

SC YOUTH SOCCER
DISCIPLINE and APPEALS
Policies & Procedures

Article

1. All South Carolina Youth Soccer Association (SCYSA) hearings and appeals shall be conducted in accordance with these policies and procedures and, SCYSA Bylaw 701, and USSF Bylaw 701.
2. All SCYSA hearings and appeals shall be conducted by the SCYSA Discipline and Appeals (D&A) Committee or the SCYSA Board of Directors (BOD) Appeals Committee and shall be designated as State Level hearings or appeals.
 - **Hearing:** to decide whether or not disciplinary action is needed for an incident with all parties having a chance to participate
 - **Appeal:** to reconsider the decision of a lower authority concerning a disciplinary action
3. All SCYSA State Level hearings and appeals shall be referred to the SCYSA Vice President for his review and assignment to the proper authority.
4. The SCYSA Vice President or his designee shall serve as chairman of the SCYSA Discipline and Appeals Committee, with a minimum of three members and the chairman acting as a non-voting member, except in case of a tie.
5. The SCYSA Board of Directors Appeals Committee shall consist of a minimum of three members of the SCYSA BOD appointed by the SCYSA President, with one member designated as the Chairperson. The SCYSA BOD Appeals Committee shall be the highest level of appeal authority within the State Association.
6. There shall be only one SCYSA State Level hearing, unless the case is remanded for rehearing.
7. There shall be only one SCYSA State Level appeal.
8. The cost of an appeal to the SCYSA Discipline & Appeals Committee shall be \$200, and to the SCYSA BOD Appeals Committee, \$250. Both are non-refundable and both must be paid via Certified or Cashiers check to SCYSA.
9. All appeals must be properly submitted in writing to the proper authority. within 10 days of the receipt of the original notice of decision being appealed.
10. Only the evidence, testimony and/or written documentation presented during the original hearing will be considered as part of the appeal process. No new evidence or witnesses shall be introduced at the appeal hearing. However, new evidence may be considered if the evidence is material to the case, and was not known at the time of the hearing, or if the parties could not reasonably have been expected to know of the evidence at the time of the hearing.

11. Written notice of all decisions by the SCYSA D&A Committee or the SCYSA BOD Appeals Committee shall be made to all parties within ten days of the date of the hearing.
12. The Chairman or Presiding Officer shall have the authority to set the rules and procedures for the hearing / appeal so long as they are in accordance with Article#1 of this document.
13. An appeal does not “stay” the decision of the authority whose decision is being appealed.
14. The appellant shall bear the burden of showing that the decision being appealed is clearly erroneous.
15. In the case of an appeal, the convening authority may only uphold, reverse, or remand with changes the decision of the original hearing authority.
16. Any appeals of decisions from a SCYSA BOD Appeals Committee shall be filed with the United States Soccer Federation Appeals Committee, in accordance with USSF Bylaw 705.

SCYSA BOD Appeals Committee - Procedures

Once SCYSA has received the notice of appeal and the appeals fee, the SCYSA BOD Appeals Committee Chairperson considers the appealability of the case. Assuming the case is appealable, the parties will be notified of such.

A scheduling letter will set the dates for submissions by the parties: the Association or Committee whose opinion is being appealed will be asked to send copies of the official record to the SCYSA BOD Appeals Committee Chairperson and all parties within 10 days; the appellant will be asked to send any argument it wishes to make 10 days after that; Finally the opposing parties will be asked to submit any written arguments they wish to make in opposition to the appeal, 10 days after that.

Once all parties have had the opportunity to send in arguments, the Chairperson of the SCYSA BOD Appeals Committee will promptly set up a time for deliberation, either in person or a teleconference, to decide the case. These meetings are usually scheduled within one or two weeks of submission of the final arguments and they are “closed” meetings with only committee members present, unless otherwise determined by the Chairperson of the SCYSA BOD Appeals Committee.

The SCYSA BOD Appeals Committee will render a final written decision within 10 days of the completion of deliberations.