



## ASA FINANCIAL BAD STANDING POLICY

### Bylaw 241

Section 1: When a Member fails to pay any fees due to ASA or its member clubs, the Financial Policy shall be followed.

Section 2: Any fine imposed upon or debt owed by any member shall be binding on every club thereof. If a member league or association under such circumstances disbands or ceases, for any reason to operate under the jurisdiction of ASA, the ASA shall have the power to assess equally every member club thereof its prorated share and every member club thereof shall stand suspended until its assessment is paid.

**Financial Bad Standing** is a period where specific membership benefits are removed due to the member's refusal to meet financial obligations of the affiliated authority. Financial Bad Standing may exist along with Probation or Suspension and is in effect an indefinite suspension.

Financial Bad Standing is a situation where an individual owes a team, league/club, ASA, USYS, or USSF a monetary amount, equipment or other financial obligations.

Financial Bad Standing is an administrative act and NOW REQUIRES a disciplinary hearing. It may be imposed by the appropriate authority (Club, League and/or ASA) only after a proper hearing. Only the imposing authority or a higher jurisdiction may modify or remove the Financial Bad Standing.

This policy NOW REQUIRES that the appropriate **Club, League or ASA** provide a hearing, to give the offending party an opportunity to appear and be able to speak on his/her own behalf. The affected **team** cannot place the offending party in bad standing. This must be done by the club or the appropriate level hearing the matter. This may be a good opportunity to convince the party to make arrangements to pay the debt without having to suspend them indefinitely.

The offending party can not be denied the right to register with another team, club or league until such time as the offending party has received their hearing. If it is determined the offending party is in fact at fault, the offending party will be placed on immediate suspension and will not be allowed to participate until such time as the party is removed from bad standing. In the case of an individual, please note this would mean the new team would not be allowed to let this person participate in any games until such time as the suspension is removed.

The hearing must be conducted no later than October 1st to resolve issues for the prior seasonal year. The affected party cannot go back beyond one seasonal year to place someone in financial bad standing and may not collect funds any further back than one seasonal year.



The following documentation shall be required before a party is placed in bad standing:

- A. A statement that indicates the party in question was aware of the obligation and any terms associated with it.
- B. A history of attempts to collect the debt.
- C. A history of payments or agreements to pay the debt.
- D. Final written notice that gives at least seven days from receipt of notice to resolve the debt and that after that date, you will begin the process to place them in Financial Bad Standing. Such notice will require proof of delivery via Email, Certified Mail, Fed Ex, UPS, or other means specified in the ASA Hearing Manual.

Protest and Appeals.

- A. The Hearing will be held under the conditions and rules as specified by the ASA Hearing Manual. This will include proper notification and if found at fault, the notification letter must also include language regarding appeals rights available through ASA.
- B. Please be aware that Financial Bad Standing is an indefinite period of suspension and **MUST BE REPORTED** to the ASA State Office.
- C. If the debt is then paid, please notify ASA so the offending party's name can be removed from the suspension list.