

## 6.1 Reporting a Potential Failure to Comply

### Purpose

The purpose of this procedure is to describe the steps that the DCO should take when an Athlete fails to comply with the testing protocol or demonstrates unusual behavior.

### Actions

1. The DCO shall consider any incidents he/she observes of unusual behavior by an Athlete selected to provide a sample, or that is reported to him/her by a Chaperone as soon as practical, ideally before the end of the Athlete's sample collection session.

**NOTE:** Examples of unusual behavior may include the Athlete acting suspiciously in providing his/her sample or in his/her general demeanor; any suspicious, collusive activities with other Athletes or personnel; a failure to comply with the requirements outlined for the Athlete upon notification, the Athlete evading the Chaperone to avoid being notified; or any other situations where the DCO or Chaperone cannot confirm the security or authenticity of the sample.

2. After considering the information available about the incident or the unusual behavior, the DCO shall determine how to proceed and, if necessary, explain the possible consequences to the Athlete.

**NOTE:** If after considering the information available about the potential failure to comply or the unusual behavior, the DCO believes the integrity of the Athlete's sample has not been compromised, the DCO shall make reference to the potential failure to comply or the unusual behavior in a Supplementary Report Form and in the Doping Control Officer Report Form and continue with the Athlete's sample collection session according to the sample collection procedures (*see reference 6.1*). If the DCO believes the potential failure to comply may have compromised the integrity of the Athlete's sample, the DCO shall, if possible, notify the Athlete of the possible consequences of the potential failure to comply and that they will be required to provide an additional sample and that both samples will be shipped to the laboratory. Refer to the Additional Sample Procedure (*see reference 6.5*).

3. If the Athlete is required to provide an additional sample and refuses to do so, the DCO should follow the steps 5-12 outlined below.
4. If the DCO believes that any Athlete Support Personnel are hindering the sample collection process this should be recorded on the Supplementary Report Form and on the Doping Control Officer Report Form.

5. The ADO should be informed as soon as practical of any potential failure to comply.

**NOTE:** If the DCO and/or Chaperone believe that the situation poses a personal threat or potential danger, the DCO and/or Chaperone may decide to terminate the attempt to test. If this happens, the DCO should notify ADO as soon as practical.

### *Refusal*

6. The DCO shall, if possible, notify the Athlete that the information regarding the Athlete's refusal will be documented on a Supplementary Report Form and will be submitted to ADO, and the reason for refusal may also be documented in the "Comments" area of the Doping Control Form. The Athlete will also be informed that he/she may be subject to sanctions consistent with an anti-doping rule violation for refusing to provide a sample.

**NOTE:** The DCO may contact the ADO for assistance at any point during the attempt.

7. The DCO should thoroughly fill out the Supplementary Report Form (*see reference 7.7, 7.8*).
8. If possible, the DCO should thoroughly review the Supplementary Report Form and the Doping Control Form, if used, with the Athlete, and attempt to obtain the Athlete's signature.
9. The Athlete may also fill out a Supplementary Report Form.
10. Whenever possible, the DCO should provide the appropriate copy of the Supplementary Report Form(s) and Doping Control Form, if applicable, to the Athlete before he/she leaves the DCO's presence.
11. The DCO will inform the ADO as soon as practical of any potential failure to comply. The DCO shall forward the information documenting the Athlete's refusal to the ADO Office with any other sample collection documentation.
12. If after a DCO completes a Supplementary Report Form documenting the refusal and if the Athlete has not left the sight of the DCO, the Athlete referred to in the Supplementary Report Form contacts the DCO and requests to immediately provide a sample, the DCO shall contact the ADO immediately for advice.

### *Athlete Claim of Retirement*

13. In an out-of-competition test, even if the Athlete claims that he/she has retired, the sample collection session should be completed.
14. The DCO may not cancel the sample collection session based on an Athlete's statement regarding retirement.

15. If requested, the Athlete may complete a Supplementary Report Form documenting his/her concern.

If the Athlete refuses to comply with the request for a test, the DCO should follow the steps outlined above for a refusal to test. The DCO should explain to the Athlete that the consequences of a refusal, including potential sanctions, may still apply even if the Athlete claims to be retired