

THIRD AMENDMENT TO DATA ACCESS AGREEMENT

THIS AMENDMENT of the Full Service Data Access Agreement ("Agreement") dated November 13, 2006 is by and between **NATIONAL CENTER FOR SAFETY INITIATIVES, LLC**, a Delaware limited liability company ("NCSI") and **USA TRIATHLON** ("Company"), a Colorado non-profit corporation. NCSI and Company are referred to in this Amendment collectively as the "Parties" and individually as a "Party."

1. The effective date of this amendment shall be effective March 21, 2014
2. Schedule A of the Agreement shall be amended to read:

SCHEDULE A – Criterion Offenses

Reportable convictions, registrations or pending dispositions, or disclosures of convictions, registrations or pending dispositions for any of the following criminal offenses or registrations will prompt a determination that an applicant 'does not meet' the criminal background screening criteria and a red light determination will be issued:

- R1. Any felony (any crime punishable by confinement greater than one (1) year)
 - a. Defined on the basis of exposure to the offense for which the defendant was convicted, pled guilty or pled nolo contendere. If pled down, then the crime to which the defendant ultimately pled.
 - b. Defined by all crimes punishable by greater than one (1) year in jail or prison, regardless of how characterized by jurisdiction. If range, alternate sentencing, or indeterminate sentencing, outer range shall be greater than one (1) year.
- R2. Any lesser crime involving force or threat of force against a person.
- R3. Any lesser crime of a sexual nature or classified as a sex offense including but not limited to "victimless" crimes of a sexual nature such as prostitution, pornography, indecent exposure; and crimes in which sexual relations is an element.
- R4. Any lesser crime involving controlled substances (not including paraphernalia or alcohol) in the past ten (10) years.
- R5. Any crime involving cruelty to animals.
- R6. Any DUI in the past year or two (2) or more DUIs in the past ten (10) years.
- R7. Any sex offender registrant.

R8. Any lesser crime involving harm to a minor. Regarding offenses related to providing alcohol to an individual under 21, or aiding an individual under 21 to obtain or possess alcohol, one offense within the past 10 years or 2 or more offenses no matter the time period

R9. Any lesser crime involving financial misappropriation including, but not limited to, embezzlement, fraud, extortion and theft within the past ten (10) years.

R10. Currently sanctioned by USADA.

Criminal offenses include "Attempted Crimes" in the above classifications.

3. **Legal Effect.** This Amendment shall amend, modify, and supersede the provisions of the Agreement. Except as expressly modified in this Amendment, all terms and Conditions of Agreement shall remain unchanged and in full force and effect, and the parties confirm and ratify the Agreement. Capitalized terms used in this Amendment and not otherwise defined shall have the meaning defined in the Agreement.

IN WITNESS THEREOF, Company and NCSI have each caused this Amendment to be executed by their respective duly authorized representatives as of the Effective Date.

USA TRIATHLON

**NATIONAL CENTER FOR
SAFETY INITIATIVES, LLC**