

ARTICLE X. DISCIPLINARY ACTION

Section 10.01 General

Except for penalties under the Rules of Golf and for "Minor Penalties" (as herein defined), any Participant subject to disciplinary action or penalty defined as "Major Penalty" shall first be notified of such proposed action in writing. Such notice may be presented to Participant by a tournament official. Within thirty (30) days from receipt of the notice, the Participant shall submit to the Philadelphia Section PGA Tournament Director or the Philadelphia Section PGA Executive Director such facts or evidence of mitigating circumstances as may apply. Within thirty (30) days of receipt of such information from the Participant, the Philadelphia Section PGA Tournament Director or the Philadelphia Section PGA Executive Director shall notify the Participant in writing of the imposition of the proposed disciplinary action or penalty, or that the proposed action has been dismissed. After imposition of any penalty hereunder, the Participant shall have the right to appeal as set forth in Section 10.05 below.

Section 10.02 Tournament Disciplinary Committee Members

The Tournament Disciplinary Committee shall have the primary jurisdiction in any situation or incident involving a violation of the Philadelphia Section PGA Tournament Rules & Regulations. The Tournament Disciplinary Committee shall consist of five (5) members, including the Director - Tournaments, selected Past Section Presidents and/or selected members of the Tournament Committee. The Director - Tournaments shall be the Chairperson of the Tournament Disciplinary Committee.

Section 10.03 Tournament Field Staff

If any member of the Tournament Field Staff observes a violation of the Code of Conduct of the Philadelphia Section PGA Tournament Rules & Regulations, he/she will report this violation to the Tournament Director. The violation will be reported in a timely manner with all the facts presented to the Director - Tournaments. The Director - Tournaments has primary jurisdiction and authority on whether or not to take disciplinary action after the facts are presented.

Section 10.04 Tournament Disciplinary Committee Authority

If any individual is thought to be in violation of the rules, ethics, or Code of Conduct of the Philadelphia Section PGA Tournament Rules & Regulations, the Tournament Disciplinary Committee shall have the power, by simple majority, to impose upon such violator, a fine not to exceed \$1,000 and/or to revoke playing privileges for a period not to exceed one (1) year, or to recommend to the Philadelphia Section PGA Executive Committee suspension or expulsion from the membership of the Association subject to the following procedures:

Section 10.05 Appeal

- (a) **Minor Penalties.** Appeals from Minor Penalties shall be to the Tournament Disciplinary Committee Chairperson (or his/her designee). Such appeal may be in writing or oral. Such appeal shall be received by the Tournament Disciplinary Committee Chair no later than thirty (30) days subsequent to the infraction. The Tournament Disciplinary Committee Chair shall render the decision on appeal in writing within thirty (30) days of the receipt of the appeal and submit a final report to the Philadelphia Section PGA Executive Director. The Philadelphia Section PGA Executive Director shall submit this final report to the Association General Counsel. Such decision shall be final. Notwithstanding the foregoing, in the event that the Section determines that it would prefer that a Minor Penalty shall be submitted to the Board of Control for a hearing in lieu of action by the Philadelphia Section PGA, then the Philadelphia Section PGA Board of Inquiry will follow all procedures set forth herein for all matters submitted to the Board of Control for Code of Ethics procedures.
- (b) **Major Penalties.** Within thirty (30) days from the date of notification of a Major Penalty, the Participant may submit a written appeal to the Philadelphia Section PGA Board of Inquiry. Failure to file such an appeal shall be deemed conclusively to be an admission of the charges specified in the notification.

Thereafter, the Philadelphia Section PGA Board of Inquiry will prepare a report of the matter to the Board of Control and the matter will be set for a hearing before the Board of Control in accordance with all applicable procedures set forth in the PGA Code of Ethics for ethics appeals heard by the

Board of Control. The Board of Control shall hear the appeal either at the next regularly scheduled Board of Control hearing or at an expedited meeting that may be held in person or via conference call at the discretion of the Chair of the Board of Control. The decision of the Board of Control shall be final. An appeal shall operate to stay the effective date of any penalty, except suspension from a Philadelphia Section PGA tournament then in progress or scheduled for the calendar week in which the alleged violation occurred, until after a final decision on the appeal.

Note: All fines must be paid within thirty (30) days from the imposition of the fine, or in the event of an appeal, within (30) days from the decision rendered by the Board of Control in the event the Board of Control upholds the findings of the Tournament Committee Chair.

Note: Only PGA members who are members of the Tournament Disciplinary Committee may vote on matters involving disciplinary action against another PGA member.