

1987 LEGISLATION COMMITTEE REPORT

September 26, 1987

To The House of Delegates:

Attached is the Legislation Committee report for 1987. The recommendations contained herein represent many hours of work by your Committee. I would like to thank Laura Breaux, Rob Copeland, George Cunningham, Jerianne Donnelly, Jack Geoghegan, Dan Gruender, Huddie Murray, Jennifer Parks, Jennifer Prange, Steve Schofield, Tom Spear and Frank Tillotson for their efforts on behalf of Masters Swimming.

Without their efforts, this package could not have been prepared.



Arthur C. Smith III
Chairman

Items Recommended for DISAPPROVAL:

L-1: Add definition of Region to Definitions, page 142

L-6: Require review of LMSC By-Laws by USMS Legal Counsel

Item withdrawn by Proposer:

L-3: Change geographical Codes,
This item has been withdrawn and referred to the Executive
Committee for resolution.

Items recommended for APPROVAL:

L-2: Add definition of an Association:
The Committee has modified this requested change and recommends
approval as rewritten.

Definitions, page 142: Modify LSC as follows:

LSC--Local Swimming Committee; a division of United States
Swimming, Inc., with supervisory responsibilities within ~~the~~
its geographical territory ~~of an Association~~ as defined by
United States Swimming, Inc.

L-4 Modify an Objective of United States Masters Swimming:

I.A To offer the opportunity to continue or initiate
conditioning and competition in those adults who are swimming
enthusiasts.

L-5: Modify an Objective of United States Masters Swimming:
The Committee has modified this request and changed I.C and
I.E on page 143 and recommends APPROVAL:

I.C To offer encouragement to individuals, clubs,
organizations, and communities. ~~medical societies and~~
~~higher educational institutions.~~

amended -sa Notes

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I.E Delete in its entirety and replace with:



I.E To stimulate participation in Masters programs at all possible levels of involvement by physical educators, recreation personnel, clubs, businesses, communities, medical societies, educational institutions and other organizations.

LEGISLATION INITIATED BY THE COMMITTEE:

L-7: III.H page 147: modify section title as follows:

H. Standing Committees

ADD the following Standing Committees:

(14) The Convention Committee shall consist of the Chairman, appointed by the President for a two year term and as many members as needed to carry out the duties of the Committee appointed by the Chairman with the concurrence of the President. The Committee shall
Coordinate interface with United States Aquatic Sports Inc in the preparation of each year's national convention and carry out the operational needs of the House of Delegates and its committees at that convention.

(15) The Marketing/^{*Publications*}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 define the marketing and communications goals and objectives which are supportive of the purposes and philosophy of Masters swimming and will execute the activities and produce materials necessary to accomplish these goals and objectives.

~~(16) The Publications Committee~~

Renumber (14) to be (17) and add language to read:

(17) The President may establish other committees on an ad hoc basis which are deemed necessary to carry out the duties of the President.

L-8 Modify the language of III.M (1) (a), and (b).

III M (1) (a): In odd numbered years, Parts I,II,III and IV of the Code.....(remainder unchanged)

Legislation

(b): In even numbered years, Part V, Rules for Masters Swimming.....(remainder unchanged).

Rules

L-9 Modify III M (1) (c) and add a new (d) as follows:

(c) In even numbered years, Part VI of the Code: By a majority vote of the House of Delegates members present and voting if submitted to and reported out favorably by the Long Distance Masters Swimming Committee, or by a two thirds vote of the House of Delegates members present and voting if submitted to and NOT reported out favorably by the Long Distance ~~Masters~~ Swimming Committee.

(d): Emergency legislation: By a nine-tenths vote of the House of Delegates present and voting if not submitted as in conformity with (a), (b), or (c) above.

Modify III M (2) to include the Long Distance Masters Swimming Committee. Change the second sentence to read:

All proposed changes to the Rules for Masters Swimming (Part V) shall be considered by the Rules Committee for report and recommendation to the House of Delegates, and changes to Rules for Long Distance Swimming (Part VI) shall be considered by the Long Distance Masters Swimming Committee, and all other proposed changes to the Code shall be considered by the Legislation Committee for report and recommendation to the House of Delegates..... (remainder of the sentence unchanged).

Add a new Part VI to the Code. This entire part consists of the Rules of Long Distance Swimming. The Rules are contained in their entirety as an attachment to this report.

Modify III M (3) to add the Long Distance Masters Swimming Committee: Change the first sentence to read:

All proposed Rules or Code changes by the LMSC must be submitted to the Chairman of the Rules, Legislation, or Long Distance Masters Swimming Committee not less than....(remainder of sentence unchanged).

Modify III M (4) to add the Long Distance Masters Swimming Committee:

All proposed Rules or Code changes by the LMSC must be submitted to the Chairman of the Rules, Legislation, or Long Distance Masters Swimming Committee not less than seventy-five (75) days..... (remainder of the sentence is unchanged).

L-10 The Planning Committee requested that Legislation submit a revision of their Committee description contained at III H (9), page 149. After careful review of the proposed revision, the Committee voted to retain the first sentence as published in our Code without change. The new language is below, underlined. The committee recommends APPROVAL.

III H (9) The Planning Committee shall consist of the chairman, appointed by the President for a two year term, one member from each of the zones, and other members as may be appropriate, who represent a broad range of experience in all aspects of the Masters swimming program. The committee shall develop long range plans, goals and objectives related to the vitality and quality of the Masters swimming program, and shall recommend appropriate projects, policies and priorities in response to issues which impact USMS programs. In addition, the committee shall conduct periodic reviews of the organizational structure and, when appropriate, shall suggest changes designed to enhance communication, efficiency and productivity.

L-11 The Planning Committee requested that the Legislation Committee submit the following to the House. The Committee forwards this Legislation with a unanimous recommendation that this be DISAPPROVED:

III C House of Delegates (page 144)

add new subparagraph (1) (g):

Any officer or committee member of either MSI or FINA who is a USMS member.

L-12 Definitions Page 142. The committee recommends APPROVAL.

Add to LMSC:

- The LMSC of Pacific includes the USS LSC's of Pacific and Sierra-Nevada.
- Martin County, Florida shall be part of the Florida LMSC.

1/13/88

Summary of Legislation approved at the 1987 Convention:

- * Two Standing Committees added: Convention (to formalize an existing function) and Marketing/Publications (to give formal Committee status to the efforts involving the calendar, the marketing of USMS, etc.)
- * Our Code of Regulations can now be changed only every other year, rather than annually. In odd numbered years, the Code concerning how we govern ourselves, and in even numbered years the Rules of Competition for pool and long distance swimming.
- * The Rules of Long Distance Swimming were added as a new Part VI of our Code.
- * We redefined the function of the Planning Committee to more accurately reflect what they are supposed to do.
- * The President is empowered to appoint two delegates-at-large to our Convention, one each from FINA and MSI who are USMS members representing Masters Swimming.

Art Smith