



2010
SUBSTANCE ABUSE
POLICY

Preamble

Indy Racing League, LLC (“IRL” or “League”) strives to maintain the integrity of the League and its Events (as defined in the USF2000 National Championship Rule Book). IRL is concerned about the problem of substance abuse in American society and, more particularly, the threat that this may create for the public perception of the League and motorsports. The use of illegal drugs at any time, or the use of alcohol during an Event, and even the proper use of certain medications during an Event, may endanger the internal and external perception of the League. Such conduct cannot be permitted by IRL.

With the above in mind, this 2010 Substance Abuse Policy (“Policy”) has been adopted. It applies to drivers, mechanics and crew members (hereinafter "Competitor" or "Competitors"), as well as to IRL and USF2000 National Championship officials (hereinafter "Official" or "Officials"). It may also be applied to other participants in an Event as IRL deems appropriate in its sole discretion.

1. Prohibited Acts and Substances

A. Prohibited Substances

For the purpose of this Policy, “prohibited substances” are substances that are determined by IRL, at any time and in its sole discretion, to adversely affect the integrity of the League or well-being of Competitors or Officials, or others, or the performance of a Competitor or Official in connection with an Event. “Prohibited substances” include, but are not limited to, illegal drugs such as marijuana, cocaine, and hallucinogens. Furthermore, the definition of “prohibited substances” also includes, without limitation, paraphernalia associated with illegal drug use and mind-altering and/or addictive substances, which are not sold as drugs or medicines, but are used or marketed for their mind or behavior-altering effect. “Prohibited substances” also include drugs or chemicals that may be used to alter a sample with the intent to defeat the drug screen or test. Competitors and Officials are prohibited from using, possessing, purchasing, selling, manufacturing and/or participating in the distribution of prohibited substances, regardless of the amount, at any time.

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

IRL 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, there are some medications that, even when properly used, may adversely affect a participant's fitness to be involved in a racing event or events. For example, many types of cough medicines contain codeine, a potent narcotic that may result in drowsiness or diminished alertness.

Misuse and the illegal use, acquisition or distribution of a prescription or over-the-counter medication or any mind-altering or addictive substance by an individual is prohibited. Misuse is deemed to be the use of such a substance in a manner that is inconsistent with the instructions provided by the manufacturer, pharmacist and/or the prescribing physician. For example, it is a violation of this Policy for an individual to use a prescription or over-the-counter medication in a manner that is not consistent with the intended and medically-prescribed use.

To the extent that IRL in its sole discretion determines that the use of any prescribed medication or other substance, including properly prescribed prescription drugs and properly used over-the-counter medications,

causes an individual to have 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 purposes of this Policy.

C. Alcohol

No Official or Competitor may consume alcohol within 12 hours prior to or during an Event involving on track activity, nor may any Official or Competitor be under the influence of alcohol at any Event. "Under the influence," for purposes of this Policy, means that the Official or Competitor has an impaired ability due to alcohol consumption to conduct himself or herself as IRL in the exercise of its sole judgment would expect at an Event. Nothing in this paragraph shall preclude IRL from determining that a Competitor or an Official with any alcohol usage, however minimal, is physically unfit for driving, participating, or officiating in an Event.

2. Targeted Screening or Testing for Reasonable Suspicion of Drug/Alcohol Use

IRL may require a Competitor or Official to submit to a screen or test, including without limitation, urine, breathalyzer, blood, oral fluid/saliva, hair, breath tests, and/or any other scientifically-acceptable method of testing when IRL has reasonable suspicion that the Competitor or Official has violated any part of this Policy at any time or that he/she has diminished ability to perform during an Event due to the use of any prohibited substance or alcohol. Examples of the conditions, observations and/or reports that may result in "reasonable suspicion" include, but are not limited to, the following:

A. When a Competitor or Official is found or observed:

1. in possession of illegal drugs, drug paraphernalia or alcohol,
2. in drug-related or alcohol-related activity or
3. under the influence of drugs or alcohol on the day of an Event.

B. Observation of signs, symptoms and/or behaviors that may be associated with the use of prohibited substances or alcohol including, but not limited to:

1. Odor or residual odor associated with prohibited substances or alcohol.
2. Statements made by an individual that may indicate that he/she uses prohibited substances or alcohol.
3. Red or droopy eyes, dilated or constricted pupils.
4. Slurred speech, stumbling, or hyperactivity.
5. Needle marks or other physical evidence that an individual has used a prohibited substance.
6. Unexplained disappearances from an Event.
7. Nose constantly runs, appears red, or persistent sniffing.
8. Unexplained tardiness, absences, or missed appointments;

9. Chronic forgetfulness or broken promises.
10. Involvement in an accident during an Event.
11. Inability to concentrate, remember, or maintain attention.
12. Mental confusion, paranoia, or expression of abnormal or threatening statements.
13. Violent tendencies, loss of temper, or irritability.
14. Unexplained or excessive negligence or carelessness.
15. Extreme, unusual, or unexplained personality change, or unusual, irrational or erratic behavior.
16. Deteriorating personal hygiene or appearance.
17. Pattern of abnormal conduct.
18. Repeated failure to follow instructions or operating procedures.
19. Violation of IRL safety policies or failure to follow safe practices.
20. Display of any item that reflects that the individual may be in violation of this Policy.
21. Evidence that an individual has tampered with or not cooperated with a prior drug or alcohol test.

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

D. An examination, screening, or test, as provided by the USF2000 National Championship Rules, which shows evidence of use of a prohibited substance or alcohol abuse or of adulteration or manipulation of the specimen.

E. Aroma of an alcoholic beverage or prohibited substance on or about the breath or body of a Competitor or Official consistent with use of a prohibited substance or alcohol.

F. Following an incident in which careless acts were observed in connection with an Event.

3. Screening – Scheduled and Random

IRL may conduct scheduled and/or random screening to determine whether formal testing is appropriate.

4. Testing – Scheduled and Random

A. At its sole discretion, IRL may require Competitors or Officials to submit to an annual test and/or random testing for the use of a prohibited substance and/or alcohol. Selection of individuals for testing shall be done by IRL, at its sole discretion

B. Annual testing will be formal. IRL may designate specific IRL representatives or IRL may designate others to be in charge of collection of specimen(s) to be tested.

5. Technological Aspects of Testing

The IRL-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 IRL's President of Competition and Operations and to IRL's designated Medical Review Officer.

6. 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 that a Competitor or Official has tested positive for a prohibited substance or practice, IRL's President of Competition and Operations or his/her designee may suspend that Competitor's or Official's IRL license and/or membership for an indefinite period and/or take such other disciplinary action deemed appropriate under the circumstances.

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 IRL, at the Competitor's or Official's expense, which expense will include laboratory fees and all other direct and indirect costs incurred by IRL 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 be allowed to return to racing or officiating, but only if he/she is not otherwise ineligible. Furthermore, if the Competitor or Official does return to racing or officiating, he/she shall be subject to future screenings and/or tests for any substance, drug or alcohol, at such times and places as may be determined by IRL, at its sole discretion, and at the expense of the Competitor or Official.

B. With Respect to Alcohol:

1. Upon being notified that a Competitor or Official has been determined to have consumed alcohol in violation of this Policy, the IRL President of Competition and Operations or his/her designee may suspend that Competitor's or Official's IRL license and/or membership for an indefinite period and/or take such other disciplinary action deemed appropriate under the circumstances.

2. If a Competitor or Official does return to racing or officiating during or after the suspension period, he/she shall be subject to future screening and/or tests for any substance, drug or alcohol, at such times and places as may be determined by IRL, at its sole discretion, and at the expense of the Competitor or Official.

C. Screening and Testing Results

Under many circumstances, IRL will endeavor to keep the results of any screenings or tests as confidential; however, IRL may determine, in its sole discretion, that circumstances warrant the disclosure of such results, and IRL may publish the results of any screenings and tests conducted pursuant to this Policy and

the circumstances giving rise to such screenings and tests to such third parties as IRL, 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 IRL or the directors, officers, members, owners, successors, assigns, employees, representatives, affiliates or agents of IRL with respect to such publication.

7. Falsification or Withholding Information

Any Competitor or Official who attempts to or does falsify, alter, or otherwise tamper with, adulterate or manipulate any specimen or any aspect of a screening or test performed under this Policy will be subject to disciplinary action that IRL in its sole discretion deems appropriate. A specimen that is identified as having been adulterated or manipulated shall be treated in the same manner as a positive screening or test result for a prohibited substance, with all of the consequences of such a positive screening or test, including those provided in Paragraph 6.A. and B., above.

8. Disciplinary Action for Prohibited Acts Where There is No Testing for Prohibited Substances or Alcohol

With respect to any prohibited act described herein, if IRL determines that a Competitor or Official has engaged in any such prohibited act, IRL may eject the Competitor or Official from the premises or take such other action as deemed appropriate by IRL in its sole discretion, and that Competitor or Official shall also be subject to disciplinary action that IRL in its sole discretion deems appropriate.

9. Treatment for Drugs/Alcohol

IRL does not provide drug or alcohol rehabilitation programs. However, IRL strongly encourages self-help and treatment for those who may have a drug or alcohol abuse problem. Many worthy programs, both public and private, are available for the treatment of drug and alcohol abuse. IRL will continue its efforts to support a drug-free America and a society in which alcohol is not abused.

10. Applicability of the USF2000 National Championship Rules

This Policy, as it may be amended from time to time, is a supplement to the provisions of the USF2000 National Championship Rules, and will be interpreted and applied by IRL. This Policy is binding upon all IRL members in the same manner and to the same extent as are the provisions of the USF2000 National Championship Rules.

9. Authorization for Screening and/or Testing and Release

If, upon request by IRL, a Competitor or Official refuses to promptly execute the 2010 Authorization for Screening and/or Testing and Release form enclosed with this Policy and deliver it to IRL by the time designated by IRL for receipt, that Competitor or Official may not be issued an IRL Competitor's or Official's license and/or membership and, if already issued, the IRL license and/or membership may be suspended until the Competitor or Official executes the above mentioned authorization and release and delivers it to IRL. If IRL directs a Competitor or Official to submit to a screen or test to determine whether he/she is in violation of this Policy, that Competitor or Official must consent to and promptly and fully participate in and cooperate with the screen or test in accordance with the instructions of IRL. If that Competitor or Official refuses to promptly consent and/or fully participate in and cooperate with such a screen or test within the time period designated by

IRL, IRL may eject the Competitor or Official from the racing premises or take such other action as may be appropriate, and that Competitor or Official will also be subject to disciplinary action.



2010

SUBSTANCE ABUSE POLICY

AUTHORIZATION FOR SCREENING AND/OR TESTING AND RELEASE

I have read the 2010 Substance Abuse Policy. I hereby give my consent to Indy Racing League, LLC (“IRL”) and its designated agents to collect blood, urine, saliva, hair, and breath specimens from me; and to screen and/or test those specimens for the presence of alcohol and/or any prohibited substance under the 2010 Substance Abuse Policy; and to conduct such other screenings or tests as IRL deems necessary from time to time to determine my fitness to participate in or at an Event, all as set forth in the 2010 Substance Abuse Policy as it may be amended from time to time. In addition, I give my permission to any doctor, nurse, technician, laboratory, or health facility which administers drug or alcohol screenings or tests to release the results of any screenings or tests of examinations to IRL.

I recognize that the 2010 Substance Abuse Policy has been adopted and is administered by IRL to promote the integrity of IRL-sanctioned racing. Accordingly, I ALSO HEREBY RELEASE, DISCHARGE, COVENANT NOT TO SUE AND AGREE TO HOLD HARMLESS IRL, its directors, officers, members, owners, successors, assigns, employees, representatives, affiliates, agents, and testing facilities, as well as any individual or company in any way affiliated with IRL and any other persons or entities against whom I might have a claim, from and/or for claims, damages, losses, or expenses of any kind, whether caused by negligence or otherwise, arising out of the implementation of the 2010 Substance Abuse Policy, or any act or omission in connection therewith, including and without limitation the screening and testing of specimens and the publication of the screening and test results and circumstances giving rise to such screen and test to any third party or parties by IRL or such drug testing facilities or Medical Review Officers, as well as the directors, officers, members, owners, successors, assigns, employees, representatives, affiliates, and agents of each of them, or any other persons or entities.

I have received and read a copy of this document

(Date)

(Printed Name of Competitor or Official)

(City and State)

(Signature)

Team Role

Affiliation