

**ARCA
Substance Abuse Policy**

January 2015

Preamble

Since its inception, ARCA has endeavored to make stock car racing in the United States safe for competitors as well as spectators. In the interest of maintaining the safety of stock car racing, ARCA takes seriously the prevalence of drugs in America's society and, more particularly, their threat to the safety of motorsports. The use of illegal drugs at any time, or the use of alcohol during an ARCA Event, and even the proper use of certain medications during an ARCA Event, may endanger competitors, officials and fans, and such conduct cannot be permitted by ARCA.

The success of ARCA racing has been based upon cooperation between ARCA officials and competitors. The success of ARCA's Substance Abuse Policy (hereinafter "Policy") will be equally dependent upon such cooperation, and ARCA encourages all ARCA members to support this Policy and to cooperate with ARCA in its implementation and application. Although this Policy is intended to apply principally to drivers, mechanics and crew members (hereinafter "Competitor" or "Competitors"), as well as ARCA officials (hereinafter "Official" or "Officials"), it may also be applied to other participants in an ARCA Event.

1. Prohibited Acts and Substances

A. Prohibited Substances

For the purpose of this Policy, prohibited substances are those substances that, in ARCA's determination, may affect adversely the safety and well-being of the Competitors, Officials and/or spectators of the performance of a Competitor or Official in or at an ARCA Event, including but not limited to illegal drugs. ARCA may make this determination with respect to a particular substance at any time, including and without limitation at the time of discovery of the substance following a drug test. Competitors and Officials are prohibited from using, possessing, purchasing, selling and/or participating in the distribution of illegal substances, regardless of the amount, at any time. Illegal acquisition and/or illegal distribution of any prescription or over-the-counter medication are strictly prohibited at any time.

B. Proper and Improper Use of Prescription and Over-the-Counter Medications

ARCA recognizes that there are many prescription and over-the-counter medications that serve essential or beneficial purposes for the health and well-being of Competitors and Officials, and nothing in this Policy is intended to discourage the proper use of these medications. Just as importantly, however, it must be recognized that there are some medications that, even when properly used, may adversely affect safety in high speed racing events. For example, many types of cough medicines contain codeine, which is a potent narcotic that may result in drowsiness or diminished alertness.

Misuse of a prescription or over-the-counter medication by a Competitor or Official is forbidden and, for those purposes, is deemed to be the use of such a medication in a manner which is inconsistent with the instructions provided by the manufacturer, pharmacist and/or prescribing physician.

To the extent that the use of any substance, including properly prescribed prescription drugs and properly used over-the-counter medications, causes a Competitor or Official to have a competitive advantage, or a diminished or impaired ability to perform his or her duties on the day of an Event, those substances shall be deemed to be prohibited substances for the purposes of this Policy.

C. Alcohol

On the day of an ARCA Event, a Competitor or Official who is participating in the Event is prohibited from consuming any alcohol prior to or during and Event or being under the influence of alcohol. A Competitor or Official is deemed to be under the influence of alcohol if a test performed at, during or immediately after the time of his/her participation in the Event reveals a breath, urine, saliva, or blood alcohol level above 20mg per 100ml (.02%) at the time of testing. Nothing in this paragraph shall preclude an ARCA Official from determining that a Competitor or an Official with a breath, urine, saliva, or blood alcohol test level below 20mg per 100ml (.02%) is physically unfit for race driving, participating, or officiating in an ARCA Event and taking such action as the ARCA Official may deem appropriate under the ARCA Rules.

2. Testing for Drug/Alcohol Use

ARCA may require Competitors and/or Officials to submit to a mandatory test prior to the racing season to determine if the Competitor and/or Official has violated any part of this Policy or has a competitive advantage or diminished ability to perform as a result of using any prohibited substance according to this Policy. ARCA may also require Competitors and/or Officials to submit to random tests throughout the year to determine same. Such tests may include, without limitation, urine, blood, saliva, hair, and/or breath tests. ARCA may also require Competitors and/or Officials to submit to an additional test or tests if an ARCA Official has reasonable suspicion that the Competitor and/or Official has violated any part of this Policy or has a competitive advantage or diminished ability to perform as a result of using any prohibited substance. Some of the conditions, observations and/or reports that may cause an ARCA Official to have such a reasonable suspicion are as follows:

A. When a Competitor or Official is found or observed in possession of illegal drugs or illegal drug paraphernalia at any time.

B. Observation of signs, symptoms and/or behaviors known to accompany the use of prohibited substances or excessive alcohol use or intoxication including, but not limited to:

1. Physical signs of red or droopy eyes, dilated or constricted pupils;
2. Slurred speech, stumbling, or hyperactivity;
3. Needle marks;
4. Repeated and unexplained disappearances from an Event;
5. Nose constantly runs, appears red, or persistent sniffing;
6. Time distortion, including repeated tardiness and missed appointments;
7. Chronic forgetfulness or broken promises;
8. Accidents during Events;
9. Inability to concentrate, remember, or maintain attention;
10. Mental confusion, paranoia, or presence of abnormal thoughts or ideas;
11. Violent tendencies, loss of temper, or irritability;
12. Extreme personality change or mood swings;
13. Deteriorating personal hygiene or appearance.

C. An arrest and/or conviction for driving while under the influence of alcohol or drugs, or a drug related conviction.

D. Receipt of a report from a reliable source that a Competitor or Official is under the influence of alcohol on the day of an ARCA Event, or, at any time, is using, possessing or selling illegal drugs or substance.

E. An examination or test, as provided by the ARCA Rules, which shows evidence of use of a prohibited substance or alcohol abuse or of adulteration or manipulation of the specimen.

F. Aroma of an alcoholic beverage on or about the breath or body of a Competitor or Official consistent with use of an alcoholic beverage on the day of a ARCA Event.

In addition, ARCA may require a Competitor or Official to submit to a test or tests, including without limitation urine, blood, saliva, hair, and/or breath tests, following an incident in which ARCA safety precautions were violated or careless acts were observed during a ARCA Event.

3. Authorization for Testing and Release

If, upon request by ARCA, a Competitor or Official refuses to execute the authorization for testing and release form enclosed with this Policy and deliver it to ARCA by the time designated by ARCA for receipt, that Competitor or Official will not be issued an ARCA Competitor's or Official's license and, if already issued, the ARCA license will be suspended until the Competitor or Official executes the above mentioned authorization and release and delivers it to ARCA. If a ARCA Official directs a Competitor or Official to submit to a urine, blood, saliva, hair and/or breath test as provided by this Policy, that Competitor or Official must consent to and participate in the test by the time designated by the ARCA Official. If that Competitor or Official refuses to consent to and participate in such a test or tests within the time period designated by the ARCA Official, the ARCA Official may eject the Competitor or Official from the racing premises or take such other emergency action as may be appropriate, and that Competitor or Official will also be subject to disciplinary action pursuant to ARCA Rules.

4. Collection and Transport of Specimen(s)

ARCA may designate any independent, third-party agency ("Agency") to administer the collection, transport, and testing of specimens pursuant to this Policy. The Agency may, among other things, be responsible for the following procedures:

A. Ensure that the specimen(s) are from the Competitor or Official in question (including, where necessary, observation of the collection of the specimen(s)).

B. Ensure that the specimen(s) are collected within the time period designated. Normally, collection shall be made within one hour or less of the notification of the Competitor or Official that testing will be conducted, unless a different time is designated by the Agency and/or an ARCA Official based on the circumstances.

C. Ensure that the specimen(s) have not been manipulated by promptly measuring the temperature of the specimen(s). Where results indicated that the sample is inappropriate for testing, the Agency and/or a ARCA Official may require the competitor or Official to provide additional specimen(s) as necessary.

D. Label, secure, and transport the specimen(s) to ARCA's designated testing facility, which may or may not be affiliated with the Agency, in such a manner as to ensure that the specimen(s) are not misplaced, tampered with, or relabeled.

E. Provide a form to be completed by the Competitor or Official in question that identifies all prescription and over-the-counter medications consumed by the Competitor or Official in the preceding three months.

All specimens collected under this Policy are the property of ARCA.

5. Facility for Testing

All testing will be done at a facility or facilities exclusively selected by ARCA from among those facilities that have been certified by the Substance Abuse and Mental Health Services Administration of the United States Department of Health and Human Services and/or by the College of American Pathologists Forensic Urine and Drug Testing Program.

6. The ARCA designated testing facility will determine whether and in what amount a particular specimen tests positive with respect to a prohibited substance and/or alcohol, and whether the specimen has been adulterated or manipulated. The testing facility will transmit the results to ARCA's Policy Administrator, and to ARCA's designated Medical Review Officer for interpretation, and the Medical Review Officer shall promptly notify ARCA's Policy Administrator or his designee whether or not, upon the Medical Review Officer's independent review, the specimen(s) yielded a "true positive" result and/or were adulterated or manipulated. A specimen may be retested at any time at the direction of ARCA.

7. Procedures if a Test Shows the Presence of Prohibited Substances or Alcohol

A. With respect to prohibited substances other than alcohol:

1. Upon being notified by ARCA's designated Medical Review Officer that a Competitor or Official has tested "true positive" for a prohibited substance (including any re-test of the original sample, if so requested by the Competitor or Official), ARCA's Policy Administrator or his designee will suspend that Competitor's or Official's ARCA license for an indefinite period and/or take such other disciplinary action deemed appropriate under the circumstances pursuant to the ARCA Rules.

2. If that Competitor or Official wishes to return to racing or officiating during or after the suspension period, that Competitor or Official must submit to a re-test or re-tests. This will be done at a time and place and under conditions specified by ARCA, at the Competitor's or Official's expense, which expense will include laboratory fees and all other direct and indirect costs incurred by ARCA in connection with each test. If and when a Competitor's or Official's test shows no evidence of a prohibited substance, that Competitor or Official may return to racing or officiating, but only if he or she is not otherwise ineligible and agrees to future random tests for any substance, drug or alcohol at such times and places as may be determined by ARCA, at the expense of the Competitor or Official. Such future tests by ARCA need not be based upon reasonable suspicion or fall under the random testing criteria.

B. With Respect to Alcohol:

1. Upon being notified by ARCA's designated Medical Review Officer that a Competitor or Official has been determined to have consumed alcohol in violation of this Policy (including any re-test of the original sample, if possible, and requested by the Competitor or Official), the ARCA Policy Administrator or his designee may suspend that Competitor's or Official's ARCA license for an indefinite period and/or take such other disciplinary action deemed appropriate under the circumstances pursuant to the ARCA Rules.

2. If a Competitor or Official wishes to return to racing or officiating during or after the suspension period, he or she must agree to future random tests for any substance, drug or alcohol at such times and places as may be determined by ARCA, at the expense of the Competitor or Official. Such future tests by ARCA need not be based upon reasonable suspicion or fall under the random testing criteria.

C. ARCA may publish the results of any test or tests conducted pursuant to this Policy and the circumstances giving rise to such test to such third parties as ARCA, in its sole discretion, deems reasonable under the circumstances. The Competitor or Official shall have no claim or cause of action of any kind against ARCA or any director, officer, employee or agent of ARCA with respect to such publication.

D. The actions and requirements of this Paragraph 7 apply for self-reported violations of this Policy for prohibited substances other than alcohol (Paragraph 7.A.) and for alcohol (Paragraph 7.B.), whether or not a specimen is collected under this Policy.

8. Falsification or Withholding Information

Any Competitor or Official who attempts to or does falsify, alter, or otherwise tamper with any specimen or any aspect of a test performed under this Policy will be subject to disciplinary action pursuant to the ARCA Rules. A specimen that is identified as having been adulterated or manipulated shall be treated in the same manner as a “true positive” test result for a prohibited substance other than alcohol, with all of the consequences of such a positive test, including those provided in Paragraph 7.A.1 and 2, above.

9. Disciplinary Action for Prohibited Acts Where There is No Evidence of or Testing for Prohibited Substances or Alcohol.

With respect to any prohibited act described herein, if a ARCA Official determines that a Competitor or Official has engaged in any such prohibited act, the ARCA Official may eject the Competitor or Official from the racing premises or take such other emergency action as is appropriate, and that Competitor or Official will also be subject to disciplinary action pursuant to the ARCA Rules.

10. Treatment for Drugs/Alcohol

If requested, ARCA will provide a list of credible drug or alcohol rehabilitation programs. ARCA strongly encourages self-help and treatment for those afflicted with a drug problem or alcohol abuse. Many worthy programs, both public and private, are available for the treatment of drug and alcohol abuse. ARCA will continue its efforts to support a drug free America and a society in which alcohol is not abused.

11. Applicability of the ARCA Rules

This Policy, as it may be amended from time to time, is a supplement to the provisions of the ARCA Rules, and will be interpreted and applied by ARCA Officials. This Policy is binding upon all ARCA members in the same manner and to the same extent as are the provisions of the ARCA Rules.