

**USA Swimming**  
**ATHLETE SELECTION PROCEDURES**  
**2022 FINA Open Water World Championships**

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**DEFINITIONS**

- Available Swimmer. "Available Swimmer" means a swimmer who (i) qualifies to be Selected to the Team in an Event according to these Selection Procedures and has complied with all eligibility requirements set forth in Sections 1.1-1.2 of these Selection Procedures; (ii) is at least 14 years old as of December 31, 2022; (iii) certifies to USA Swimming that he/she remains available to swim through the completion of the 2022 FINA Open Water World Championships; and (iv) 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 the Event for which he/she qualifies in the Championships (except as otherwise provided herein). If a swimmer does not satisfy these requirements, then he/she is not considered an Available Swimmer.
- Championships. "Championships" refers to the 2022 FINA Open Water World Championships, which will be conducted in Budapest, Hungary June 26-30, 2022.
- Event. "Event" refers to those competition events contested at the Championships.
- Head Coach. Unless otherwise indicated, "Head Coach" refers to the head coach of the Team.
- Managing Director, National Team. "Managing Director, National Team" refers to the USA Swimming Managing Director, National Team, or his/her designee.
- National Team Open Water Director. "National Team Open Water Director" refers to the USA Swimming National Team Open Water Director, or his/her designee.
- Portugal MSWS. "Portugal MSWS" means the 10K Event at the 2022 FINA Marathon Swimming World Series, held May 28-29, in Setubal Bay, Portugal.
- Qualifying Competitions: "Qualifying Competitions" mean the 10K Open Water Nationals and the Portugal MSWS, both defined below.
- Select/Selected/Selection to the Team. "Select/Selected/Selection the Team" refers to the Team selected by USA Swimming on May 29, 2022, plus any replacements that may be added to the Team pursuant to Section 4 of these Selection Procedures.
- Team. "Team" means the 2022 USA Swimming FINA Open Water World Championship Team Selected May 29, 2022, plus any changes or replacements made pursuant to these Selection Procedures.

- 10K Open Water Nationals. “10K Open Water Nationals” means the 2022 USA Swimming Open Water 10K National Championships, held Friday, April 1, 2022, in Fort Myers, Florida.
- 5K Open Water Nationals. “5K Open Water Nationals” means the 2022 USA Swimming Open Water 5K National Championships, held Sunday, April 3, 2022, in Fort Myers, Florida.

## 1. SELECTION SYSTEM

1.1. The minimum eligibility requirements for an athlete to be considered for Selection to the Team:

1.1.1 In order to be considered for Selection to the Team, an athlete must, at the beginning of the applicable Qualifying Competitions and 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 in international competition.

In order to be considered for Selection to the Team, an athlete must, at the time of Selection to the Team, be an Available Swimmer.

1.1.2 Nationality/Passport requirements:

Athlete must hold a valid U.S. passport that will not expire for six months after the conclusion of the Championships.

1.1.3 Minimum International Federation (IF) standards for participation:

- (a) All athletes Selected to the Team must meet the eligibility requirements set forth by the Federation Internationale De Natation (FINA). For additional information regarding FINA’s athlete eligibility, please refer the FINA General Rules (GR 2).

1.1.4 Other requirements (if any):

- (a) Sign and return to USA Swimming by June 3, 2022, at 11:59 p.m. MST and abide by the USA Swimming applicable competition forms for 2022 (forms will be available prior to Selection).
- (b) Comply with all applicable rules and requirements of FINA, USOPC, IOC, WADA, USADA, U.S. Center for SafeSport and USA Swimming, including without limitation USA Swimming policies and protocols regarding Team preparation and participation, through the Championships.

1.2 Tryout Events:

1.2.1 Provide the event names, dates and locations of all trials, events and camps to be used as part of the selection process:

10K Open Water Nationals  
Portugal MSWS  
5K Open Water Nationals (for tie-breaking purposes only; see Section 1.3.5)

1.2.2 Provide event names, dates, locations and description of how athletes qualify for the Qualifying Competitions above in 1.2.1 (if any):

- (a) To qualify for the 10K Open Water Nationals, an athlete must achieve an applicable time standard within 36 months of the entry deadline for the respective competition. The applicable time standards can be found at: [www.usaswimming.org](http://www.usaswimming.org); or
- (b) Meet the qualification standards as outlined in the 2022 Open Water Domestic Selection Procedures. This document can be found at [www.usaswimming.org](http://www.usaswimming.org).
- (c) To qualify for the Portugal MSWS, an athlete must meet the criteria established in the USA Swimming FINA Marathon World Series & Ultra Marathon Swim Series Policy (<https://www.usaswimming.org/docs/default-source/open-water-resources/open-water-selection/usa-swimming-fina-marathon-world-series-and-ultra-marathon-swim-series-policy.pdf>).

1.3 Comprehensive Selection Process:

This Section 1.3 sets forth the steps by which Available Swimmers will be Selected to the Team. Although USA Swimming may announce during the Qualifying Competitions that athletes have “made the Team” or “qualified for the Team,” any such announcement is informal and subject to change. The process of determining who is eligible to be Selected to the Team will take place on or before May 29, 2022, after completion of the 10K Open Water Nationals and the Portugal MSWS. The results from the application of these Selection Procedures will be announced on June 3, 2022, although USA Swimming retains the right to make changes to the results to address withdrawals, vacancies and applicable FINA invitations through the entry deadline (time and date TBD).

1.3.1 Team Size. The maximum allowable Team size is two (2) men and two (2) women in each of the following Events at the Championships:

5K  
10K  
25K

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 six (6) athletes in each, or either, gender.

1.3.2 Qualifying Competitions. Performances at the 10K Open Water Nationals, and the Portugal MSWS will be used to determine the Team by using the point system in Section

1.3.2.1. Rankings at the 10K Open Water Nationals and the Portugal MSWS will be prioritized using the priority system described below in Section 1.3.4.

1.3.2.1

10K Open Water Nationals	
Place	Points
1	18
2	16
3	14
4	12
5	10
6	8
7	6
8	4
9	2
10+	1

The above point system applies as follows: All Available Swimmers will be ranked (and thus awarded points) amongst only Available Swimmers based on their finishing times in the 10K Open Water Nationals. By way of example, the Available Swimmer with the best place finish at the 10K Open Water Nationals will be considered the swimmer placing in Place 1 and will be awarded 18 points. In the event of a tie, Section 1.3.5 will apply.

Portugal MSWS	
Place	Points
1	36
2	36
3	36
4	24
5	20
6	16
7	12
8	8
9	4
10+	2

The above point system applies as follows: Available Swimmers will receive their placement and points based on where they place in the Portugal MSWS amongst all participants in the Portugal MSWS. By way of example, if the Available Swimmer with the best place finish in the Portugal MSWS among Available Swimmers finishes sixth in the Portugal MSWS, they will be placed sixth in the above table and awarded 16 points. If the Available Swimmer with the next-best place finish in the Portugal MSWS among Available Swimmers finishes eighth in the Portugal SMWS, they will be placed eighth in the above table and awarded 8 points. In the event of a tie, section 1.3.5 will apply.

### 1.3.3 [Intentionally left blank]

1.3.4 Application of Priorities for Team Selection. Performances in the Events at the 10K Open Water Nationals and the Portugal MSWS will be awarded a point total based on the tables and corresponding explanations provided in 1.3.2.1. At the conclusion of the Portugal MSWS, Available Swimmer point totals from both Qualifying Competitions will be added together to determine the overall rankings of Available Swimmers. Based on these overall rankings, Available Swimmers will be prioritized for each gender as described in this Section 1.3.4. These Priorities will be applied on or before May 29, 2022, after completion of the 10K Open Water Nationals and the Portugal MSWS. Athletes 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 Sections 1.3.5 and 1.3.6, there are fewer than six (6) men or six (6) women, or both, on the Team, then USA Swimming will not field a full Team, unless the Team is filled as a result of adding one or more replacements as provided in Section 4.

Priority #1- Available Swimmers with the two highest point totals will be Selected to compete in the 5K, 10K and 25K events as the Championships.

Priority #2- If the Available Swimmers with the two highest point totals Selected to the Team do not agree to swim in one or more of the above Events, the remaining Events will be filled by the Available Swimmer with the next highest point total. This process shall continue until all Events at the Championships have been filled.

Limitation: For the 25k Event at the Championships only, Available Swimmers ranking below the sixth ranking Available Swimmer will not be considered for Selection to the Team (example: if an athlete is the seventh highest ranking Available Swimmer, they will not be eligible for Selection to the Team in the 25K Event, even if they meet the above criteria).

### 1.3.5 Breaking a Tie.

- (a) Tie in the point system mentioned in 1.3.2.1. After point totals have been added together from the Qualifying Competitions, and the Available Swimmers are ranked, in the instance where there is a tie in point totals amongst Available Swimmers, the Available Swimmer with the best place finish in the 5K Open Water Nationals will be considered the higher ranked Available Swimmer. If only one Available Swimmer competes in the 5K Open Water Nationals, then that Available Swimmer will be considered the higher ranked Available Swimmer. If either (i) both Available Swimmers tied at the 5K Open Water Nationals or (ii) neither Available Swimmer competed in the 5K Open Water Nationals, then the swimmer will be Selected to the Team by random draw.

Announcement. Those officially Selected to the Team will be announced on or before June 3, 2022, after completion of the Qualifying Competitions.

### 1.3.6 Selection of Swimmers for Events.

- (a) Swimmers selected to the Team as set forth in Section 1.3 will be Selected to swim in the Event in which they qualified for.

- (b) If there is a vacancy in an Event that arises on or after June 4, 2022, the replacement process set forth in Section 4 will be used to fill the vacancy in that Event.

## 2 DISCRETIONARY SELECTION

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

**All swimmers who are Selected to the Team shall be eligible for selection to relays to be held at the Championships.** Those swimmers who are selected to the 2022 FINA World Championships (Pool) may also be eligible for selection to relays to be held at the Championships. The National Team Open Water Director shall select the athletes for each relay conducted at the Championships, with the advice and consent of the Head Coach. In selecting the relay teams, the National Team Open Water Director shall consider all available relevant information, including but not limited to, and in no particular order, each Team member's respective Qualifying Competition performances, past relay performances, Championships performances, personal best performances, Championships Event schedules, individual workload, other recent results and performances, consistency of performances, fatigue, health, fitness levels, training preparation, scientific evaluation, attitude and team chemistry.

2.2 Specify the process that will be used to identify and handle any potential conflicts of interest involving a member of the committee.

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

## 3 REMOVAL OF ATHLETES

3.1 USA Swimming has jurisdiction over potential selectees. An athlete who is to be Selected to the Team by USA Swimming may be removed as a selectee for any of the following reasons, as determined by the National Team Open Water Director, the Managing Director, National Team, and the USA Swimming Athletes' Advisory Council Chair:

3.1.1 Voluntary withdrawal. An athlete may choose to voluntarily withdraw from the Team. An athlete choosing to voluntarily withdraw from the Team, or from consideration for the Team must do so in writing and is strongly encouraged to submit a written letter to the National Team Open Water Director and the Managing Director, National Team by June 3, 2022.

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 the approved physician, that is likely to keep the athlete from competing at peak levels in the Championships. If an athlete refuses verification of his/her illness or injury by the approved Team physician assigned to

the sport of swimming (or medical staff), his/her injury will be assumed to keep him or her from competing at peak levels at the Championships, and he/she may be removed.

- 3.1.3 Failure to maintain necessary training regimen. An athlete may be removed if the National Team Open Water Director, in consultation with the Head Coach, the Managing Director, National Team, the USA Swimming National Team Steering Committee Chairperson and the Chair of the USA Swimming Athletes' Advisory Council, determine that the swimmer is unable or unwilling to maintain a training regimen that is necessary for peak performance at the Championships. (See Participation and Commitment Agreement, which is included in Attachment B.)
- 3.1.4 Violation of USA Swimming Code of Conduct/Honor Code (See 2022 Open Water World Championships Honor Code, which is included in Attachment C). 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 Honor Codes.
- 3.1.5 If an athlete 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 U.S. Anti-Doping Agency Protocol 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 an athlete is alleged to have committed a violation of the SafeSport Code for the U.S. Olympic and Paralympic Movements (the "SafeSport Code"), that athlete shall remain on the Team (or remain eligible to be Selected to the Team) until: (i) the athlete is provisionally suspended or declared ineligible after a hearing conducted pursuant to the SafeSport Code; (ii) the athlete voluntarily accepts a provisional suspension or sanction of ineligibility; or (iii) the athlete voluntarily withdraws from the Team or relinquishes eligibility to be Selected to the Team.

An athlete who is to be removed from the Team or an Event or from eligibility to be Selected to the Team, pursuant to these provisions, has the right to a hearing per the USA Swimming Bylaws ([usaswimming.org](http://usaswimming.org)), the USOPC's Bylaws, Section 9, the applicable anti-doping code/protocol or the SafeSport Code before such removal or declaration of ineligibility.

- 3.2 An athlete may be removed as a nominee to the Team or from the Team for an adjudicated violation of IOC, WADA, FINA, USADA and/or USOPC anti-doping protocol, policies and procedures, as applicable or an adjudicated violation of the SafeSport Code.

#### **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 individuals who meet the criteria set forth in this Section 4.

- 4.1.1. Prior to submission of Entries by Name to the Local Organizing Committee (Time and Date TBD).

If the Team is not full (fewer than two athletes in each Event as listed in Section 1.3.1) 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 highest ranking Available Swimmer based on the points tables in 1.3.2.1. This process shall continue until two (2) men and two (2) women are selected to each Event.

Limitation: For the 25K Event only, Available Swimmers finishing below the sixth highest ranking Available Swimmer will not be considered for Selection to the Team (example: if an athlete is the seventh highest ranking Available Swimmer, they will not be eligible for Selection to the Team in the 25K Event, even if they meet the above criteria).

- 4.1.2. After submission of Entries by Name to the Organizing Committee:

After Entries by Name have been submitted to the Local Organizing Committee (Time and Date TBD), USA Swimming will attempt to fill any vacancy in the 5K, 10K and 25K Events with the Available Swimmer with the next highest points total, but there are no guarantees that USA Swimming will be successful in doing so. If the Local Organizing Committee does not accept the late entry, USA Swimming will attempt to fill the vacancy in any Event(s) by an Available Swimmer already on the Team.

Limitation: For the 25K Event only, Available Swimmers finishing below the sixth highest ranking Available Swimmer at the applicable Qualifying Competition for the Event vacancy will not be considered for Selection to the Team (example: if an athlete is the seventh highest ranking Available Swimmer, they will not be eligible for Selection to the Team in the 25K Event, even if they meet the above criteria).

## **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 Championships.

## **6. PUBLICITY/DISTRIBUTION OF PROCEDURES**

The Selection Procedures (complete and unaltered) will be posted/published by USA Swimming on its website.



**7. DATE OF SELECTION**

The Selection of Athletes will take place on May 29, 2022.

**8. 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 U.S.A.	June 20	Various Airports
Training	June 21-25	Budapest, Hungary
Competition	June 26-30	Budapest, Hungary
Return Home	July 1	Budapest, Hungary

\*Dates and locations are subject to change

**9. ANTI-DOPING REQUIREMENTS**

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

**10. USA SWIMMING BYLAWS AND GRIEVANCE PROCEDURES**

USA Swimming Bylaws and Grievance Procedures can be found at: [usaswimming.org](http://usaswimming.org).

**11. DISCLAIMER**

These Selection Procedures are based on FINA rules and regulations, as applicable and as presently known and understood. Any change in the Selection Procedures caused by a change in FINA rules and regulations 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.

If circumstances cause the alteration or cancellation of any of the Qualifying Competitions listed in this document, these Selection Procedures will be revised.

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 or 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 National Team Open Water Director at USA Swimming in writing by no later than March 25, 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, 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, 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](mailto:ombudsman@usathlete.org) Website: [usathlete.org](http://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 K. Henney		3.22.22
Managing Director, National Team	Lindsay Minenko		3/22/2022
USA Swimming Athletes' Advisory Council Chair	Caitlin Leverenz Smith		3/22/2022

ATTACHMENT A

# USA SWIMMING

## 2022 FINA OPEN WATER WORLD CHAMPIONSHIP CHAMPIONSHIPS PARTICIPATION AND COMMITMENT

I agree to abide by the USA Swimming Athlete Selection Procedures for the 2022 FINA Open Water World Championship competition requirements, 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 Open Water World Championships. If for any reason I become unable to fulfill this commitment, I will immediately notify the Managing Director, National Team and the National Team Open Water Director.

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

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

# USA SWIMMING

## AUTHORIZATIONS, WAIVER AND RELEASE FORM

This Authorization, Release and Waiver applies to official team members of the 2022 FINA Open Water World Championships in Budapest, Hungary, of which I am a member, and which will require my participation between June 26 and June 30, 2022 (collectively, the “Event”).

### **General Acknowledgement & Acceptance**

I hereby acknowledge that all information and signatures on this form are applicable to my participation in these 2022 USA Swimming competitions including, but not limited to, the 2022 FINA Open Water World Championships, and I agree to abide by the regulations specified in this document and in the Rules and Regulations of USA Swimming for the management of conduct to the USA Swimming program.

### **Oath of Eligibility**

I declare that I am eligible and in good standing with regulations laid down by USA Swimming, the Federation Internationale De Natation (“FINA”), and the International Olympic Committee (“IOC”). I also declare I am not under suspension or disciplinary action imposed for use of illegal drugs or other athlete regulation infractions. I agree to sign additional documents to this effect when required to do so by USA Swimming or the local organizing committee.

### **Doping**

I understand that it is the duty of individual members of USA Swimming, including athletes, athlete support personnel, and other persons to comply with all anti-doping rules of the World Anti-Doping Agency (“WADA”), FINA, the United States Olympic and Paralympic Committee (“USOPC”), including the USOPC National Anti-Doping Policy, and the U.S. Anti-Doping Agency (“USADA”), including the USADA Protocol for Olympic and Paralympic Movement Testing (“USADA Protocol”), and all other policies and rules adopted by WADA, FINA, the USOPC and USADA.

I understand that it is the policy of USA Swimming to discourage and prevent the use of prohibited doping substances and prohibited doping methods. The WADA, FINA, USOPC and USADA Anti-Doping Rules are available online or from USA Swimming. I know that I should call the USADA Drug Reference Line (719-785-2000) to check the status of all medications and substances I am currently using, and to satisfy any questions or concerns that I may have about medications and prohibited substances and methods. I do not currently engage in, nor do I intend to use any prohibited substances and methods. I acknowledge that the use of prohibited substances or prohibited methods may subject me to disqualification and other sanctions imposed by USA Swimming, USADA, FINA or the IOC.

### **Drug Testing**

I understand that USADA will conduct drug testing on athletes during and outside of competition. By registering for this competition, I hereby consent to and authorize USADA to test me for prohibited substances and prohibited methods at any time. I further acknowledge and agree that my refusal to participate in a drug test may subject me to disqualification and sanctions, the same as if I had tested positive for a prohibited substance. I understand that the results of any drug testing of me may be published on the websites of USADA and FINA in the published statistics, and that my name will be included in the list of athletes who have been drug tested. I also acknowledge that USA Swimming will link to these results and lists on its own website. In the event I refuse to submit to a drug test or a drug test has a positive result, I recognize that I am subject to the adjudication processes established by the USADA and FINA, because of my refusal or positive test.

**Authorization and Event Promotion**

I agree to be filmed and photographed by the official photographer(s) and network(s) of USA Swimming under the conditions authored by USA Swimming and give the event organizers the right to use my name, picture, likeness and biographical information before, during or after the period of my participation in these competitions to promote the competition in which I compete or to promote the success of the team on which I competed. I understand and agree not to use or authorize use of pictures of myself in the uniforms and equipment provided by USA Swimming for the purpose of trade, without the consent of USA Swimming. I agree not to use the medals or photos, portraits or films of me with the medals, which I receive form my performance in this competition, for the purpose of trade. Furthermore, it is agreed that I shall return these uniforms and equipment, bearing USA Swimming logos and marks, if and when requested.

**Risk of Serious Injury**

I certify that, to the best of my knowledge and belief, I am in good health and in proper physical condition for the anticipated conditions of the Event, and I agree that it is my sole responsibility to determine whether I am sufficiently fit and healthy enough to participate. I understand and acknowledge the physical and mental rigors associated with open water swimming and realize that such events are inherently dangerous and represent an extreme test of a person's physical and mental limits. I understand and acknowledge that I may be exposed to extreme conditions and circumstances; hazardous natural or manmade objects; and dangers arising from adverse weather conditions, imperfect course conditions, water hazards, inadequate safety measures, situations beyond the immediate control of the event organizers, and other undefined harm or damage which may not be readily foreseeable; and other presently unknown risks and dangers. I understand that participation involves risks and dangers which include, without limitation, the potential for serious bodily injury, illness, permanent disability, paralysis and death. I understand that these risks may be caused in whole or in part by my own actions or inactions, the actions or inactions of others participating in the event, or the acts, inaction or negligence of the released parties. I voluntarily and knowingly recognize, accept and assume these risks. I agree to be familiar with and abide by the rules and regulations established for the Event. I also accept sole responsibility for my own conduct and actions while participating in the Event.

**WAIVER & RELEASE**

The undersigned, parent(s), natural guardian(s) or legal guardian(s) of

\_\_\_\_\_, does thereby represent he/she (they) is (are), in fact, acting in such capacity and agrees to save and hold harmless and indemnify each and all of the parties herein referred to above, as releasees, from all liability, loss, cost, claim or damage whatsoever may be imposed upon said releasees because of any defect in or lack of such capacity to so act and release said releasees behalf of both of the undersigned.

\_\_\_\_\_ **Signature**

\_\_\_\_\_ **Printed Name**

\_\_\_\_\_ **Date**

\_\_\_\_\_ **Signature of Parent/Guardian (if minor)**

\_\_\_\_\_ **Printed Name of Parent or Guardian**

\_\_\_\_\_ **Date**

## 2022 OPEN WATER WORLD CHAMPIONSHIPS ATHLETE HONOR CODE

As a member of the 2022 FINA Open Water World Championships, for which I will be a member from June 20 through and including July 1, I understand and will comply with the following Rules and Prohibited Behaviors governing the athletes for the 2022 FINA Open Water World Championships. I also understand I am always subject to the USA Swimming Code of Conduct.

### RULES AND PROHIBITED BEHAVIORS

1. Athletes shall not engage in any behavior that would violate any U.S. or host country laws.
2. Athletes shall not engage in any behavior that would detract from a positive image of themselves or the 2022 FINA Open Water World Championships Team or negatively impact its performance goals. Athletes shall engage in respectful treatment of all fellow athletes, staff members, coaches, and competition host staff at all times.
3. Sleep medications may only be used with an athlete's own prescription and as instructed. **Sharing or distributing prescribed medications is considered a Category Three violation (see below).**
4. Athletes shall not possess or use alcohol, tobacco, and/or controlled substances without a prescription.
5. Athletes shall not bet or gamble on swimming or influence the results of an event.
6. Any athlete under the age of 18 is prohibited from being in the room of an athlete of the opposite gender. Athletes 18 years old and over are prohibited from being in the room of any athlete under the age of 18\*. All athletes must sleep in their assigned rooms.
7. Athletes are prohibited from being in staff rooms at all times, **including team meetings.**
8. **Athletes shall not hold team meetings in their personal rooms.**
9. Athletes shall attend all preliminary and final sessions of competition and all team meetings and functions unless excused for performance reasons by the National Team Open Water Director or Head Coach.
10. Athletes shall wear team issued Arena uniforms at all times while attending official team activities including workouts, competition sessions, award ceremonies, press conferences, and team meetings. During personal time, athletes may wear apparel of their choice.
11. **Athletes shall use locker rooms or changing tents provided when changing into or out of a practice or technical suit.**

### POTENTIAL CONSEQUENCES FOR VIOLATIONS

- **Category One Violations** (minor or accidental violations) –including but not limited to: fines, loss of privileges
- **Category Two Violations** (intentional, repeated, or more severe violations) –including but not limited to: loss of prize money, loss of qualification bonus, additional fines, suspension from USA Swimming, community service
- **Category Three Violations** (egregious violations) – including but not limited to: dismissal from team, loss of National Team status, loss of funding, suspension from USA Swimming, loss of future international competition opportunities, public statement of dismissal

\* Athletes over the age of 18 may only be in a room with an athlete(s) under the age of 18 if rooming requirements dictate that they must share a room with an athlete(s) under the age of 18. **In this circumstance, written permission of a guardian(s) of the athlete(s) under the age of 18 will be obtained prior to the trip.**

## PROCESS FOR ASSESSING VIOLATIONS

Disciplinary actions will be evaluated by the Head Coach, the National Team Open Water Director, the Managing Director, National Team and the USA Swimming Athletes' Advisory Council Chair, or his/her designee. The final disciplinary action will be decided by the Managing Director, National Team and is subject to the process set forth in Article 4 of the USA Swimming Rulebook.

Signature \_\_\_\_\_ Printed Name \_\_\_\_\_

Date \_\_\_\_\_

If under 18:

Parent/Guardian Signature \_\_\_\_\_

Parent/Guardian Printed Name \_\_\_\_\_

Date \_\_\_\_\_