominated to the Team when that invitation is offered by USA Swimming and to swim in the Event for which he/she qualifies in the Championships (except as otherwise provided herein) within 48 hours of receiving the invitation; failure to accept by this deadline will be considered a decline of the invitation and the swimmer will no longer be considered an Available Swimmer; (vi); is at least 14-years-old (for female swimmers) and 15-years-old (for male swimmers), as of December 31, 2023, however a swimmer may still be considered an Available Swimmers if they are younger than 14-years-old (for female swimmers) and younger than 15-years-old (for male swimmers) and may participate in these Championships if they have achieved at least the “B” Time standard entry time in an Event in a competition approved for that purpose by PanAm Aquatics; and (v) is not a member of the USA Swimming 2023 World Aquatics Championship Team or the USA Swimming 2023 World Aquatics Junior Championships Team. If a swimmer does not satisfy these requirements, then he/she is not considered an Available Swimmer.
- A Time Standard. An “A Time Standard” is a time standard developed by PanAm Aquatics for those wishing to compete in an Event at the Championships. “A” Time Standards can be achieved in competitions approved for that purpose by PanAm Aquatics from March 1, 2022, through August 1, 2023. Championships Qualification Time Standards can be found here: <https://www.santiago2023.org/descargas/en/Aquatics.pdf>
- B Time Standard. A “B Time Standard” is an easier time standard developed by PanAm Aquatics for those wishing to compete in relays or, subject to certain limitations and restrictions, Events at the Championships. “B” Time Standards can be achieved in competitions approved for that purpose by PanAm Aquatics from March 1, 2022, through August 1, 2023. Championships Qualification Time Standards are found here: <https://www.santiago2023.org/descargas/en/Aquatics.pdf>.
- Event. “Event” refers to individual Olympic events (i.e., individual pool competition events contested at both the Olympic Games and the Championships).
- Finals. “Finals” means the Final heats in Events that are conducted in the Qualifying Competition from which the Qualifying Competition finish order is determined. The results of the “A” Finals will be used to determine the finish order for the top eight places. The

results of the “B,” “C,” and “D” Finals of the Qualifying Competition will be used to determine finish order immediately lower than those in the Finals (i.e., 9th-16th place, 17th-24th place, and 25th-32nd place).

- Head Coach. Unless otherwise indicated, “Head Coach” refers to the head coach of the Team for the applicable gender (i.e., the Men's or Women's Team Head Coach).
- National Team Managing Director. “National Team Managing Director” refers to the USA Swimming National Team Managing Director, or her designee.
- Nominate/Nominated/Nomination to the Team. “Nominate/Nominated/Nomination to the Team” refers to the Team nominated by USA Swimming on or before August 1, 2023, plus any replacements that may be added to the Team pursuant to Section 4 of these Selection Procedures. Final Nominations will be due to the U.S. Olympic & Paralympic Committee (“USOPC”) September 10, 2023, but replacements can occur with approval from the USOPC and PanAm Aquatics until September 29, 2023.
- Percentage of “A” Time Standard. “Percentage of ‘A’ Time Standard” means the difference between a swimmer’s finishing time at the Finals in an Event compared to the World Aquatics “A” Time Standard for that same Event for the 2023 World Aquatics Championships which can be found here: https://resources.fina.org/fina/document/2022/08/02/6a2278b6-0f59-4825-ba82-fdfb35965166/QualifyingTimes_Fukuoka-2022_.pdf. The resulting time difference will be converted to a percentage to demonstrate how much faster or slower the swimmer’s finishing time in an Event is compared to the “A” Time Standard in that same Event. This percentage will be calculated by subtracting the swimmer’s finishing time at the Finals in an Event from the “A” Time Standard in that same Event, then dividing the difference by the “A” Time Standard in that Event. 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 finishing time in the 100-meter Freestyle at the Finals 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 “A” Time Standard would be 10%. If the “A” Time Standard in the 200-meter Freestyle is 2 minutes, and Swimmer #2’s finishing time in the 200-meter Freestyle at Finals 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 “A” Time Standard would be 5%. Swimmer #1’s Percentage of “A” Time Standard (10%) would be considered higher than Swimmer #2’s Percentage of “A” Time Standard (5%).

If a swimmer’s finishing time at the Finals in an Event is slower than the “A” Time Standard for that same Event, their percentages will be negative. Using the same example above, if Swimmer #1’s finishing time in the 100-meter Freestyle is 1:06, their Percentage of “A” 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 finishing time in the 200-meter Freestyle is 2:06 their Percentage of “A” 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 "A" Time Standard (5%) is faster than Swimmer #1's Percentage of "A" Time Standard (-10%).

- Qualifying Competition. "Qualifying Competition" means the 2023 Phillips 66 National Championships held June 27 - July 1, 2023, in Indianapolis, IN.
- Relay-Only Swimmer. A "Relay-Only Swimmer" means a swimmer who has qualified for the Team (prior to implementation of PanAm Aquatics limits on the number of Relay-Only Swimmers as provided in Section 1.3.7), but who has not qualified to swim in an Event.
- Team. "Team" means the Pan American Games Team Nominated to the USOPC on or before August 1, 2023, plus any changes or replacements made pursuant to these Selection Procedures.
- World Aquatics Points Table, 2023. The World Aquatics Points Table, 2023 means the applicable World Aquatics Points Table (i.e., men or women) updated as of February 2023, for 2023, and found on the website <http://fina.org/content/fina-points>.

1. SELECTION SYSTEM

1.1. Provide the minimum eligibility requirements for an athlete to be considered for selection to the Team:

1.1.1. Nationality/Passport requirements:

Athlete must hold a valid U.S. passport and be able to represent the U.S. in an international competition at the time of the Qualifying Competition. That passport must not expire for six months after the conclusion of the Championships.

1.1.2. Minimum International Olympic Committee (IOC), International Paralympic Committee (IPC), Pan American Sports Organization (Panam Sports) standards for participation:

Any competitor in the Olympic, Paralympic, Pan American, or Parapan American Games must be a national of the country of the National Olympic Committee (NOC) or National Paralympic Committee which is entering such competitor. For additional information regarding an athlete who is a national of two or more countries, has changed his/her nationality or acquired a new nationality, refer to the Olympic Charter (Rule 41), the IPC Handbook (Section 2, Chapter 3.1), the Panam Sports Constitution (Article 34.4-7), or the Americas Paralympic Committee bylaws (Chapter 2.4.12 of the IPC Handbook).

1.1.3. Minimum International Federation (IF) PanAm Aquatics standards for participation (if any):

a) To ensure Nomination to the Team, all athletes qualifying to swim in an Event at the Championships must equal or better the "A" Time Standard set by PanAm Aquatics at that Event during the applicable time period

established by PanAm Aquatics (March 1, 2022 – August 1, 2023) in a competition approved for that purpose. Per PanAm Aquatics rules, USA Swimming will be allowed to enter two athletes in an Event at the Championships only if both athletes have equaled or bettered the “A” Time Standard in that Event in a competition approved for that purpose by PanAm Aquatics.

- b) An athlete may also qualify to be Nominated to the Team by equaling or bettering the “B” Time Standard. Per PanAm Aquatics rules, any swimmer eligible to be Nominated to the Team who has achieved a “B” Time Standard, but not an “A” Time Standard, must receive an invitation from PanAm Aquatics through the USOPC to compete in the Championships in an Event. If a swimmer does not receive an invitation from PanAm Aquatics to compete in the Championships on or before August 1, 2023, then that swimmer will not be eligible for Nomination to the Team in that Event. See Section 1.3.5 for the requirements relating to “A” and “B” Time Standards for each Event.
- c) Qualifying events can be found here:
<https://www.panamaquatics.com/page/2023PAQSWIMMINGSANTIAGO>
- d) Athletes must have signed and submitted the Athlete Eligibility Condition Form.

1.1.4. Other requirements (if any):

- a) An athlete must qualify for the Qualifying Competition, as described in Section 1.2, and compete in the Qualifying Competition;
- b) Each swimmer that has been Nominated to the Team must sign and return to USA Swimming, and abide by, the USA Swimming and USOPC applicable competition forms for 2023 (forms will be available prior to Nomination);
- c) Each swimmer that has been Nominated to the Team must comply with all applicable rules and requirements of the USOPC, PanAm Aquatics, Santiago Organizing Committee, 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 Championships;
- d) To ensure that USA Swimming selects the best possible team for the 2023 World Aquatics Championships, all swimmers who qualify for the 2023 World Aquatics Championships or the 2023 World Aquatics Junior Championships are ineligible for Nomination to the Team and cannot be considered a replacement swimmer. If an Available Swimmer declines their invitation for the 2023 World Aquatics Championships or the 2023 World Aquatics Junior Championships, they cannot be Nominated to the Team or considered a replacement swimmer for the Championships. Available Swimmers who are Selected to the Championships but instead wish to

compete in the 2023 LEN European U23 Championship and are selected to compete in the 2023 LEN European U23 Championship, may decline their invitation to the Championships, and may instead accept the invitation to be selected to the 2023 LEN European U23 Championship and will no longer be considered an Available Swimmer for the Championships. An Available Swimmer may not accept the invitation to swim in both the Championships and the 2023 LEN European U23 Championship. If an athlete is Nominated for the Championships and declines the invitation, they cannot be considered a replacement swimmer for the Championships. If an athlete accepts their invitation for selection for the 2023 LEN European U23 Championship and declines the invitation for the Championships, they cannot be considered a replacement swimmer for the Championships. Athletes will be allocated to the teams for these four competitions in the following order of importance to USA Swimming and must swim in the competition to which they are assigned, unless otherwise excused pursuant to these Selection Procedures:

- (1) 2023 World Aquatics Championships
- (2) 2023 World Aquatics Junior Championships
- (3) The Championships
- (4) 2023 LEN European U23 Championship

- e) In order to be considered for Nomination to the Team, an athlete must, as of July 2, 2023 and at the time of Nomination to the Team:
 - (1) Be a registered athlete member of USA Swimming in good standing;
 - (2) Hold a United States passport; and
 - (3) Be eligible to represent the United States in the Championships.
- f) In order to be considered for Nomination to the Team, an athlete must, at the time of Nomination to the Team, be an Available Swimmer.
- g) Athletes must have successfully completed all Games Registration requirements by stated deadline.
- h) Any athlete age 18 or older will be required to undergo a background screen in accordance with the current [USOPC Background Check Policy](#), or USA Swimming equivalent.
- i) Any athlete age 18 or older as of the Closing Ceremony will be required to remain current with the U.S. Center for SafeSport's education and training requirements in accordance with the [USOPC Athlete Safety Policy](#).

1.2. Tryout Events:

- 1.2.1. Event names, dates and locations of all trials, competitions, and camps to be used as part of the selection process:

The Qualifying Competition.

1.2.2. Describe how athletes qualify for the events listed in 1.2.1.:

To qualify for the Qualifying Competition, an athlete must achieve an applicable Qualifying Competition time standard between January 1, 2022 and the entry deadline for the Qualifying Competition. The Qualifying Competition time standards can be found here: <https://www.usaswimming.org/docs/default-source/default-document-library/p66nationalchamps2023timestandards.pdf>

1.3. Step-by-step description of the selection process for these Games (include maximum Team size):

Section 1.3 sets forth the steps by which Available Swimmers will be prioritized for Nomination to the Team. The process of determining who is eligible to be Nominated to the Team will begin on or before July 12, 2023, after completion of the Qualifying Competition. The results from the application of these Selection Procedures will be announced on or around July 23, 2023, though USA Swimming retains the right to make changes to the results to address withdrawals, vacancies, and applicable PanAm Aquatics invitations through September 10, 2023 (when the final nominations will be forwarded to the USOPC).

The specific steps for determining athletes to be Nominated to the Team are as follows:

1.3.1. Team Size.

The maximum allowable Team size is 18 men and 18 women. The actual Team size will be determined once these Selection Procedures have been implemented. For the purposes of these Selection Procedures, the men's and women's components of the Team will be considered separately (except for applying the maximum number of Relay-Only Swimmers, described in Section 1.3.6). USA Swimming is under no obligation to Nominate to the Team a full team of 18 athletes in each, or either, gender.

1.3.2. Qualifying Competition.

Performances at the Qualifying Competition, from among those eligible to compete in the Qualifying Competition as provided in Section 1.2, will be used to determine the Team. Performances at the Qualifying Competition will be prioritized using the priority system described below. The best finishing Available Swimmers will be subject to the "A" and "B" Time Standard requirements, PanAm Aquatics invitation requirements, and the PanAm Aquatics limits placed on Relay-Only Swimmers, described below, to determine those to be Nominated to the Team.

1.3.3. Elimination of Swimmers Qualifying for the 2023 World Aquatics Championships or 2023 World Aquatics Junior Championships.

Swimmers who qualify for the 2023 World Aquatics Championships team or the 2023 World Aquatics Junior Championships team will not be considered Available Swimmers and will be eliminated from consideration for the Team. The ranking order for all Available Swimmers will be correspondingly adjusted to reflect the elimination of swimmers qualifying for the 2023 World Aquatics Championships team and the 2023 World Aquatics Junior Championships team prior to the selection criteria set forth below being applied. Regardless of the time swum in the Finals, all Available

Swimmers competing in and finishing the “A” Final of the Qualifying Competition will be ranked higher than Available Swimmers competing in and finishing the “B”, “C”, or “D” Finals. For example, the finishers in the “A” Final will be ranked 1-8 (assuming all eight competitors finish and are Available Swimmers), the top finishing Available Swimmer in the “B” Final will be ranked 9th -16th (assuming all competitors finish and are Available Swimmers), the top finishing Available Swimmers in the “C” Final will be ranked 17th-24th (assuming all competitors finish and are Available Swimmers), and the top finishing Available Swimmers in the “D” Final will be ranked 25th-32nd (assuming all competitors finish and are Available Swimmers).

1.3.4. Application of Priorities for Team Selection.

Performances in the Events at the Qualifying Competition will be prioritized for each gender as described in this Section. These Priorities will be applied on or before July 12, 2023, after completion of the Qualifying Competition. Swimmers not qualifying via one of these priorities will not be eligible to be Nominated to the Team, unless they are subsequently added to the Team as a replacement according to the process in Section 4. If, after applying the priorities below, as well as the procedures in Sections 1.3.5 and 1.3.6, there are fewer than 18 men or 18 women, or both, on the Team, then USA Swimming will not field a full Team, unless the Team is filled by adding one or more replacements as provided in Section 4.

- (a) Priority #1. Priority #1 will be comprised of both (i) the two best finishing Available Swimmers based on finish order during the Finals of the Qualifying Competition in each of the 100-meter and 200-meter Freestyles, and (ii) the best finishing Available Swimmer based on finish order during the Finals of the Qualifying Competition in each of the Events other than the 100-meter and 200-meter Freestyles.
- (b) Priority #2. Priority #2 will be comprised of the second best finishing Available Swimmer based on finish order during the Finals of the Qualifying Competition in each of the Events other than the 100-meter and 200-meter Freestyles.
- (c) Priority #3. Priority #3 will be comprised of the third best finishing Available Swimmer in the 100-meter and 200-meter Freestyles from the Finals of the Qualifying Competition. These Priority #3/Relay-Only Swimmers will be ranked based on their Percentage of “A” Time Standard in the Event for which they qualify for Priority #3. A maximum of two Relay-Only Swimmers per gender will be Nominated under Priority #3.

1.3.5. Application of A and B Time Standards.

- (a) Subject to the application of the priorities in Section 1.3.4 and the rules in Section 1.3.5, it is generally anticipated that the two best finishing Available Swimmers in each Event at the Qualifying Competition will qualify for the Team and will be given the opportunity to swim the corresponding Event at the Championships (for example, the top two 200-meter Butterfly Available Swimmers at the Qualifying Competition will swim the 200-meter Butterfly at the Championships). However, PanAm Aquatics has a requirement that, in order for two U.S. athletes to compete in an Event at the Championships, both athletes must have swum an “A” Time Standard in a competition approved for that purpose by PanAm Aquatics. Note: an

“A” Time Standard does not need to be achieved at the Qualifying Competition, but must be achieved during the March 1, 2022 – August 1, 2023 timeframe in a competition approved for that purpose by PanAm Aquatics. The applicable PanAm Aquatics qualifying procedures can be found here: <https://www.santiago2023.org/descargas/en/Aquatics.pdf>

- (b) If the best finishing Available Swimmer in a particular Event does not have an “A” Time Standard, but has a “B” Time Standard, he/she must be invited by PanAm Aquatics to participate at the Championships on or before August 1, 2023 (otherwise the next best finishing Available Swimmer will be Nominated according to Section 1.3.5). For purposes of clarification, if the best finishing Available Swimmer in an Event at the Qualifying Competition has a “B” Time Standard, and the second best finishing Available Swimmer has an “A” Time Standard, the best finishing Available Swimmer will be Nominated to the Team and will swim that Event at the Championships, while the second best finishing Available Swimmer would not be Nominated to the Team for that Event nor would he/she swim in that Event at the Championships.
- (c) If the second best finishing Available Swimmer in an Event at the Qualifying Competition does not achieve an “A” Time Standard in a competition approved for that purpose by PanAm Aquatics by the August 1, 2023 deadline, the next best finishing Available Swimmer in that Event at the Qualifying Competition who has achieved the “A” Time Standard will be eligible for Nomination to the Team, provided that athlete satisfies all other requirements for Nomination to the Team. If the “B” Standard athlete who stands to be replaced has qualified to be Nominated to the Team in another Event and he/she has achieved the “A” Time Standard in that other Event, then he/she will not be removed from Nomination to the Team (unless required under another provision of these Selection Procedures) but will be removed from the Event in which he/she has not achieved the required “A” Time Standard. This process will repeat until an Available Swimmer who has an “A” Time Standard is eligible for Nomination to the Team or there are no other Available Swimmers who may be eligible for Nomination to the Team in that Event. If there are no other Available Swimmers with an “A” Time Standard from a competition approved by PanAm Aquatics for that purpose, then USA Swimming will only Nominate one Available Swimmer to the Team in that Event.

1.3.6. Selection of Relay-Only Swimmers.

If fewer than 18 men or 18 women, or both, are Nominated for the Team under Priority #1 and Priority #2, USA Swimming will Nominate Relay-Only Swimmers per Priority #3. Relay-Only Swimmers will be ranked based on their Percentage of “A” Time Standard in the Event for which they qualify under Priority #3. A maximum of two Relay-Only Swimmers per gender will be Nominated.

(a) Ranking Process.

If more Relay-Only Swimmers stand to be Nominated to the Team than allowed under PanAm Aquatics rules, the Relay-Only Swimmers will be ranked within Priority #3 according to the Percentage of “A” Time Standard in the Event for which they qualify for Priority #3. Relay-Only Swimmers will be Nominated to the Team

until the maximum number of Relay-Only Swimmers, under the PanAm Aquatics rules (i.e., 2 per gender) is obtained or the Team is full, whichever comes first.

Relay-Only Swimmers must have achieved at least the “B” Time Standard. Per PanAm Aquatics rules, only those Relay-Only Swimmers who have satisfied the “B” Time Standard for the Event in which they have qualified for the Team will be eligible for Nomination to the Team. The “B” Time Standard must be achieved in the Event through which he/she qualifies for the Team during the applicable time period established by PanAm Aquatics (March 1, 2022- August 1, 2023) at a competition approved by PanAm Aquatics for that purpose (PanAm Aquatics-approved competitions can be found at fina.org). For example, Relay-Only Swimmers who are Nominated to the Team in the 100-meter Freestyle via Priority #3, to swim in the 4x100-meter Freestyle relay at the Championships, must have achieved at least a “B” Time Standard in the 100-meter Freestyle.

See here for applicable “A” and “B” time standards: <https://www.santiago2023.org/descargas/en/Aquatics.pdf>. Any Relay-Only Swimmer who would otherwise stand to be Nominated to the Team who fails to satisfy the “B” Time Standard requirement will not be eligible to be Nominated to the Team.

1.3.7. Procedure if Nominations to the Team Stand to Exceed 18 Per Gender.

If the application of the procedures in Sections 1.3.4 - 1.3.6 results in either more than 18 male or 18 female swimmers (or both) to be Nominated to the Team, then the swimmers of the gender with more than 18 swimmers to be Nominated to the Team shall be ranked and Nominated to the Team according to the following procedure:

- (a) All Available Swimmers from Priority #1 shall be Nominated to the Team.
- (b) All Available Swimmers from Priority #2 will be Nominated to the Team; provided, however, that if adding all Available Swimmers from Priority #2 would result in more than 18 swimmers for a gender to be Nominated to the Team, then the swimmers within Priority #2 shall be Nominated to the Team in order of the highest Percentage of “A” Time Standard for the Event for which they qualify for Nomination to the Team until a maximum of 18 Available Swimmers for that gender are Nominated to the Team.
- (c) If all Priority #2 Available Swimmers are Nominated to the Team and the maximum Team size of 18 swimmers per gender has not been attained, then Available Swimmers may be added as Relay-Only Swimmers, via Priority #3. However, if adding all Available Swimmers from Priority #3 would result in more than 18 swimmers for a gender to be Nominated to the Team, then the swimmers within Priority #3 shall be Nominated to the Team in order of the highest Percentage of “A” Time Standard for the Event for which they qualify for Nomination to the Team until a maximum of 18 Available Swimmers for that gender are Nominated to the Team. A maximum of two Relay-Only Swimmers per gender will be Nominated under Priority #3.

1.3.8. Breaking a Tie.

- (a) If there is tie in an Event at the Qualifying Competition between two or more athletes, and if it is necessary to break the tie to decide the finish order in that Event for purposes of determining (i) who would qualify for the Team under the Priorities in Section 1.3.4, or (ii) who would be given the opportunity to swim the Event at the Championships, then a swim-off between the athletes involved in the applicable tie will be conducted to determine the finish order. For example, if there is a tie for second place in the 100-meter Freestyle, a swim-off will be conducted between the two Available Swimmers to determine second place and thus would be given the opportunity to swim the corresponding Event at the Championships. As another example, if there is a two-way tie for 3rd place in the 200-meter Freestyle, a swim-off will be conducted between the athletes to determine the third and fourth places. If an Available Swimmer declines the opportunity to participate in a swim-off they are no longer considered an Available Swimmer in that Event. If only one other Available Swimmer was involved in the tie and was willing to participate in the swim-off, that Available Swimmer will be Selected to the Team. If more than one other Available Swimmer was involved in the tie, the remaining Available Swimmers willing to participate will compete in a swim-off. If all Available Swimmers in the tie decline the opportunity to participate in a swim-off, the tie will be broken pursuant to Section 1.3.8(b).
- (b) If circumstances arise after the Qualifying Competition has been completed that require a tie to be broken to determine who would qualify for the Team in an Event at the Championships, the tie will be broken between the Available Swimmers involved based on the fastest time swum in that Event during the period from March 1, 2022, through and including July 1, 2023 (other than the time in which there was a tie at the Qualifying Competition). For example, if the second place finisher at the Qualifying Competition in the 100-meter Butterfly accepted his/her position on the Team, but several days later (and before the date that entries are due for the Team) suffers an injury and withdraws from the Team, and if there had been a two-way tie for third place in that Event, then the Available Swimmer among those two who swam the fastest time during the period from March 1, 2022, through and including July 1, 2023 (other than the time in which there was a tie at the Qualifying Competition) will be considered to have finished in 3rd place.
- (c) Tie in Determining Nominations to Team Involving Swimmers from Different Individual Olympic Events.

If the application of Percentage of “A” Time Standard is used to rank Available Swimmers to be Nominated to the Team (Section 1.3.7), and where the application of the Percentage of “A” Time Standard results in a tie between two or more Available Swimmers in different Events for the final position(s) on the Team, the tie will be broken as follows:

- (1) Each Available Swimmer’s fastest performance swum in his/her Event at the Finals of the Qualifying Competition will be ranked according to the World Aquatics Points Table, 2023 <https://www.fina.org/swimming/points>. The Available Swimmer who has the best ranking shall be Nominated to the Team.
- (2) If this fails to break the tie, each Available Swimmer’s performance swum in his/her Event at the Finals of the Qualifying Competition will be converted

into a ratio, using the swimmer's Qualifying Competition time as the denominator, and the World Aquatics-approved World Record for that Event as of June 26, 2023 as the numerator, and the Available Swimmer(s) with the highest percentage shall be Nominated to the final position(s) on the Team.

- (3) If this fails to break the tie, the fastest time swum by each Available Swimmer in his/her Event during the period from March 1, 2022- July 1, 2023, will be ranked according to the Percentage of "A" Time Standard and the Available Swimmer(s) will be Nominated to the Team in order of the best ranking. To determine the fastest time swum by each swimmer, USA Swimming will rely solely on times reflected in its SWIMS database by 11:59PM Eastern Time on July 1, 2023.
- (4) If this fails to break the tie, then the Available Swimmer with the highest Percentage of "A" Time Standard in an Event at the Qualifying Competition other than his/her Event involved in the tie shall be Nominated to the Team (e.g., if a swimmer's results in the 100-meter Freestyle are involved in the tie, then that swimmer's highest Percentage of "A" Time Standard in an Event other than the 100-meter Freestyle shall be used to break the tie). If only one Available Swimmer involved in the tie swam another Event at the Qualifying Competition, then that Available Swimmer will be Selected to the Team.
- (5) If no Available Swimmer involved in the tie swam in another Event at the Qualifying Competition, then the tie will be broken by random draw.

1.3.9. Selection of Swimmers of Events.

Subject to Section 1.3.5, the two best finishing Available Swimmers in Events at the Qualifying Competition will be given the opportunity to swim the corresponding Event at the Championships (e.g., the top two 200-meter Butterfly finishers at the Qualifying Competition will swim the 200-meter Butterfly at the Championships), provided that (i) both swimmers have been Nominated to the Team pursuant to the procedures set forth in this Section 1.3; (ii) both swimmers satisfy the applicable "A" Time Standard requirement for that Event; and (iii) both swimmers remain eligible, under these Selection Procedures, through the completion of that Event at the Championships.

1.3.10 Filling a Vacant Position with no Team Vacancy.

- (a) If an Event is vacant because not all Priority #2 swimmers are added to the Team, then the vacancy will be filled as follows:
 - (1) First priority will be given to the swimmer already on the Team who is the next highest-finishing Available Swimmer in that Event at the Qualifying Competition, provided they meet the "A" Time Standard.
 - (2) If no athlete meets the criteria, then second priority will be the Available Swimmer already on the Team who has recorded the fastest Percentage of "A" Time Standard in that Event between March 1, 2022 and July 1,

2023, as reflected in the USA Swimming SWIMS Database by July 1, 2023 at 11:59pm MT, provided they meet the “A” Time Standard.

- (3) In all instances, however, the swimmer must agree, after consulting with the Head Coach and Managing Director, National Team to compete in the additional Event. If the swimmer does not agree to swim in the additional Event, then the swimmer shall not be considered for that Event.
 - (4) This process shall repeat until the Event is filled or the list of swimmers already on the Team has been exhausted.
- (b) Under the rules of the Championships, a swimmer may swim in up to 5 Events (not including relays). Any vacancies in an Event caused by this limitation will be filled according to the procedures in Section 4.
 - (c) If the best finishing Available Swimmer has achieved the “A” Time Standard in an Event, but the second best finishing Available Swimmer has not achieved the “A” Time Standard in that Event either at the Qualifying Competition or at any other competition approved for that purpose by PanAm Aquatics from March 1, 2022 through August 1, 2023 then the second best finishing Available Swimmer will not swim in that Event (and may not be Nominated to the Team – see Section 1.3.5), and the second spot will be filled according to the process in this Section 1.3.9.
 - (d) If there is a vacancy in an Event that arises on or after August 1, 2023, the replacement process set forth in Section 4 will be used to fill the vacancy in that Event.

2. DISCRETIONARY SELECTION (if applicable)

2.1. Rationale for utilizing discretionary selection (if any):

All swimmers who are Selected to the Team shall be eligible for selection to any and all relays to be held at the Championships. The Managing Director, National Team will be responsible for selecting the swimmers for each relay conducted at the Championships, with the advice and consent of the Head Coaches. In selecting the relay teams, the Managing Director, National Team, with the advice and consent of the Head Coaches, shall consider all available relevant information, including but not limited to each Team member's Qualifying Competition performance (including preliminary times, time trials, swim-offs, and relay lead-off times), past relay performances, past relay reaction times, relay exchange experience, Championships performances, personal best performances, Championships event schedules, individual workload, other recent results and performances, consistency of performances, fatigue, health, fitness levels, training preparation, participation in relay training camps, scientific evaluation, attitude, and team chemistry (the “Discretionary Selection Criteria”).

2.2. Define the discretionary criteria to be used (if any):

No discretionary criteria will be used to select the Team.

Discretionary criteria will be used to select the swimmers, who have already been Nominated to the Team, only for each relay at the Championships.

- 2.3. Name of the committee that will be responsible for making discretionary selections, along with a complete list of the members' titles:

The Managing Director, National Team will be responsible for relay selection, with the advice the Head Coaches. If a Head Coach has a potential conflict of interest, they may still provide advice to the Managing Director, National Team but only after first disclosing the potential conflict of interest to the Managing Director, National Team

- 2.3.1. Process that will be used to identify and handle any potential conflicts of interest involving a member of the committee:

The Managing Director, National Team (or his/her designee) will be responsible for relay selection, with the advice and consent of the Head Coaches and Assistant Coaches. Should the Managing Director, National Team have a conflict of interest, as determined by USA Swimming's Ethics Committee, his/her designee will be responsible for relay selection, with the advice and consent of the Head Coaches and Assistant Coaches. All involved in relay selection must comply with USA Swimming's Statement of Ethics and Conflict of Interest Policy, to include completing and submitting a disclosure form for review by the Ethics Committee.

Anyone involved in relay selection who has an actual, possible, or perceived conflict of interest must disclose to the Ethics Committee, prior to the start of the relay selection process. The Ethics Committee may determine that this individual must disclose the conflict to the others involved in relay selection and/or recuse him/herself from selection and/or voting. A conflict of interest exists when a personal, family, financial, professional, club, team, or business interest of the person poses a direct or indirect relationship, connection, or affiliation, past or present, with an athlete in contention for relay selection that could compromise the individual's ability to participate in selection in an unbiased manner.

For example, if it is determined that an individual must recuse him/herself from voting, the Ethics Committee may still find that if he/she has relevant and necessary information with respect to athlete performance, for example a national team coach or high performance director, he/she may, if requested by the others involved in relay selection, still provide such information, so long as it is provided in a fair and unbiased manner and the individual with the conflict does not vote. The individual must not otherwise influence others in selection.

Additionally, any person (including any potentially impacted athlete or coach of a potentially impacted athlete) with a good faith belief that an individual involved in selection has a conflict of interest should report the alleged conflict of interest to the Ethics Committee. Reports may be made anonymously. No individual involved in selection shall retaliate in any way against a person who, in good faith, reports an alleged conflict of interest.

3. REMOVAL OF ATHLETES

- 3.1. Prior to entry by name to the Local Organizing Committee by the USOPC, USA Swimming has jurisdiction over potential nominees.

An athlete who is nominated to the Team by USA Swimming may be removed for any of the following reasons, as determined by USA Swimming:

- 3.1.1. Voluntary withdrawal. An athlete may choose to voluntarily withdraw from an Event, Relay, or the Team. Athlete must submit a written letter to USA Swimming's Managing Director, National Team. An athlete considering withdrawal is strongly encouraged to submit the written withdrawal by September 1, 2023.
- 3.1.2. Injury or illness as certified by a physician (or medical staff) approved by USA Swimming. USA Swimming may remove an athlete who has an injury or illness, as certified by the approved Team physician, that is likely to keep him/her from competing at peak levels in the Championships. If an athlete refuses verification of his/her illness or injury by a physician (or medical staff) approved by USA Swimming, his/her injury will be assumed to be disabling and to keep him/her from competing at peak levels in the Championships, and he/she may be removed.
- 3.1.3. Failure to participate in Mandatory Training and/or Competition as defined in Section 9. An athlete may be removed if the Managing Director, National Team, in consultation with the Head Coaches, the USA Swimming Steering Committee Chair, and the USA Swimming Athletes' Advisory Council Chair, determine that the swimmer is unable or unwilling to maintain a training regimen that is necessary for peak performance in the Championships.
- 3.1.4. Once a swimmer has been Nominated to the Team, but before the USOPC has jurisdiction over the Team (as described in Section 3.2), any swimmer may be dismissed from the Team at any time if the swimmer violates any of the applicable USA Swimming or other rules and regulations applicable to the Team or its members, including without limitation applicable Codes of Conduct or Team Rules. In the event there is a violation and the swimmer is to be dismissed from the Team, upon request of the swimmer, there will be an emergency hearing held before USA Swimming's National Board of Review within 24 hours of the violation (or as soon as possible thereafter) to determine whether the proposed dismissal or other discipline is warranted.
- 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 Nominated 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 World Aquatics; (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 Nominated 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 Nominated 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 Nominated to the Team.
- 3.1.7. Non-compliance with the eligibility requirements listed in Section 1.1. of these selection procedures.

An athlete who is removed from the Team pursuant to this provision has the right to a hearing per USA Swimming Bylaws and the USOPC Bylaws, Section 9.

USA Swimming Bylaws can be found at <https://www.usaswimming.org/docs/default-source/governance/governance-lsc-website/bylaws/2023-usa-swimming-corporate-bylaws-effective-3-25-22.pdf> and Grievance Procedures can be found at <https://www.usaswimming.org/safe-sport/report-a-concern>.

- 3.2. Once athlete entries have been submitted to the USOPC, the USOPC has jurisdiction over the Team, at which time, in addition to any applicable NGB/PSO Code of Conduct, the USOPC's Delegation Conduct Requirements apply, contained in the USOPC Games Delegation Terms. The USOPC Games Delegation Terms are specific to each Games and made available during the Games registration process; the USOPC's Grievance Procedures and Hearing Process are found within the Delegation Terms. See "Delegation Events" at <https://www.teamusa.org/Footer/Legal/Dispute-Resolution> for more information.
- 3.3. An athlete may be removed as a nominee to the Team or from the Team for an adjudicated violation of IOC, IPC, Panam Sports, APC, WADA, World Aquatics, USADA and/or USOPC anti-doping protocol, policies and procedures, as well as the U.S. Center for SafeSport Code, the USOPC Athlete Safety Policy and USA Swimming Safe Sport policies, as applicable.

4. REPLACEMENT OF ATHLETES

- 4.1. Describe the selection and approval process for determining replacement athlete(s) should a vacancy occur:

The pool of potential replacement athletes includes those who meet the criteria in Section 4. The next highest placing Available Swimmer in each Event will be considered a potential replacement athlete, provided that the Available Swimmer must satisfy the applicable "A" or "B" Time Standard, as described in Section 1.3.5 and is subject to the limitation on the number of Relay-Only Swimmers as described in Section 1.3.6 and the limitations set on Team size, as provided in Section 1.3.1, before he/she can be Nominated to the Team.

- 4.1.1. Prior to submission of Entries by Name to the Local Organizing Committee, including any applicable group or committee:
 - (a) If there is a vacancy in an Event that occurs between date of Nomination to the USOPC August 1, 2023 and the entry by name deadline September 29, 2023, USA Swimming cannot automatically add anyone to the Team without the written approval of the USOPC, and possibly PanAm Aquatics, if an invitation is required.
 - (b) If the USOPC approves, in writing, to the addition of a swimmer to the Team for an Event by no later than entry deadline then the following procedure shall be used; however, **no swimmer who is already on the Team may be taken off the Team as a result of the application of this procedure:**

(1) Filling Vacant Event Positions with Team Vacancy.

If the Team is not full (fewer than 18 swimmers per gender) after a swimmer declines a position in an Event for any reason, or Event positions otherwise become vacant, then the vacancy in any such Event(s) shall be filled by the next fastest Available Swimmer in that Event at the Qualifying Competition.

If the next fastest Available Swimmer is already on the Team and he/she agrees after consulting with the Head Coach and Managing Director, National Team to swim in the additional Event, then he/she shall serve as the replacement in that Event. If he/she declines to swim in the additional Event, then he/she shall not be considered an Available Swimmer for that Event, and the next fastest Available Swimmer in that Event at the Qualifying Competition will be considered. If the next Available Swimmer is not already on the Team, then that swimmer will be Nominated according to Section 1.3.4. If adding the next Available Swimmer from each Event left vacant would cause the Team to exceed the maximum number (18 per gender), then those who qualify as the next fastest Available Swimmer in the Events left vacant shall be ranked according to the procedure described in Section 1.3.10. Those ranked highest according to that procedure shall be added to the Team in order until the Team reaches 18 per gender, and any remaining Event vacancy will be filled from within the Team pursuant to Section 4.1.1(b)(3).

(2) Relay-Only Swimmer vacancy.

If the vacancy occurs because a Relay-Only Swimmer is no longer on the Team or withdraws from a position in a relay event, then the following procedure will be used:

- (a) If there is a vacancy available for a Relay-Only Swimmer then the next best finishing Available Swimmer under Priority #3 will be added to the Team, provided that he/she is an Available Swimmer.
- (b) If there are no vacancies available for Relay-Only Swimmers pursuant to Sections 1.3.1 and 1.3.6, then no swimmers will be added to the Team.

(3) Filling Vacant Event Position with No Team Vacancy.

If the Team is still full (18 per gender) after the withdrawal from an Event, the vacancy in any Event will be filled by an Available Swimmer already on the Team. First priority will be given to the next highest place finisher in the Event at the Qualifying Competition. If no swimmer already on the Team swam the Event at the Qualifying Competition, then the Available Swimmer on the Team with the fastest time from March 1, 2022- July 1, 2023 will

swim the Event, subject to the limitations in Section 1.3.5; however, the replacement swimmer must agree, after consulting with the Head Coach and Managing Director, National Team, to compete in the additional Event. If the replacement swimmer does not agree to swim in the additional Event, then this process will repeat until the vacant Event is filled.

- 4.1.2. After submission of Entries by Name to the Local Organizing Committee, including any applicable group or committee:

After September 29, 2023, no swimmers will be added to the Team, and the Available Swimmer already on the Team who has recorded the fastest time in a vacant Event during the period from March 1, 2022, through July 1, 2023, will serve as the replacement in that Event; however, the replacement must agree, after consulting with the Head Coach and Managing Director, National Team to compete in the vacant Event. If the replacement does not agree to swim in the vacant Event, then this process will repeat until the vacant Event is filled.

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 Closing Ceremony of the Games.

6. REQUIRED DOCUMENTS

In addition to the USOPC Code of Conduct, documents required to be signed by an athlete as a condition of nomination to the Pan American Games will be provided prior to the Nomination.

7. PUBLICITY/DISTRIBUTION OF PROCEDURES

The USOPC approved Selection Procedures (complete and unaltered) will be posted/published by USA Swimming in the following public location(s):

- 7.1. NGB/PSO Web site: usaswimming.org

These procedures will be posted as soon as possible, but not more than five business days following notice of approval by the USOPC.

8. DATE OF NOMINATION

Nomination of athletes, including replacements, will be announced to all athletes and submitted to the USOPC on or before:

August 1, 2023

9. MANDATORY TRAINING AND/OR COMPETITION

Specify the location, schedule and duration of mandatory training and/or competition:

<u>Event</u>	<u>Date</u>	<u>Site</u>
Depart US	October 16	
International Training	October 17-20	Santiago, Chile
Competition	October 21- 25	Santiago, Chile
Return home	October 26	

10. ANTI-DOPING REQUIREMENTS

Athletes must adhere to all IOC, IPC, Panam Sports, APC, WADA, World Aquatics, USADA and USOPC anti-doping protocols, policies and procedures, as applicable. This includes participation in Out-of-Competition Testing as required by the IOC, IPC, Panam Sports, APC, WADA, World Aquatics, USADA and USOPC rules, as applicable.

11. DEVELOPMENT OF SELECTION PROCEDURES

The following committee/group (include names and titles) was responsible for creating these Selection Procedures:

Lindsay Mintenko, USA Swimming Managing Director, National Team

Tim Hinchey, USA Swimming President & CEO

Caitlin Leverenz Smith, USA Swimming's Athletes' Advisory Council Chair

12. NGB/PSO BYLAWS AND GRIEVANCE PROCEDURES

USA Swimming Bylaws can be found at <https://www.usaswimming.org/docs/default-source/governance/governance-lsc-website/bylaws/2023-usa-swimming-corporate-bylaws-effective-3-25-22.pdf> and Grievance Procedures can be found at <https://www.usaswimming.org/safe-sport/report-a-concern>.

13. INTERNATIONAL DISCLAIMER

These procedures are based on IOC, IPC, PASO, as applicable, and/or World Aquatics, PanAm Aquatics, USOPC, and Santiago Organizing Committee rules and regulations as presently known and understood. Any change in the selection procedures caused by a change in IOC, IPC, PASO, as applicable, and/or World Aquatics, PanAm Aquatics, USOPC, or Santiago Organizing Committee rules and regulations will be distributed to the affected athletes immediately. The selection criteria are based on the latest information available to USA Swimming. However, the selections are always subject to unforeseen, intervening circumstances, and realistically may not have accounted for every possible contingency.

If any force of nature, or force majeure, should cause the alteration or cancellation of any of the selection events listed in this document, these selection procedures will be revised, pursuant to their resubmission to the USOPC.

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 in writing by no later than April 1, 2023, 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. Any change to these Selection Procedures must first be approved by the USOPC.

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

14. ATHLETE OMBUDS OFFICE

The Athlete Ombuds Office provides cost-free, independent and confidential advice regarding athlete rights, grievance procedures and any other related guidance pertaining to selection procedures and can assist in mediating disputes between athletes and their NGB/PSO.

To contact the Athlete Ombuds Office:

PHONE: (719) 866-5000




EMAIL: ombudsman@usathlete.org

WEBSITE: www.usathlete.org

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.

15. NGB/PSO 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 NGB/PSO.

Position	Print Name	Signature	Date
NGB/PSO President or CEO/Executive Director	Tim Hinchey		4.7.23
Nat. Team Coach, Head Coach, or Nat. Program Director	Lindsay Mintenko		4.6.2023
USA Swimming AAC Chair (or her designee)	Natalie C. Hall		4.6.2023