

UNITED STATES MASTERS SWIMMING  
LEGISLATION COMMITTEE  
FINAL REPORT

1. Subcommittee reports

- a. Sanctions/Approvals - Bill Early presented a review of what work had been performed during the last year. A survey of all LMSCs about their sanctioning processes was compiled and presented.
- b. Goals & Objectives - Elin Zander presented a review of 3 proposed options to replace the current goals section in the rule book. The results were submitted as the new L-42.
- c. Rule Book Part 4 - Jeanne Crouse presented a draft of a proposed Part 4 to cover any nebulas and ambiguous areas. It was tabled to be reviewed by the committee members until the next convention. The Legislation Committee would like to advise the House of Delegates that this section of the rule book is an important issue and that the committee plans to continue to work on it during the year and to present it to the House of Delegates as emergency legislation next year.
- d. Liability Release - Jack Geoghegan indicated that there was work being performed on the Liability Release because of pending litigation about a problem encountered in California. The new liability release statement is included as L-41.

2. Review of submitted amendment proposals.

- a. The following rules were withdrawn: L-8, L-10, and L-11, L-12, L-15 and L-37. L-20, L-23
- b. The following rules were approved by the committee: L-2, L-18, L-19, L-21 (the rationale was modified) and L-24. L-32
- c. The following rules were rejected by the committee: L-6, L-13, L-14, L-16, L-17, L-22, L-23, L-25, L-27, L-29 (submit this change next year as part of section 301.1), L-32, L-33, L-34, L-35, and L-36.
- d. The following rules were approved as amended: L-1, L-3 (majority vote 9-5), L-4, L-5, L-7a, L-7c (L-7b was replaced with the language attached), L-9, L-20, L-26, L-28, L-30 (eliminate 506.2.11 and renumber), and L-31 (wording completely replaced to split Publications out of Marketing and made it a separate committee).
- e. The following rules were added and rejected:

*passed*  
L-38      601.1.1 Rules - Proposed changes to the Rules for Competition (Part One) and relevant portions of the Glossary shall be .....

L-39      601.1.2 Long Distance - Proposed changes to the rules for Rules for Long Distance Swimming (Part Three) and relevant portions of the Glossary shall be .....

f. The following rules were added and approved:

L-40 Replace 506.2.16 with the following:

Sports Medicine, Health, and Safety Committee. The Sports Medicine, Health, and Safety Committee shall consist of the Chairman appointed by the President for a 2 year term and other members as necessary to carry out the appropriate duties. The committee shall research and advise USMS on subjects related to sports medicine, health, and safety. The committee shall also stimulate and encourage research in the health benefits, medical problems, physiology, and psychology of Masters swimming.

L-41 New Liability Release - Replace the wording in the boxed area of 203.1 with:

"I, the undersigned participant, intending to be legally bound, hereby certify that I am physically fit and have not been otherwise informed by a physician. I acknowledge that I am aware of all of the risks inherent in Masters Swimming (training and competition) including possible permanent disability or death, and agree to assume all of those risks. As a condition of my participation in the Masters Swimming program or any activities incident thereto, I hereby waive any and all rights for claims for loss and damages, including all claims or loss or damages caused by the negligence, active or passive, of the following: United States Masters Swimming, Inc., the Local Masters Swimming Committees, the clubs, host facilities, meet sponsors, meet committees, or any individuals officiating at the meets or supervising such activities, ~~as a~~ condition of my participation in Masters Swimming. In addition, I agree to abide by and be governed by the rules of USMS"

L-42 Goals and Objectives statement - Replace the whole section with the following wording:

USMS MISSION STATEMENT

To promote fitness and health in adults by offering and supporting Masters Swimming programs.

USMS GOALS AND OBJECTIVES

- A. To offer adults the opportunity to participate in a lifelong fitness and/or competitive swimming program.
- B. To encourage organizations and communities to establish and sponsor Masters Swimming programs.
- C. To encourage and promote improved physical fitness and health in adults.
- D. To enhance fellowship and camaraderie among Masters Swimmers.
- E. To stimulate research in the sociology, psychology and physiology of Masters Swimming.

Respectfully Submitted - Craig Tribuzi

The action noted after "Leg:" indicates the recommendation of the Legislative Committee.

L-1.	Leg: Pass/amend	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn
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p. 59 201.1 (Submitted by Pacific) MEMBERSHIP OF ATHLETES  
 All swimmers competing in events sanctioned by Masters Swimming USMS must be registered with USMS or their nation's recognized recognized Masters swimming governing organization.  
*Rationale: No current definition what organization would determine "recognized Masters swimming governing organization".*

L-2.	Leg: Pass	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn
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p. 59 201.1.1 (Submitted by Virginia for the Ad Hoc One-Event Registration Committee)  
Annual Registration Year - Athlete registration is for the period January 1 through December 31 of each year. Swimmers applying for registration on or after November 1 will be issued a registration card valid through December 31 of the following year.

L-3.	Leg: Pass/amend	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn
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p. 59 201.1.2 (Submitted by Virginia for the Ad Hoc One-Event Registration Committee) Add new section and renumber.

One-Event Registration - An LMSC may offer a single event registration which allows an athlete to participate in ONE sanctioned event. Registration cards will NOT be issued for one event registration. One event registrants must be considered unattached and agree to be governed by the rules and regulations of USMS, except that their times will not be considered for Top Ten tabulation or National or World records.

L-4.	Leg: Pass/amend	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn
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p. 59 201.2 (Submitted by Registration) REPRESENTATION

-1.2 In order for a swimmer to compete as a representative of a club or other organization, that organization must be a member in good standing of the LMSC and United States Masters Swimming, Inc.

-2.3 A swimmer need not reside in the LMSC territory in which the club he represents is located but must be registered in that LMSC.

-3.5 ~~To transfer representation from one club/organization or unattached to another club a swimmer shall must serve sixty (60) consecutive days without having not represented any club/organization in competition for sixty (60) consecutive days before transferring affiliation to another club, regardless of his residency; unless this transfer takes place at the time of annual registration/re-registration. A swimmer may declare his affiliation as unattached at any time without written application.~~

-4.6 A club wishing to change its LMSC affiliation must approve such a change by a majority vote of its general membership at a regular club meeting or at a special meeting called for that purpose, with the vote duly certified by the club's president and secretary. The transfer also must be approved by a majority vote of the officers of the club's current and proposed LMSCs. If approved, the transfer shall be effective sixty days after receipt of written notice by the National Registrar.

-5.4 An unattached competitor is a registered swimmer who represents no club.

-6.7 All applications for changes of registration (including transfers) must be accompanied by a reasonable fee to be determined by the local registration committee in the LMSC in which the swimmer will be registered after the change of registration.

-7.1 There shall be only one USMS registration per individual swimmer permitted at any one time.  
*Rationale: Re-orders for logic, eliminates some redundancy ("club" is defined in the Glossary as an organization that is permanent in character), and states what has been policy.*

p. 59 201.2.1 (Submitted by Pacific) Representation

In order for a swimmer to compete as a representative of a USMS club or other organization, that organization that club must be a member in good standing of a the LMSC and USMS United States Masters Swimming, Inc.

*Rationale: Dual representation of a USMS and Non-USMS club could be interpreted as not allowed under the current wording. Clarifies non-eligibility of non-USMS relay teams (such as a non-USMS team in a YMCA meet) qualifying for USMS Top Ten of Records.*

p. 59 201.2 (Submitted by Minnesota) Representation

.8 At National Championships only, all swimmers of an LMSC may form a "National squad that shall be named after the LMSC (e.g. the Minnesota LMSC shall be named the Minnesota Masters Swim Club). This "National" squad does not require separate USMS club registration, but does require a USMS official name designation.

p. 60 202.1 (Submitted by Pacific) SANCTIONS

All Masters Swimming and Long-Distance Swimming competitions must be sanctioned through the LMSC within whose territorial limits the event is held. An LMSC may also approve competitions, benefits, exhibitions, clinics, or entertainments held within its geographical boundaries subject to Article 202.2. Sanction or Approval is required if Masters times are to be considered for USMS National records or Top Ten considerations. Sanctioned events are covered by USMS liability and accident insurance. Times swum at sanctioned events are considered for USMS National records and top ten times. All swimmers entered in a sanctioned event shall be registered with USMS, or shall have a valid travel permit or its equivalent, or have other acceptable proof of current Masters Swimming registration.

.1 Sanction Requirements - sanctions will be issued, withheld, or withdrawn in accordance with the following:

.A The conduct of a sanctioned event must be in strict compliance with applicable administrative and swimming rules of USMS, Inc. Applications for sanction shall be made to the LMSC within whose territorial limits the event is held and applications shall be accompanied by a copy of the entry form and applicable fee.

1. The entry forms shall contain the exact language of the liability release as stated in according to Article 203.1. All swimmers, before participating, shall have signed a release containing the exact language of the liability release as stated in Article 203.1. The language shall not be modified in any way, except that the names of additional insureds may be inserted after "...Local Masters Swimming Committees" in the second to the last sentence of the release.

2. Entry forms and programs must bear the statement, "Sanctioned by (LMSC name) for USMS, Inc. Sanction number: \_\_\_\_\_."

3. The sanction fee shall be established by the LMSC.

BE No sanction of any event will be granted with the word "Olympic" or any derivative thereof used in any manner in connection with said event unless consent is obtained from USS the USOC.

GB All sanctions must shall be signed by the LMSC's authorized representative, and a record thereof must be retained for two years in a book kept for such purpose.

D No sanction may be issued to any organization whose interest in sports and games is purely commercial, or where the event is to be promoted solely for the profit or the advertising value to be derived therefrom. Any income derived from sanctioned events must be used for the general welfare of the promoting organization as a whole.

C Sanctions issued to one organization cannot be transferred to another. Any sanctions so transferred shall be void for all purposes, and the LMSC may deny further sanctions to any organization violating this provision.

D Application for sanction must be accompanied by a copy of the entry blank and applicable fee.

E The sanction fee shall be established by the LMSC.

FG A further sanction may be denied to any organization which has failed to conduct such meet in accordance with applicable administrative and swimming rules of USMS, Inc., or as stated on the entry blank form.

GE All sanctioned events are subject to the following conditions:

1. ~~No swimmers entry will be accepted unless he is registered with USMS, has a valid travel permit or its equivalent, or has other acceptable proof of current Masters Swimming repatriation. The conduct of a sanctioned event shall be in strict compliance with applicable USMS, Inc. administrative and swimming rules and administrative regulations.~~

2. A copy of the current registration card, travel permit, or other acceptable proof of current Masters Swimming registration of each swimmer must accompany the entry, except that, at the discretion of the Meet Director and exclusive of National Championship Meets, a swimmer may enter indicating "number pending", so long as proof of valid registration is presented prior to the swimmer's participation in the meet.

3 ~~Entry blanks and programs must bear the statement, "Sanctioned by (LMSC name) for USMS, Inc. Sanction number: \_\_\_\_\_."~~

4. ~~The entry forms shall contain the exact language of the liability release according to Article 203.1. The language shall not be modified in any way except that the name of additional insureds may be inserted in the second to the last sentence of the release.~~

5. ~~Closed competition in which all swimmers are registered with USMS may be sanctioned.~~

63. A swimmer's valid affiliation and age must be displayed after his name on the heat sheet in the program.

*Rationale: Re-format for comparison with Approvals section. Specifies insurance coverage. Eliminates Closed competition.*

A cleaned up version of 7a:

Times swum at sanctioned events are considered for USMS National records and top ten times. All swimmers entered in a sanctioned event shall be registered with USMS, or shall have a valid travel permit or its equivalent, or have other acceptable proof of current Masters Swimming registration.

.1 **Sanction Requirements** - sanctions will be issued, withheld, or withdrawn in accordance with the following:

.A Applications for sanction shall be made to the LMSC within whose territorial limits the event is held and applications shall be accompanied by a copy of the entry form and applicable fee.

1. The entry forms shall contain the exact language of the liability release as stated in Article 203.1. All swimmers, before participating, shall have signed a release containing the exact language of the liability release as stated in Article 203.1. The language shall not be modified in any way, except that the names of additional insureds may be inserted after "...Local Masters Swimming Committees".

2. Entry forms and programs must bear the statement, "Sanctioned by (LMSC name) for USMS, Inc. Sanction number: \_\_\_\_\_."

3. The sanction fee shall be established by the LMSC.

B All sanctions shall be signed by the LMSC's authorized representative, and a record thereof must be retained for two years:

C Sanctions issued to one organization cannot be transferred to another. Any sanctions so transferred shall be void for all purposes, and the LMSC may deny further sanctions to any organization violating this provision.

D No sanction may be issued to any organization whose interest in sports and games is purely commercial, or where the event is to be promoted solely for the profit or the advertising value to be derived therefrom. Any income derived from sanctioned events must be used for the general welfare of the promoting organization as a whole.

E No sanction of any event will be granted with the word "Olympic" or any derivative thereof used in any manner in connection with said event unless consent is obtained from the USOC.

F All sanctioned events are subject to the following conditions:

1. The conduct of a sanctioned event shall be in strict compliance with applicable USMS, Inc. swimming rules and administrative regulations.

2. A copy of the current registration card, travel permit, or other acceptable proof of current Masters Swimming registration of each swimmer must accompany the entry, except that, at the discretion of the Meet Director and exclusive of National Championship Meets, a swimmer may enter indicating "number pending", so long as proof of valid registration is presented prior to the swimmer's participation in the meet.

C. A swimmer's name, affiliation and age must be displayed and the name of the meet must in the program.  
G A further sanction may be denied to any organization which has failed to conduct such meet in accordance with applicable administrative and swimming rules of USMS, Inc., or as stated on the entry form.

L-7b. replaced by 7c

L-7c. Leg: Pass/amend Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

p.61 202.2 (Submitted by Pacific) RECOGNIZED EVENTS

Times swum at recognized events may be considered for USMS National records and top ten times if a designated USMS observer is present and verifies in writing that the conduct of the competition conforms to the relevant USMS swimming rules and administrative regulations, or the event is organized by USS, FINA, MSI, or CASA (Swimming Canada Natation).

.1 Recognition - Recognition will be issued, withheld, or withdrawn in accordance with the following:  
A ~~No event may be approved unless the conduct of the event conforms with the relevant USMS, Inc. swimming and administrative rules and meet standards. Closed competition which not all swimmers are registered with USMS may only receive an approval. Applications for recognition of non-foreign events shall be made to the LMSC within whose territorial limits the event is held and applications shall be accompanied by the recognition fee. The recognition fee shall be as established by the LMSC.~~  
B ~~USMS swimmers may use the times obtained in approved meets for USMS records or National Top Ten consideration provided a designed USMS observer is present and verifies in writing that the conduct of the competition conforms to the relevant USMS swimming and administrative rules and meet standards.~~

p.62

GD No recognition may be issued to any organization whose interest in sports and games is purely commercial, or where the event is to be promoted solely for the profit or the advertising value to be derived therefrom. Any income derived from recognized events must be used for the general welfare of the promoting organization as a whole.

DC Recognition issued to one organization cannot be transferred to another. Any recognition so transferred shall be void for all purposes, and the LMSC may deny further recognition to any organization violating this provision.

EB All recognitions shall must be signed by a designated member of the LMSC, and record thereof shall must be retained for two years. in a book kept for such purpose.

F The entry form shall contain the exact language of the liability release according to Article 203.1. The language shall not be modified in anyway, except that the name of additional insureds may be inserted in the second to the last sentence of the release:

F All recognized events are subject to the following conditions:

1. The conduct of a recognized event shall conform to relevant USMS, Inc., administrative rules and swimming rules and administrative regulations.

G Application for approvals must be accompanied by a copy of the entry blank and any applicable fee.

H An approval fee may be established by the LMSC.

JG Foreign meets sanctioned by FINA, MSI, or Swimming Canada Natation (CASA) shall be automatically approved and do not require a USMS observer. All other foreign approvals Recognition for foreign meets, other than those sanctioned by FINA, MSI, or CASA, shall be obtained from the USMS Registration Committee Chairman.

K Entry blanks and programs shall bear the statement, "Approved by (LMSC name) for USMS, Inc. Approval Number \_\_\_\_\_."

*Rationale: Re-formats for comparison between the two types of authorization. Emphasizes insurance. Eliminates reference to closed competition.*

L-8. Withdrawn

L-9. Leg: Pass/amend Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

p. 61 202.1.1.G.2 (Submitted by Oregon) Sanctions

All swimmers must shall submit with their entries copies of their current registration cards or travel permits, or supply acceptable proof of current Masters registration acceptable to as defined by the LMSC. A copy of the current registration card, travel permit, or other acceptable proof of current Masters Swimming registration of each swimmer must accompany the entry, except that, at the discretion of the Meet Director and exclusive of National Championship Meets Events, a swimmer may enter indicating "number pending," so long as proof of valid registration is presented prior to the swimmer's participation in the meet.

*Rationale: An LMSC may set its own standard of proof of registration for local meets.*

L-10. Withdrawn

L-11. Withdrawn

L-12. Withdrawn

L-13. Leg: Fail Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

p. 61 202.2.1.B (Submitted by Pacific) Approvals

USMS swimmers may use the times obtained in approved meets for USMS records or National Top Ten consideration provided a designated USMS observer is present and verifies in writing that the conduct of the competition conforms to the relevant USMS swimming and administrative rules and standards. For a time to be considered for a USMS National record or USMS Top Ten, it must have been achieved in competition against registered Masters age swimmers only.

*Rationale: For USMS Records and Top Ten, swimmers should be required to swim against other Masters. The heat in which a time is achieved should be a Masters (USMS, YMCA, Senior Olympic, etc.) only event/heat. Meets with both USS and USMS separately sanctioned events would be permissible.*

L-14. Leg: Fail Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

p. 61 202.2.1 (Submitted by Pacific) Approvals re-number existing B - K to C - L

202.2.1.B An individual may apply for approval status on behalf of and with the written approval of the event host for the purpose of facilitating USMS record and Top Ten time eligibility for the meet.

202.2.1.C No approval may be issued to any organization/individual whose interest in sports and games is purely commercial, ....

202.2.1.D Approvals issued to one organization/individual cannot be transferred to another. Any approval so transferred shall be void for all purposes, and the LMSC may deny further approval to any organization/individual violating this provision

202.2.1.I A further approval may be denied to an organization/individual which has failed to conduct said competition ....

*Rationale: Allows an individual to pursue approval status, with permission of host, for a meet so that times achieved in that meet could qualify for USMS records or Top Ten. This would enhance competitive opportunities in areas where infrequent Masters meets are conducted.*

L-15. Withdrawn

L-16. Leg: Fail Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

p. 62 202.2.1.K (Submitted by Pacific) Approvals

Entry blanks and programs shall bear the statement, "Approved by (LMSC name) for USMS, Inc. Approval Number \_\_\_\_\_."

*Rationale: Eliminates the requirement of having a meet host (YMCA or USS meet, for example) place the wording on the entry form. May facilitate gaining approval status for a meet already advertised so athletes could participate as USMS swimmers.*

L-17. Leg: Fail Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

- p. 62 202.2.1.K (Submitted by Pacific Northwest) Approvals add new section  
Meets sanctioned by United States Swimming (USS) shall be automatically approved and do not require a USMS observer.  
Rationale: If USMS rules are based on USS rules and some USMS meets are officiated by USS officials, then USS meets should automatically be approved.

L-18. Leg: Pass Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

- p. 74 401.2. (Submitted by Pacific)  
EQUAL OPPORTUNITY RIGHT TO PARTICIPATE - No members of USMS, nor any organization affiliated with USMS, may deny or threaten to deny any eligible individual the opportunity to participate in events sanctioned/approved by USMS.  
Rationale: There is duplication in the use of the article "Equal Opportunity" between 501.3. and 401.2. 501.3 deals with a non-discrimination statement usually associated with the phrase "equal opportunity".

L-19. Leg: Pass Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

- p. 78 502.7. (Submitted by Oregon) Local Master Swimming Committee  
RECORDS AND RECORD KEEPING-- Each LMSC shall comply with the financial record keeping and reporting requirements of USMS. The LMSC secretary shall forward to the USMS National Office a copy of the minutes of the annual meeting and a copy of the LMSC's annual financial reports.  
Rationale: There are financial record-keeping and reporting requirements imposed by the IRS as part of our tax-exempt status. USMS needs to be able to require that LMSCs meet these standards to protect our group exemption.

L-20. Leg: Pass/amend Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

- p. 78 503.1.1 (Submitted by Virginia for the Ad Hoc One-Event Registration Committee)  
One member from each LMSC. If the LMSC has a over 300 annual registrations of over 300 swimmers, it is entitled to one additional member. For each additional 500 registered swimmers annual registrations, the LMSC is entitled to one more member in the House of Delegates. Figures shall be determined by the records of the National Registrar for the previous year or June 15th of the current year, whichever is greater.  
Rationale: Conforms with One-Event Registration criteria.

L-21. Leg: Pass Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

- p. 78 503.1.4 (Submitted by Potomac Valley) Membership in the House of Delegates  
All members of the Rules, and Legislation, and Long Distance Committees, the Controller, and the Chairmen of all standing committees appointed by the President shall be at-large members, if not already members.  
Rationale: Since the Long Distance Committee has responsibility over substantive part of the rule book, its members should be at-large members to insure their presence at convention.

L-22. Leg: Fail Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

- p. 79 504.1 (Submitted by Delaware Valley) POSITIONS  
The elected officers of the corporation shall be a President, a Vice President, a Secretary, and a Treasurer. President-Elect and three at-large Executive Committee members. Also serving on the Executive Committee shall be the immediate Past President and Legal Counsel, who is appointed by the President. No person may concurrently hold more than one office.  
Rationale: Change in structure of corporation.

L-23. Leg: Fail Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

- p. 79 504.2 (Submitted by Delaware Valley) ELECTION AND TERM OF OFFICE  
.1 All officers of the Corporation The positions of President-Elect and three at-large Executive Committee members shall be elected by the House of Delegates at the annual meeting held in odd-numbered years. Elected officers shall hold office for two years or until their successors are elected and qualified.  
.2 Each officer is eligible for election to the same office for two terms. No person so elected for two

successive terms is eligible for re-election to the same office until after the lapse of two years following the terms of office to which that person was last elected. Elected officers shall hold these positions for two years only. No Executive Committee member may be re-elected to the same position. The President-Elect will serve two years and then automatically become President of the Corporation and serve in that position for two years before moving into the position of Immediate Past President for two years.

.3 Each interested party for any of the Executive Committee positions shall file with the Nominating Committee, an intention to run for a specified position no later than June 1st of odd-numbered years.

L-24. Leg: Pass Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

p. 81 506.1.1.B (Submitted by Pacific) The Zone Committee Chairman.  
Rationale: Housekeeping

L-25. Leg: Fail Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

p. 82 506.2 (Submitted by Oregon) STANDING COMMITTEES  
Whenever possible, each committee shall have representation from each zone. The terms of all committee chairmen shall coincide with that of the President. Each committee shall meet annually in conjunction with the annual meeting of the House of Delegates.  
Rationale: Requires all committees to meet annually at Convention time.

L-26. Leg: Pass/amend Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

p. 83 506.2.5 (Submitted by Adirondack) add new section & renumber  
Fitness Development Committee - the Fitness Committee shall consist of the Chairpersonman appointed by the President for a two year term and other members selected by the Chairpersonman, with the concurrence of the President, as may be appropriate to carry out the duties of the Committee. The Committee shall study and develop fitness related swimming activities for the general membership at the national level, and encourage such activities at the local level. The Committee shall educate adults on the fitness benefits of swimming.  
Rationale: Makes standing committee of Ad Hoc Fitness Committee.

L-27. Leg: Fail Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

p. 83 506.2.6.G (Submitted by Oregon) Internal Audit Committee add new section  
From time to time, audit the income statements, balance sheets, and any other appropriate financial statements of the LMSCs and present any findings and recommendations to the Finance Committee.  
Rationale: Gives the USMS Internal Audit Committee power to review LMSC books at their discretion.

L-28. Leg: Pass/amend Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

p. 84 506.2.8 (Submitted by Pacific) Legislation Committee  
...The Legislation Committee may initiate and shall consider proposed amendments to the Preamble; Goals and Objectives; Glossary; Part Two; Part Four; Part Five; Part Six; and Appendix D (LMSC and Zone Boundaries) of the Code, and shall present them to the annual meeting of the House of Delegates with recommendations; shall consider proposed amendments submitted to the Committee in writing and in proper form in accordance with the provisions of Part Six, Amendment Procedures.  
Rationale: Refers to Part Six for Committee description.

L-29. Leg: Fail Passed Passed/amended Fail Tabled Postponed Pulled Withdrawn

p. 84 506.2.9 (Submitted by Oregon)  
Long Distance Committee - The Long Distance Committee Chairman shall be appointed by the President for a two year term. The Chairman shall choose from the House of Delegates twelve members, with at least one member from each zone. The Chairman will be the USMS liaison to the USS Long Distance Committee. The Long Distance Committee may initiate and shall consider proposed amendments to Part Three of the Rules of Competition and shall present them to the House of Delegates with recommendations. The Long Distance Committee shall work to promote events and participation in long distance/open water swimming at the local and national levels. In addition, the Long Distance Committee shall receive and review bid proposals for National Long Distance/Open Water

Championship events and award bids in accordance with Section 305.3, serve in an advisory capacity to the winners of the bids for each championship, and endeavor to maintain a consistent approach to the running of these events, including the production of pre-meet and post-meet literature and results.

*Rationale: To expand this committee's description. Better to be put in 301.1.*

L-30.	Leg: Pass/amend	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn
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p. 84 506.2.11 (Submitted by Oregon)

delete 506.2.11, add a separate paragraph under zone committee

~~**Nominating Committee**—The Nominating Committee shall be the Zone Committee. The Nominating Zone Committee will canvass qualified and interested persons and present one or more candidate for each of the four officer positions~~ office at least one month before the annual meeting. Additional candidates may be nominated at the Annual Meeting with the requirement that each nomination is made by at least two delegates to the House of Delegates and provided the nominee(s) gives written consent. The Zone Committee shall also recommend a structure and supervise for the election of officers.

*Rationale: To clarify language and give this committee authority to structure and supervise the elections.*

L-31.	Leg: Pass/amend	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn
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p. 85 506.2.15 add new .15 and renumber (Submitted by Pacific)

~~**Rule Book Committee**—The Rule Book Committee Chairman shall be appointed by the President for a two year term. With the concurrence of the President, the Chairman shall choose from the House of Delegates other members as necessary to carry out the duties. The Rule Book Committee shall be responsible for budgeting, planning, designing, editing, producing and distributing the USMS Rule book as approved by the House of Delegates.~~

*modify 506.2.10 to read as follows:*

The Marketing Committee shall consist of a Chairman appointed by the President for a two year term and other members as necessary to carry out the duties. The Committee shall define the marketing goals and objectives, including membership development and sponsorship, which are supportive of the purpose and philosophy of Masters Swimming, and will execute the activities necessary to accomplish these goals and objectives.

*add new section 506.2.13 and renumber:*

Publications Committee - The Publications Committee Chairman shall be appointed by the President for a two year term. With the concurrence of the President, the shall choose from teh House of Delegates other members as necessary to carry out the duties. The Publications Committee shall define the communications goals and objectives which are supportive of the purpose and philosophy of Masters Swimming. The committee shall be responsible for budgeting, planning, designing, editing, producing and distributing the USMS Rule Book adn such other publications that further enhance the purposes of Masters Swimming.

*Rationale: Redifines the Marketing Committee and adds a Publication Committee to oversee production of USMS publications, including the Rule Book.*

L-32.	Leg: Fail	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn
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p. 85 506.3 (Submitted by Oregon) AD HOC COMMITTEES

The President may establish other committees on an ad hoc basis which are deemed necessary to carry out the duties of the President. Each committee shall meet annually in conjunction with the annual meeting of the House of Delegates

*Rationale: Requires annual meeting at Convention time.*

L-33.	Leg: Fail	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn
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p. 81 506.3 (Submitted by Pacific) AD HOC COMMITTEES

~~AD HOC COMMITTEES~~ The President may establish other committees on an ad hoc basis which are deemed necessary to carry out the duties of the President.

SPECIAL ASSIGNMENTS

.1 Ransom Arthur Award Committee - (insert description here) (Criteria and committee selection not currently stated in code)

.2 Rule Book Editorial Board - (insert description here).

3 Source of all of the special appointments and liaisons that are listed on p. 132.

4 Ad hoc Committees - The President may establish other committees on an ad hoc basis which are deemed necessary to carry out the duties of the President.

Rationale: Broadens the scope of "ad hoc" by renaming these appointments as "Special Assignments" and includes specific names of "special assignments" (Ransom Arthur and Rule Book) which are not described in the Code.

L-34.	Leg: Fail	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn	
p.88	601.2.1	(Submitted by Oregon)	SUBMISSIONS						
<b>Authorization</b> - Changes to the USMS Code of Regulations and Rules of Competition may be proposed only by an LMSC, a standing committee of the House of Delegates, or any member of the Board of Directors, or the Executive Committee.									
<i>Rationale:</i> Allows an individual Board member to propose a change. Since committees generally only meet at convention, it is usually difficult for full committees or the Board to submit proposed changes in late spring.									
<i>Editorial Note:</i> Permits the Chair of any standing committee, without the concurrence of that committee to submit change proposals without the concurrence of their respective committees. Also adds the Controller, Rule Book Editor, each member of the Zone Committee and all Past Presidents not already on the Board as individuals who can propose Rule changes.									

L-35.	Leg: Fail	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn	
p.89	601.4.4	(Submitted by Oregon, Pacific, Pacific Northwest and Inland Empire)	Emergency Amendments						
Emergency Amendments - Emergency Amendments may be passed by a nine-tenth vote of the House of Delegate members present and voting if they are not submitted in conformity with Articles 601.4.1, 601.4.2, and 601.4.3, and only if properly submitted to, deemed an emergency, and reported out favorably by the appropriate governing committee as defined in Article 601.1									
<i>Rationale:</i> A committee may be opposed to an emergency amendment but may feel they need the House of Delegates' concurrence on that opinion. By removing the word "favorably", a committee could report out an amendment without being in favor of it.									

L-36.	Leg: Fail	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn	
p.90	Chart	(Submitted by Pacific, Pacific Northwest and Inland Empire)	Emergency Amendments						
Emergency Amendments: By a 9/10 vote ONLY if properly submitted, deemed an emergency, and reported out favorably by the appropriate committee.									
<i>Rationale:</i> See L-35.									

L-37.	Leg: Fail	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn
								Withdrawn

L-38.	Leg: Fail	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn	
p. 88	601.1.1	Rules - Proposed changes to the Rules for Competition (Part One) and portions of the Glossary shall be....							

L-39.	Leg: Fail	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn	
p. 88	601.1.2	Long Distance - Proposed changes to the rules for Rules for Long Distance Swimming (Part Three) and portions of the Glossary shall be....							

L-40.	Leg: Pass	Passed	Passed/amended	Fail	Tabled	Postponed	Pulled	Withdrawn	
p. 85	506.2.16	(from Sports Medicine and Research Committee)	Sports Medicine, Health, and Safety Committee. The Sports Medicine, Health, and Safety Committee shall consist of the Chairman appointed by the President for a two year term and other members as necessary to carry out the appropriate duties. The committee shall research and advise USMS on subjects related to sports medicine, health, and safety. The committee shall also stimulate and encourage research in the health benefits, medical problems, physiology, and psychology of Masters swimming.						

p. 62 203.1 (from the lawyers)

"I, the undersigned participant, intending to be legally bound, hereby certify that I am physically fit and have not been otherwise informed by a physician. I acknowledge that I am aware of all of the risks inherent in Masters Swimming (training and competition) including possible permanent disability or death, and agree to assume all of those risks. AS A CONDITION OF MY PARTICIPATION IN THE MASTERS SWIMMING PROGRAM OR ANY ACTIVITIES INCIDENT THERETO, I HEREBY WAIVE ANY AND ALL RIGHTS TO CLAIMS FOR LOSS OR DAMAGES arising out of my participation in the Masters Swimming program or any activities incident thereto against INCLUDING ALL CLAIMS FOR LOSS OR DAMAGES CAUSED BY THE NEGLIGENCE, ACTIVE OR PASSIVE, OF THE FOLLOWING: UNITED STATES MASTERS SWIMMING, INC., THE LOCAL MASTERS SWIMMING COMMITTEES, THE CLUBS, HOST FACILITIES, MEET SPONSORS, MEET COMMITTEES, OR ANY INDIVIDUALS OFFICIATING AT THE MEETS OR SUPERVISING SUCH ACTIVITIES, AS A CONDITION OF MY PARTICIPATION IN MASTERS SWIMMING. In addition, I agree to abide by and be governed by the rules of USMS."

Goals and Objectives

USMS MISSION STATEMENT

To promote fitness and health in adults by offering and supporting Masters swimming programs.

USMS GOALS AND OBJECTIVES

- A. To encourage and promote improved physical fitness and health in adults.
- B. To offer adults the opportunity to participate in a lifelong fitness and/or competitive swimming program.
- C. To encourage organizations and communities to establish and sponsor Masters swimming programs.
- D. To enhance fellowship and camaraderie among Masters swimmers.
- E. To stimulate research in the sociology, psychology and physiology of Masters swimming.