

*This report is divided into three sections: those reported favorably (recommended) by the Legislation Committee, those reported favorably as amended (recommended) by the Legislation Committee, and those not reported favorably (not recommended) by the Legislation Committee.*

## I. The following proposals were reported out favorably by the Legislation Committee. They require a simple majority of the HOD to pass.

L01 Glossary

Approve Approve as Amended Fail Withdrawn

**Cable Swim**—a straightaway swim on ~~an~~ alongside a quarter-mile cable, measured within plus or minus 6 inches, in ~~stationary~~ open water and defined by a cable with floats or a continuous marking system visible to the swimmer.

L03 Glossary

Approve Approve as Amended Fail Withdrawn

**Ex Officio Member**—a committee member, appointed by virtue of an office or position held, who has participatory rights of membership but no vote.

L07 Glossary

Approve Approve as Amended Fail Withdrawn

**Will**—consent to do, an expectation, or used interchangeably with shall.

L08 Article 202.2.1E(6) Sanctions

Approve Approve as Amended Fail Withdrawn

### 202.2.1E(6)

Relay leadoff split times that conform to 103.13.1 and 105.2.2A will be ~~recognized~~ considered for events listed in 102.5. USMS membership is not required for the other members of the relay team and the relay event itself need not conform to 102.5.

L09 Article 502 Local Masters Swimming Committee

Approve Approve as Amended Fail Withdrawn

Article 502, The Local Masters Swimming Committee is a ~~division~~ subordinate organization of the corporation with supervisory responsibilities within a specified geographical territory.

L11 Article 503.3 —Zone Representatives

Approve Approve as Amended Fail Withdrawn

### 503.3 Zone ~~Representatives~~ Chairs

**503.3.1** Zone ~~representatives~~ chairs shall be elected in odd-numbered years at the zone meeting held in conjunction with the annual meeting of the House of Delegates. The term of office shall be two years.

**503.3.2** Zone ~~representatives~~ chairs shall be residents of their respective zones.

**503.3.3** If a vacancy in the position of zone ~~representative~~ chair occurs, the vice president of local operations shall consult with the chair of each LMSC in that zone and appoint a new or replacement zone ~~representative~~ chair, with the concurrence of the USMS president.

L11A Article 503.3 Zone Chairs

Approve Approve as Amended Fail Withdrawn

### 503.3 Zone ~~Representatives~~ Chairs

**503.3.1** Zone ~~representatives~~ chairs shall be elected in odd-numbered years at the zone meeting held in conjunction with the annual meeting of the House of Delegates. The term of office shall be two years.

**503.3.2** Zone ~~representatives~~ chairs shall be residents and members of an LMSC in of their respective zones.

**503.3.3** If a vacancy in the position of zone ~~representative~~ chair occurs, the vice president of local operations shall consult with the chair of each LMSC in that zone and appoint a new or replacement zone ~~representative~~ chair, with the concurrence of the USMS president.

L13	Article 504.2.9 Powers			
Approve	Approve as Amended	Fail	Withdrawn	

~~504.2.9 To institute, locate, conduct and manage all national championship meets.~~

L17	Article 505.3 Officers			
Approve	Approve as Amended	Fail	Withdrawn	

~~505.3 Vacancies~~

~~A vacancy in any office of USMS shall be filled for the unexpired term by the Board of Directors. The appointed officer shall have full rights and responsibilities of the office.~~

L21	Article 506.2.2 At Large Directors			
Approve	Approve as Amended	Fail	Withdrawn	

~~506.2.2 At-large directors shall hold office for two years or until their successors are elected. and qualified. (At large directors elected in 2005 will serve for three years; thereafter all terms will be for two years.)~~

L22	Article 506.3 Vacancies			
Approve	Approve as Amended	Fail	Withdrawn	

~~506.3 Vacancies~~

~~A vacancy in the position of an at large director shall be filled for the remainder of the unexpired term by an appointee of the vice president of local operations, with the concurrence of the USMS president. The appointed director shall have full rights and responsibilities of the position.~~

L29	Article 507.1 Executive Committee			
Approve	Approve as Amended	Fail	Withdrawn	

~~507.1. Executive Committee~~

~~507.1.1 The voting members of the Executive Committee of this corporation shall consist of:~~

~~A The president, the vice president of member services, the vice president of community services, the vice president of national operations, the vice president of local operations, the secretary and the treasurer.~~

~~B The immediate past president.~~

~~507.1.2 The nonvoting members of the Executive Committee shall consist of:~~

~~A The legal counsel.~~

~~B The executive director.~~

~~507.1.3 The Executive Committee shall have the authority to:~~

~~A Manage the operations of USMS,~~

~~B Carry out policies established by the Board of Directors, and~~

~~C In an emergency, assume the policy making responsibilities of the Board of Directors. An action taken under this emergency provision shall be effective until the next meeting of the Board of Directors. The president shall make a detailed report of the actions taken to the entire membership of the Board of Directors within 30 days of the action taken.~~

L33	Article 507.2.3 – Communications Committee			
Approve	Approve as Amended	Fail	Withdrawn	

~~507.2.3 Communications Committee—The Communications Committee shall interact with the Board of Directors to create an overall communication strategy and to support its implementation. The strategy shall define channels for communication with the general membership, USMS clubs, LMSCs and USMS committees. The committee shall consist of the committee chair, the Rule Book Coordinator, the chair of the Editorial Committee and at least eight other members. The National Publication Editor and the Webmaster/IT Director shall be ex officio members.~~

L34	Article 507.2.4 Publications Committee			
Approve	Approve as Amended	Fail	Withdrawn	

~~507.2.4 Publications Management Committee—The Publications Management Committee shall manage all USMS publishing activities and shall set publishing policy. The Committee shall develop and maintain or promote the development and maintenance of publications that a) support USMS's values and operating principles, b) provide benefits and information services for all USMS members, c) provide viable marketing tools, where appropriate, d) provide an income source for USMS, where possible and e) employ the most current industry standards for design, style, editorial content and usability, where appropriate. The committee shall establish working relationships with and support the~~

volunteer and professional staff developing USMS publications, including the publishers of the USMS national publication, web operations personnel, committees that publish information for USMS and National Office personnel. The committee shall consist of the committee chair and sufficient members to execute the committee function. Members shall have the requisite skills to accomplish tasks as defined by the committee's objectives and goals. USMS professional staff with responsibility for publications shall be ex officio members.

**L35 Article 507.2.5 – Finance Committee**

**Approve** Approve as Amended Fail Withdrawn

**507.2.5 Finance Committee**—The Finance Committee shall consist of the committee chair and no more than 16 additional members, with at least one member from each zone. The treasurer, the internal auditor and the controller shall serve as ex officio members of the committee. The Finance Committee shall:

**A** Develop policies pertaining to the financial affairs of USMS.

**B** Receive and review the annual reports of the internal auditor, treasurer and controller.

**C** Prepare or cause to be prepared a summary of the above reports to be presented to the House of Delegates at each annual convention.

**D** Annually receive and compile all budget requests from each officer and committee for the next fiscal year.

**E** At each annual convention, prepare USMS's budget for the next fiscal period and submit same to the House of Delegates for approval.

**L37 Article 507.2.7—History and Archives Committee**

**Approve** Approve as Amended Fail Withdrawn

**507.2.7 History and Archives Committee**—The History and Archives Committee shall record, collect and preserve documents, stories, photos, exhibits, oral histories and other memorabilia in an appropriate repository and in durable formats to ensure that the achievements of USMS and Masters swimmers will be maintained for posterity. The archived information shall be made available. The committee shall consist of the committee chair and sufficient members to execute the committee function.

**L38 Article 507.2.8 International Committee**

**Approve** Approve as Amended Fail Withdrawn

**507.2.8 International Committee**—The International Committee shall promote communication with Masters swimmers throughout the world, facilitate USMS members' participation in international events and encourage the participation of foreign Masters swimmers in USMS events. The USMS Liaison to the Union Americana de Natacion (UANA) and the USMS Liaison to FINA shall be ex officio members. The committee shall consist of the committee chair and sufficient members to execute the committee function.

**L43 Article 507.2.11 Marketing Committee**

**Approve** Approve as Amended Fail Withdrawn

**507.2.11 Marketing Committee**—The Marketing Committee shall define the marketing and communication goals and objectives that promote the purpose and philosophy of Masters swimming to target external audiences, and shall execute the activities necessary to accomplish these goals and objectives. The committee shall consist of the committee chair and sufficient members to execute the committee function.

**L44 Article 507.2.14 Recognition and Awards Committee**

**Approve** Approve as Amended Fail Withdrawn

**507.2.14 Records and Tabulation Committee**—The Records and Tabulation Committee shall establish and maintain a standardized process of recording and verifying times and shall publish the Top 10 times, All-American rosters and USMS national records annually for each course. The committee shall consist of the committee chair and sufficient members to execute the committee function.

**L45 Article 507.2.15 – Registration Committee**

**Approve** Approve as Amended Fail Withdrawn

**507.2.15 Registration Committee**—The Registration Committee shall develop effective policies and procedures for registering members and advise the Board of Directors on registration policies. Committee members shall assist LMSC

registrars and communicate current policies and procedures. The committee shall consist of the committee chair, one member from each zone, and one member-at-large.

<b>L48</b>	Article 507.2.18 - Zone Committee			
<b>Approve</b>	Approve as Amended	Fail	Withdrawn	

~~**507.2.18 Zone Committee**—The Zone Committee shall enhance communications between the National Office and LMSCs, and between USMS committees and LMSCs. The committee shall carry out the responsibilities assigned to it by the House of Delegates, the President, the USMS Code of Regulations and the stated needs of the LMSCs. The Zone Committee shall develop and maintain election operating guidelines. The committee shall consist of the vice president of local operations, who shall serve as chair, plus a representative from each zone elected by the delegates from each LMSC within that zone.~~

<b>L50</b>	Article 507.4.1 Coordinators			
<b>Approve</b>	Approve as Amended	Fail	Withdrawn	

**A Convention Coordinator**—The convention coordinator shall cooperate with ~~USAS~~ United States Aquatic Sports in the preparation of each year’s national convention and carry out the operational needs of the House of Delegates and its committees at convention.

<b>L51</b>	Article 507.4.1 Coordinators			
<b>Approve</b>	Approve as Amended	Fail	Withdrawn	

~~**B Insurance Coordinator**—The insurance coordinator shall study and review the insurance needs of USMS and shall recommend policy and procedure, and appropriate insurance coverage for USMS, its participants and its programs.~~

<b>L52</b>	Article 507.4.1 Coordinators			
<b>Approve</b>	Approve as Amended	Fail	Withdrawn	

**C Rule Book Coordinator**—The rule book coordinator shall design, ~~edit~~ ensure the accuracy of and produce the rule book and other materials or media, as approved by the House of Delegates. The rule book coordinator shall be a member of the Communications Committee and an ex officio member of the Legislation, Open Water and Long Distance and Rules Committees.

<b>L53</b>	Article 507.4.2 Controller			
<b>Approve</b>	Approve as Amended	Fail	Withdrawn	

~~**507.4.2 Controller**—The controller shall be selected by, serve at the pleasure of and report to the Executive Committee.~~

<b>L54</b>	Article 504.3 —Internal Auditor			
<b>Approve</b>	Approve as Amended	Fail	Withdrawn	

**503.3 Zone Representatives Chairs**

~~**507.4.3 Internal Auditor**—The internal auditor shall be appointed by and serve at the pleasure of the president and shall report to the House of Delegates through the Finance Committee. The internal auditor shall:~~

- ~~**A** Receive the financial records of USMS from the treasurer and the controller.~~
- ~~**B** Examine at least annually all financial records received pursuant to article 508.3.1 to determine the accuracy and validity of the records maintained by the treasurer and controller.~~
- ~~**C** Prepare and audit the annual income statement and balance sheet of USMS, along with any other appropriate financial statements as of the close of USMS’s fiscal year.~~
- ~~**D** Present the financial statements listed in article 508.3.3 to the Finance Committee as soon as practical after the close of the fiscal year with a statement as to the internal auditor’s position regarding the accuracy and validity of those documents.~~
- ~~**E** Submit to the Finance Committee recommendations for the improvement of the financial management of USMS.~~

<b>L56</b>	Article 508.3 Budget Requests			
<b>Approve</b>	Approve as Amended	Fail	Withdrawn	

**508.3 Budget Requests**

Requests for budget items or funding that are disapproved by the Board of Directors Finance Committee (or those not submitted to the Board of Directors Finance Committee) may be approved by the House of Delegates by a two-thirds vote.

**L57** Article 601.1.5 Zone Committee

**Approve** Approve as Amended Fail Withdrawn

**601.1.5 LMSC Development ~~Zone~~ Committee** – Proposed changes to the Code of Regulations (Appendix D: Zone and LMSC Boundaries) shall be considered by the ~~Zone~~ LMSC Development Committee for report and recommendation to the House of Delegates.

**L58** Article 601.2.2 SUBMISSION OF PROPOSED AMENDMENTS

**Approve** Approve as Amended Fail Withdrawn

**601.2.2 Format**—Proposed changes shall be in such form as to show the ~~entire~~ section as it will read if adopted, with any changes in language underlined if new and lined out if deleted.

**L61** Article 601.2.4 SUBMISSION OF PROPOSED AMENDMENTS

**Approve** Approve as Amended Fail Withdrawn

**601.2.4 Publication of Proposed Amendments**—All proposed changes shall be published and ~~mailed~~ distributed to each LMSC and each member of the House of Delegates not later than August 15.

**L62** Article 601.3 MODIFICATION OF PROPOSED AMENDMENTS

**Approve** Approve as Amended Fail Withdrawn

**601.3 MODIFICATION OF PROPOSED AMENDMENTS**

Proposed amendments may be modified in any manner by the Rules, Legislation, LMSC Development or Open Water Rules Committee, where appropriate, while under consideration by said committee. Such modification must be germane to the subject matter and intent of the proposed change.

**L66** Article 601.4.1 ADOPTION OF PROPOSED AMENDMENTS

**Approve** Approve as Amended Fail Withdrawn

**601.4.1 Rules**—In even-numbered years, Part 1 and the Glossary may be amended by a majority vote of the House of Delegates members present and voting if ~~amendments to them~~ the proposed amendments are submitted to and recommended by the Rules Committee, or by a two-thirds vote of the House of Delegates members present and voting if ~~amendments to them~~ the proposed amendments are submitted to and NOT recommended by the Rules Committee.

**L67** Article 601.4.1 ADOPTION OF PROPOSED AMENDMENTS

**Approve** Approve as Amended Fail Withdrawn

**601.4.2 Open Water and Long Distance**—In even-numbered years, Part 3 and the Glossary may be amended by a majority vote of the House of Delegates members present and voting if ~~amendments to them~~ the proposed amendments are submitted to and recommended by the Open Water and Long Distance Committee, or by a two-thirds vote of the House of Delegates members present and voting if ~~amendments to them~~ the proposed amendments are submitted to and NOT recommended by the Open Water and Long Distance Committee.

**L68** Article 201.2.2 MEMBERSHIP OF CLUBS

**Approve** Approve as Amended Fail Withdrawn

**201.2.2 CLUB MEMBERSHIP FORMS** – Membership forms for clubs may be obtained from the registrar of the LMSC. Renewal forms will be accepted ~~September~~ October 1 for the next registration year. The completed form shall be submitted with the applicable fee to the registrar of the LMSC. The National Office shall issue a certificate of club membership.

**Rationale:** September 1 is too early and causes confusion with those wanting to start new clubs versus those wanting to renew.

## II. The following proposals were reported out favorably by the Legislation Committee, as amended. They require a simple majority of the HOD to pass.

### L02 Glossary

Approve **Approve as Amended** Fail Withdrawn

**Event**—any clinic, demonstration, series of races in a given stroke and distance, or meet, including pool, long distance and open water.

### L04 Glossary

Approve **Approve as Amended** Fail Withdrawn

**Masters Swimming**—~~word to be used in that form only; not to be used as a descriptive word; to be used with a capital “M.”~~ a program including training, competition and other activities affiliated with United States Masters Swimming through the participation of USMS members or through a USMS sanction.

### L05 Glossary

Approve **Approve as Amended** Fail Withdrawn

**Recognized Events**—the written acknowledgement by an LMSC for a designated competition conducted in conformance with relevant USMS rules, or a demonstration, clinic or exhibition conducted by USMS member clubs, individual members or organizations other than USMS in which both members and non-members may participate. Times or distances achieved by members at recognized competitions may will be accepted considered for recording purposes by USMS.

### L06 Glossary

Approve **Approve as Amended** Fail Withdrawn

**Unattached Member**—an individual member who does not represent a USMS club.

### L10 Article 502.10 LOCAL MASTERS SWIMMING COMMITTEE

Approve **Approve as Amended** Fail Withdrawn

#### **502.10 LMSC Minimum Standards**

Each LMSC shall meet minimum standards established by the USMS Board of Directors and published in the USMS Policy manual.

### L12 Article 504.1.5 HOUSE OF DELEGATES

Approve **Approve as Amended** Fail Withdrawn

**504.1.5** All voting members of the Finance, Rules, Legislation, and Open Water Rules and Rules Committees, and the chairs of all standing committees, the Convention Coordinator, the Rule Book Coordinator ~~all coordinators, the internal auditor,~~ the legal counsel and the National Board of Review chair.

### L15 Article 504.2.11 POWERS

Approve **Approve as Amended** Fail Withdrawn

~~504.2.11 To explain, define and interpret~~ To alter, amend, repeal, or otherwise change any provisions of the USMS Code of Regulations and Rules of Competition. this code or other rules of USMS, including the rules of competition. Explanation and interpretation shall be delegated to the chair and/or committee of jurisdiction.

### L16 Article 505.1 OFFICERS

Approve **Approve as Amended** Fail Withdrawn

#### **505.1 Positions**

The elected officers of USMS shall be president, vice president of administration member services, vice president of community services local operations, vice president of local operations community services, vice president of programs national operations, secretary and treasurer. No person may concurrently hold more than one such office. This amendment will take effect upon passage, at which time the vice president of national operations shall become the vice president of administration and the vice president of member services shall become the vice president of programs.

**L18 Article 505.4.1 DUTIES OF OFFICERS**

Approve

**Approve as Amended**

Fail

Withdrawn

**505.4.1** The president shall:

A Order meetings of USMS as provided in the code and preside at all meetings of USMS.

B Exercise all the duties pertaining to this office in accordance with the code.

C Serve as an ex officio member of all committees.

D Make appointments as required in Part 5 and as necessary to carry out the business of the corporation.

E Serve as chair of the Board of Directors and the Executive Committee, and as the presiding officer of the House of Delegates.**L19 Article 505.4.2 DUTIES OF OFFICERS**

Approve

**Approve as Amended**

Fail

Withdrawn

**505.4.2** The vice presidents shall chair their respective divisions, ~~and shall coordinate their respective committees' activities and funding,~~ as set forth in article 507.~~A~~ In the event the president is unable to perform assigned duties, the vice president of administration ~~national operations~~ shall perform these duties or, if the vice president of administration is unable to perform such duties, they pass to the vice president of local operations.~~B~~ The vice president of local operations shall chair the Zone Committee.**L20 Article 505.4.4 DUTIES OF OFFICERS**

Approve

**Approve as Amended**

Fail

Withdrawn

**505.4.4** The treasurer shall:

A Be the custodian of all corporate funds.

B ~~Receive~~ Oversee the receipt of all USMS funds and all deposits to the accounts of USMS.C ~~Disburse~~ Oversee the disbursement of USMS funds as ~~directed by the controller or by the House of Delegates.~~ authorized in accordance with the budget.D Invest ~~funds of USMS~~ funds in a prudent manner for the benefit of USMS, in accordance with the investment policies established by the ~~Finance Committee~~ Board of Directors.E ~~Maintain adequate and~~ Oversee the maintenance of accurate and reliable financial records that document the ~~income receipt~~ and disbursement of USMS's funds.F. Ensure that internal accounting controls are in place to protect USMS's assets.~~F~~ Submit all financial records to the internal auditor annually within five months following the end of USMS's fiscal year.**L23 Article 506.4 BOARD OF DIRECTORS**

Approve

**Approve as Amended**

Fail

Withdrawn

**506.4 Powers**~~The Board of Directors shall have the authority to act for USMS and the House of Delegates between meetings of the House of Delegates, except that it cannot amend the rules and regulations and it cannot amend the budget. The Board of Directors shall have the power to adopt and amend policies of USMS. The board shall have the emergency power to adopt or suspend any swimming rule (Part 1 or Part 3) or administrative regulations of competition (Part 2) provided that the board, with the advice and consent of the Rules Committee for Part 1, Legislation Committee for Part 2, Open Water and Long Distance Committee for Part 3 and legal counsel determines immediate action is required to serve the interests of USMS. An action taken under this emergency provision shall be effective until the next meeting of the House of Delegates. The president shall make a detailed report of the actions taken to the entire membership of the House of Delegates within 30 days of the action taken.~~The powers of the Board of Directors shall be:**506.4.1** To act for USMS and the House of Delegates between meetings of the House of Delegates, except that it shall not have the authority to assume the nondelegable powers of the House of Delegates set forth in article 504.2.3.**506.4.2** To adopt and amend policies of USMS.**506.4.3** To create, modify or disband committees of the Board.**506.4.4** To provide for efficient and effective use of financial and other resources.**506.4.5** To prepare or cause to be prepared, prior to each annual meeting, USMS budget for the next fiscal period and submit same to the House of Delegates for approval.

506.4.6 To consider and make determinations regarding budget variance requests.

506.4.7 To employ, evaluate and terminate an executive director, who shall report to the Board of Directors.

506.4.8 To oversee elections of officers and Board members in accordance with election operating guidelines. Conduct of elections of Officers and Board Members shall be delegated to an ad hoc committee composed of at least three members of the House of Delegates, none of whom have conflicts of interest with such elections.

506.4.9 To exercise the emergency power to adopt or suspend any swimming rule (Part 1 or Part 3) or administrative regulations of competition (Part 2) provided that the Board, with the advice and consent of the Rules Committee for Part 1, Legislation Committee for Part 2, Open Water Rules Committee for Part 3 and legal counsel determines immediate action is required to serve the interests of USMS. An action taken under this emergency provision shall be effective until the next meeting of the House of Delegates. The president shall make a detailed report of the actions taken to the entire membership of the House of Delegates within 30 days of the action taken.

L24	Article 506.7 BOARD OF DIRECTORS			
Approve	<b>Approve as Amended</b>	Fail	Withdrawn	

**506.7 Voting Privileges**

Each voting member of the Board of Directors, ~~except the president,~~ shall have one vote. The president may ~~shall~~ vote in the case of a tie vote by ballot or when the vote could change the outcome. There shall be no voting by proxy.

L25	Article 506.8 BOARD OF DIRECTORS			
Approve	<b>Approve as Amended</b>	Fail	Withdrawn	

**506.8 Permanent Committees of the Board**

There shall be permanent committees of the Board as set forth in this article. Unless otherwise stated in this article, the president, with the concurrence of the Board, shall appoint the committee chair and the members of each permanent committee. Committee members shall be chosen from the Board and may also be chosen from the membership of USMS.

**506.8.1 Finance Committee – The Finance Committee shall:**

A. Be composed of members from the Board of Directors and of members of USMS as defined in the *Financial Policy of USMS*.

B. Propose policies pertaining to the financial affairs of USMS for approval by the Board of Directors.

C. Receive and review the ~~annual~~ financial reports of the treasurer and controller.

D. Cause to be prepared a summary of the above reports to be presented to the Board of Directors.

E. Assist in the preparation of and review the USMS annual budget for the next fiscal period and submit same to the Board of Directors for approval and then to the House of Delegates for ratification.

**506.8.2 Compensation and Benefits Committee – The Compensation and Benefits Committee shall assist the Board of Directors in setting the compensation and performance goals of the executive director and shall make recommendations to the Board of Directors regarding compensation and benefit plans, policies and programs for USMS.**

L26	Article 506.9 Executive Committee			
Approve	<b>Approve as Amended</b>	Fail	Withdrawn	

**506.9 Executive Committee**

**506.9.1** The Executive Committee shall be a committee of the Board of Directors.

**506.9.2** The voting members of the Executive Committee shall consist of:

~~A The president, the vice president of member services, the vice president of community services, the vice president of national operations, the vice president of local operations, the secretary and the treasurer~~ officers of USMS.

B The immediate past president.

**506.9.3** The nonvoting members of the Executive Committee shall consist of:

A The legal counsel.

B The executive director.

**506.9.4** The Executive Committee shall have the authority to:

~~A. Manage the operations of USMS~~

~~B-A~~ Carry out policies established by the Board of Directors.



CB In an emergency, assume the policy-making responsibilities of the Board of Directors. An action taken under this emergency provision shall be effective until the next meeting of the Board of Directors. The president shall make a detailed report of the actions taken to the entire membership of the Board of Directors within 30 days of the action taken.

**L27 Article 506. 10 BOARD OF DIRECTORS**

Approve **Approve as Amended** Fail Withdrawn

**506.10 Removal of Board Members**

A voting director, including an officer, may be removed by the Board for failing to attend more than half of the board meetings during any 12-month period, unless there are demonstrable extenuating circumstances to excuse the absences. Lacking such circumstances, the director shall be removed by a two-thirds vote of the Board. The director in question shall have no vote on such removal.

**L28 Article 506. 11 BOARD OF DIRECTORS**

Approve **Approve as Amended** Fail Withdrawn

**506.11 Vacancies**

A vacancy in the position of a voting director, including an officer, may be filled for the remainder of the unexpired term by the Board of Directors. An appointed director/officer shall have full rights and responsibilities of the position/office.

**L30 Article 507.2 STANDING COMMITTEES**

Approve **Approve as Amended** Fail Withdrawn

**507.2 Standing Committees**

Standing committees shall be as listed in this article. Unless otherwise specified in this article, the president, with the concurrence of the Executive Committee, shall appoint the chair of each committee, and the president, with the concurrence of the committee chair, shall choose committee members from the individual membership of USMS. When practical, each committee shall have representation from each zone. ~~The president may appoint associate members. The divisional vice president responsible for a committee shall be an ex officio member of that committee. A committee definition may name other ex officio positions.~~ Committee chairs and committee members shall serve at the pleasure of the president. Each standing committee shall report to an officer of the corporation, who shall be an ex officio member of that committee. Standing committees shall conduct business as necessary throughout the year and shall meet in conjunction with the annual meeting of the House of Delegates. Each committee member shall have one vote. The president may appoint associate members. The executive director or designee shall be an ex officio member of each standing committee. Associate and ex officio members shall have voice but no vote.

**L31 Article 507.2 STANDING COMMITTEES**

Approve **Approve as Amended** Fail Withdrawn

**STANDING COMMITTEES**

Standing committees shall be as listed in this article. Unless otherwise specified in this article, the president, with the concurrence of the Executive Committee, shall appoint the chair of each committee, and the president, with the concurrence of the committee chair, shall choose committee members from the individual membership of USMS. When practical, each committee shall have representation from each zone. The president may appoint associate members to committees that have reached their full membership. Associate members have participatory rights but no vote or automatic delegate status. The divisional vice president responsible for a committee shall be an ex officio member of that committee. A committee definition may name other ex officio positions. Standing committees shall meet in conjunction with the annual meeting of the House of Delegates. Each committee member shall have one vote. Associate and ex officio members shall have voice but no vote.

Note: Maintain the wording of L30 if approved.

**L32 Article 507.2.1 Championship Committee**

Approve **Approve as Amended** Fail Withdrawn

**507.2.1 Championship Committee**—The Championship Committee shall serve in an advisory capacity to national championship hosts and make recommendations and decisions that enhance the quality of championship meets. The committee, with the assistance of the USMS National Office staff, shall solicit and receive bid proposals. The committee shall review bids proposals and make recommendations to the House of Delegates regarding select sites for national

championship meets. The committee shall consist of the committee chair and sufficient members to execute the committee function, including at least three members who have had experience in overseeing a national championship meet and two members without such experience.

<b>L36</b>	Article 507.2.6 Fitness Education Committee			
Approve	<b>Approve as Amended</b>	Fail	Withdrawn	

**507.2.6 Fitness Education Committee**— The Fitness Education Committee shall promote ~~and~~ assess the fitness, health and lifestyle benefits of Masters swimming. The committee may also offer programs to members for this purpose. The committee shall consist of the committee chair and sufficient members to execute the committee function.

<b>L39</b>	Article 507.2.9 Legislation Committee			
Approve	<b>Approve as Amended</b>	Fail	Withdrawn	

**507.2.9 Legislation Committee**— The Legislation Committee may initiate and shall receive, consider and report proposed amendments with the committee’s recommendations, at the annual meeting of the House of Delegates, in accordance with the provisions of Part 6 which includes proposed changes to: Code of Regulations, Organizing Principles, Glossary, Part 2: Administrative Regulations of Competition, Part 4: Athlete’s Rights, Hearings and Appeals, Part 5: United States Masters Swimming Inc. Organization and Bylaws, and Part 6: Amendment Procedures. ~~and Appendix D: Zone and LMSC Boundaries.~~ When necessary, the committee may shall interpret and render opinions regarding any provision of the rules and regulations of USMS within the committee’s jurisdiction as defined in article 601.1. The committee shall consist of the committee chair and sufficient members to execute the committee function, no more than 16 additional members, with at least one member from each zone, not to exceed 16 additional members. The Rules Committee chair and the Rule Book Coordinator shall be ex officio members of the committee.

<b>L40</b>	Article 507.2.10 LMSC Development Committee			
Approve	<b>Approve as Amended</b>	Fail	Withdrawn	

**507.2.10 LMSC Development Committee.**

The LMSC Development Committee shall work to strengthen LMSC governance and operations by providing educational opportunities and mentoring for LMSC boards and officers. The committee shall provide support for LMSCs. The committee shall review and identify LMSCs that are not meeting LMSC minimum standards as defined by the BOD and assist them in achieving compliance. The committee may consult with other committees, coordinators, special appointments and staff as necessary to achieve this purpose. The committee may initiate and shall receive, consider and report proposed amendments to Appendix D: Zone and LMSC Boundaries, with the committee’s recommendations, at the annual meeting of the House of Delegates, in accordance with the provisions of Part 6. The committee shall consist of the committee chair and sufficient members to execute the committee function.

<b>L46</b>	Article 507.2.16-Rules Committee			
Approve	<b>Approve as Amended</b>	Fail	Withdrawn	

**507.2.16 Rules Committee**—The Rules Committee shall assure that the competitive rules in Part 1 of the USMS Rules and Regulations provide for fair and equitable competition in the best interests of all USMS members and that members are informed of current rules, interpretations, and changes. The Rules Committee may initiate and shall accept, consider, and report proposed amendments, with the committee’s recommendations, at the annual meeting of the House of Delegates, in accordance with the provisions of Part 6. The committee may interpret and render opinions regarding any provision of the rules and regulations of USMS within the committee’s jurisdiction as defined in article 601.1. The committee shall consist of the committee chair and sufficient members to execute the committee function, no more than 16 additional members, with at least one member from each zone, not to exceed 16 additional members. The Legislation Committee chair, the Rule Book Coordinator, the Officials Committee chair and the USA Swimming Rules & Regulations Committee chair shall be ex officio members of the committee.

<b>L47</b>	Article 507.2.16 Rules Committee			
Approve	<b>Approve as Amended</b>	Fail	Withdrawn	

**Rules Committee**—The Rules Committee shall assure that the competitive rules in Part 1 of the USMS Rules and Regulations provide for fair and equitable competition in the best interests of all USMS members and that members are informed of current rules, interpretations, and changes. The Rules Committee may initiate and shall accept, consider, and report proposed amendments, with the committee’s recommendations, at the annual meeting of the House of Delegates, in

accordance with the provisions of Part 6. When necessary, the committee ~~may~~ shall interpret and render opinions regarding any provision of the rules and regulations of USMS within the committee's jurisdiction as defined in article 601.1. The committee shall consist of the committee chair and no more than 16 additional members, with at least one member from each zone. The Legislation Committee chair, the Rule Book Coordinator, the Officials Committee chair and the USA Swimming Rules & Regulations Committee chair shall be ex officio members of the committee.

**L49 Article 507.4.1 Coordinators**

Approve	<b>Approve as Amended</b>	Fail	Withdrawn
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**507.4.1 Coordinators**—The president, with the concurrence of the Executive Committee, shall appoint the coordinators. The Board of Directors may grant a coordinator ~~Coordinators will have~~ the same rights and responsibilities as the chairs of standing committees. A coordinator, with the concurrence of the president, may appoint a working group to assist the coordinator.

**L55 Article 507.4.4 Appointments**

Approve	<b>Approve as Amended</b>	Fail	Withdrawn
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**507.4.4 Legal Counsel**— The president shall appoint the legal counsel. The legal counsel shall be an ex officio member of the Board of Directors, Executive Committee, ~~Rules Committee~~ and Legislation Committee, ~~having voice but no vote on these committees.~~ The legal counsel ~~may appoint liaisons to any other committees when requested by such committee chair or the president.~~

**L59 Article 601.2.3 Amendments**

Approve	<b>Approve as Amended</b>	Fail	Withdrawn
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**601.2.3 Submission Deadline**— ~~Proposed changes by an LMSC must be submitted to the chair of the LMSC Development Committee by February 1 and to the chair of the Rules, Legislation, Zone or Open Water and Long Distance Rules Committee not later than July 10.~~ The deadline for changes submitted by an LMSC to the chair of the LMSC Development Committee is February 1. The deadline for changes submitted by an LMSC to the chair of the Rules, Legislation or Long Distance Committee is July 10.

**L60 Article 601.4.5 Amendments**

Approve	<b>Approve as Amended</b>	Fail	Withdrawn
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**601.2.3 Submission Deadline**—Proposed changes to the USMS Code of Regulations and Rules of Competition ~~by an LMSC~~, must be submitted to the chair of the Rules, Legislation, Zone or Open Water and Long Distance Committee not later than July 10 to be considered as described in 601.4.1, 601.4.2, and 601.4.3. The Board of Directors, Executive Committee, or standing committees of the House of Delegates, may propose changes to the USMS Code after July 10. Such proposed changes shall be considered by the committee of jurisdiction as Emergency Amendments as described in 601.4.6, unless the committee of jurisdiction determines by two-thirds vote that the proposed changes should not be considered as Emergency Amendments. Such proposed changes will be amended in accordance with the voting requirements in 601.4.1, 601.4.2, or 601.4.3, as applicable.

Note: 601.4.4 will be added if L64 passes Will be amended to L59 if approved merging after "July 10".

**L63 Article 601.4.3 Adoption of Proposed Amendments**

Approve	<b>Approve as Amended</b>	Fail	Withdrawn
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**601.4.3 Legislation**—In odd-numbered years, the Organizing Principles, Glossary, Part 2, Part 4, Part 5 and Part 6 and Appendix D may be amended by a majority vote of the House of Delegates members present and voting if amendments to them ~~the proposed amendments~~ are submitted to and recommended by the Legislation Committee, or by a two-thirds vote of the House of Delegates members present and voting if amendments to them ~~the proposed amendments~~ are submitted to and NOT recommended by the Legislation Committee.

**L64 Article 601.4.4 Adoption of Proposed Amendments**

Approve	<b>Approve as Amended</b>	Fail	Withdrawn
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**601.4.4 LMSC Development**—In odd-numbered years, Appendix D may be amended by a majority vote of the House of Delegates members present and voting if the proposed amendments are submitted to and recommended by the LMSC Development Committee, or by a two-thirds vote of the House of Delegates members present and voting if the proposed amendments are submitted to and NOT recommended by the LMSC Development Committee.

<b>L65</b>	Article 601.4.5 Adoption of Proposed Amendments			
Approve	<b>Approve as Amended</b>	Fail	Withdrawn	

**Proposed Amendments Requiring Action of More Than One Committee**—In any year, proposed amendments to the *USMS Code of Regulations and Rules of Competition* that fall within more than one jurisdiction, as described in articles 601.4.1, 601.4.2 and 601.4.3, may be submitted as an indivisible package to be considered by the House of Delegates, subject to the following:

**A** Each and every committee under ~~which~~ whose jurisdiction the amendment proposals fall votes by a two-thirds majority to accept the proposed amendments as a package to be considered in the whole.

~~**B** Organizing Principles, Glossary, Parts 1, 2, 3, 4, 5 and 6 and Appendix D~~ If the conditions of 601.4.5A are met, the indivisible package may be amended- approved by a majority vote of the House of Delegates members present and voting ~~if amendments to them are submitted to the appropriate committees as a package and recommended by all committees with jurisdiction, or by a two-thirds vote of the House of Delegates members present and voting if amendments to them are submitted to the appropriate committees as a package, but~~ if the indivisible package fails to receive the recommendation of all committees with jurisdiction.

<b>L70</b>	Article 507.2.10 Long Distance Committee			
Approve	<b>Approve as Amended</b>	Fail	Withdrawn	

**507.2.10 ~~Open Water and Long Distance Committee~~**— ~~The Open Water and Long Distance Committee shall oversee the rules and administration of open water and long distance events. The committee shall solicit and review bid proposals and select the sites for the long distance championship events. The committee shall work in a coordinating and advisory capacity with event hosts and make recommendations to enhance the quality of Open Water and Long Distance championship events. The committee may initiate and shall consider proposed amendments, and shall report them, with the committee’s recommendations, at the annual meeting of the House of Delegates, in accordance with the provisions of Part 6. The committee shall maintain records and select the Long Distance All-American Open Water and Long Distance and Open Water and Long Distance All-Star Teams. The committee may interpret and render opinions regarding any provision of the rules and regulations of USMS within the committee’s jurisdiction as defined in article 601.1. The committee shall assure that the competitive rules in Part 3 of the USMS Rules and Regulations provide for fair and equitable competition in the best interests of all USMS members and that these members are informed of current rules, interpretations, and changes. The committee may initiate and shall accept, consider, and report proposed amendments, with the committee’s recommendations, at the annual meeting of the House of Delegates, in accordance with the provisions of Part 6. When necessary, the committee shall interpret and render opinions regarding any provision of the rules and regulations of USMS within the committee’s jurisdiction as defined in article 601.1. The committee shall consist of the committee chair and sufficient members to execute the committee function, with at least one member from each zone, not to exceed and no more than 16 additional members. with at least one member from each zone, The Rule Book Coordinator and Open Water Committee chair shall be ex officio members of the committee. The chair shall serve as the eo-USMS liaison to the USA Swimming Open Water Committee.~~

*Rationale: Currently, this committee is responsible for selecting and coordinating open water and long distance championships, amending and interpreting open water long distance rules, and maintaining records and selecting Long Distance All-American and Long Distance All-Star teams. The committee was charged in the Fall 2007 by USMS to grow Open Water swimming. With the present heavy workload of the committee managing ten national championships annually as well as overseeing the rules, such development planning was not possible. Note: Automatic delegate status remains with this part of the committee.*

<b>L71</b>	Article 507.2.11 Open Water Committee			
Approve	<b>Approve as Amended</b>	Fail	Withdrawn	

**507.2.11 Open Water Committee**— The Open Water Committee shall promote the development of and participation in open water swimming. The committee shall develop educational resources for open water participants and event directors. The committee shall increase awareness about open water swimming and work with the Executive Director to identify opportunities to promote USMS through open water swimming. The committee shall consist of the committee chair and sufficient members to execute the committee function. The Long Distance Committee chair shall be an ex officio member of the committee.

*Rationale: The Open Water Committee will promote the development of competitive, non-competitive and educational open water activities. This committee, run by USMS members who have Open Water expertise, will provide USMS with an on-going program of open water development for its members.*

**HK1 Article 503.5 Zone Championship Meets**

Approve

**Approve as Amended**

Fail

Withdrawn

**503.5 ZONE CHAMPIONSHIP MEETS**

Each zone may conduct zone championship meets, ~~but meets identified as such that should not be scheduled beginning~~ from the weekend before, through ~~and including~~ the weekend ~~Following The Usms~~ following the USMS Short Course ~~And~~ and Long Course National Championship Meets.

### III. The following proposals were NOT reported out favorably by the Legislation Committee. They require a 2/3 majority of the HOD to pass.

**L14 Article 504.2.9 POWERS**

Approve Approve as Amended

**Fail**

Withdrawn

~~504.2.9 To institute, locate, conduct and manage all national championship meets.~~

To approve all national championship meet sites as chosen by the Championship Committee.

**L41 Article 507.2 Open Water Committee**

Approve Approve as Amended

**Fail**

Withdrawn

~~507.2.11 Open Water and Long Distance Committee~~—The Open Water and Long Distance Committee shall promote development of and participation in open water and long distance events at the local, regional and national level. The committee shall solicit and review bid proposals and select the sites for the open water and long distance championship events. The committee shall work in a coordinating and advisory capacity with event hosts and make recommendations to enhance the quality of open water and long distance championship events. ~~The committee may initiate and shall consider proposed amendments, and shall report them, with the committee's recommendations, at the annual meeting of the House of Delegates, in accordance with the provisions of Part 6.~~ The committee shall maintain records and select the open water and long distance All-American Open Water and Long Distance and Open Water and Long Distance and all-star teams. ~~The committee may interpret and render opinions regarding any provision of the rules and regulations of USMS within the committee's jurisdiction as defined in article 601.1.~~ The committee shall consist of the committee chair and sufficient members to execute the committee function, no more than 16 additional members, with at least one member from each zone. ~~The Rule Book Coordinator shall be an ex officio member of the committee.~~ The chair shall serve as the USMS liaison to the USA Swimming Open Water Committee.

**L42 Article 507.2 Open Water Rules Committee**

Approve Approve as Amended

**Fail**

Withdrawn

~~507.2.XX Open Water Rules Committee~~ – The Open Water Rules Committee shall assure that the competitive rules in Part 3 of the USMS Rules and Regulations provide for fair and equitable competition in the best interests of all USMS members and that members are informed of current rules, interpretations, and changes. The Open Water Rules Committee may initiate and shall accept, consider, and report proposed amendments, with the committee's recommendations, at the annual meeting of the House of Delegates, in accordance with the provisions of Part 6. The committee may interpret and render opinions regarding any provision of the rules and regulations of USMS within the committee's jurisdiction as defined in article 601.1. The committee shall consist of the committee chair and sufficient members to execute the committee function, with at least one member from each zone, not to exceed 16 additional members. The Rule Book Coordinator shall be ex officio member of the committee.

**L69 Article 201.2.5 Membership of Clubs**

Approve Approve as Amended

**Fail**

Withdrawn

~~201.2.5 Chapters~~ – For administrative or competitive purposes, a club may establish workout groups within the club.

A An LMSC must approve the establishment of workout groups within clubs and if the LMSC so chooses, all clubs within the LMSC shall have the option to establish workout groups.

B Clubs that are organized into workout groups shall have the right to determine workout group affiliation requirements.

C The annual membership fee for workout groups shall be comprised of the following elements:

(1) A national fee set by the Board of Directors or the House of Delegates not to exceed similar fees set for club membership.

(2) A local fee established by the LMSC.

D Workout group affiliation may be used to organize competitions except for zone or national championship meets. When workout group affiliation is used to organize a meet, the official results must indicate club affiliation of each competitor without reference to workout group affiliation.

E Recognition of workout groups shall be at the discretion of a meet host.