

USMS Legislation Committee
Conference Call
July 28, 2019

Called to Order 6:03 pm Eastern
Roll Call - See attendance below.

Motion to approve last meetings minutes by Jane, seconded by Joan.
MSA

A standing motion was made to recommend the remaining proposals to the HOD so we can get to discussion faster.

Jane moved, Joan seconded. MSA

Agenda

L1

201.1.4 Membership Application

A Individuals may apply for membership through the USMS website or by submitting an application form to the ~~registrar of the~~ LMSC membership coordinator or the USMS National Office. The LMSC shall provide a link to an electronic membership card or, upon request of the member, issue a membership card.

...

201.2.2 Club Membership Application—Clubs may apply for membership through the USMS website or by submitting an application form to the ~~registrar of their~~ LMSC membership coordinator or the USMS National Office.

...

201.3.5 A swimmer shall not represent any club in competition for 60 consecutive days before transferring affiliation to another club, unless this transfer takes place at the time of annual registration. A swimmer may declare unattached status at any time without written application. Swimmers who intend to compete as unattached in a meet should contact their LMSC membership coordinator or the USMS National Office prior to the meet to request that their registration status be changed. The LMSC membership coordinator or the USMS National Office shall change the club affiliation of the swimmer to the UC and note the effective date.

Rationale: The Volunteers Task Force has a mission of determining the best way to use USMS's valuable volunteers as resources now and in the future. Coming from the VTF's analysis, this proposal reflects the current reality that, for the vast majority of individual and club members, the administrative functions of membership registration are handled centrally through the National Office and the systems it has established. This proposal also recognizes the reality that the person called the "registrar" actually serves as more of a membership coordinator, providing all types of services to members in the LMSC, not primarily membership registration.

MSA Recommended

L12

507.1.13 Registration Membership Committee

The Registration Membership Committee shall ~~develop effective 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, serve in an advisory capacity to the Board of Directors and the National Office to ensure effective and efficient registration processes and membership services. Committee members shall assist LMSC registrars Membership Coordinators in a support and educational capacity. The committee shall consist of the committee chair and sufficient members to execute the committee function.

Rationale: The current description of the role and function of the Registration Committee no longer accurately reflects the way the committee functions. The requirement that the committee have at least one member from each zone is difficult to maintain and is not necessary to execute the duties of the committee.

MSA Recommended as Amended

L13

Kris proposed the following language to replace the original language from the Rules, Championship, and Records and Tabulation Committee. Seconded by Jane.

Replace:

601.1.6 The Appendices of the USMS Rules and Regulations shall contain pertinent information for swimmers, coaches, meet directors, officials, and volunteer leaders.

A With the exception of Appendix D (see 601.1.2), changes to the appendices may be made by the committee or officer of jurisdiction without further concurrence by the Executive Committee, Board of Directors, or House of Delegates.

B Appendix B shall contain pertinent information for meet directors and officials. The Rules Committee shall periodically review and update the summary of rules differences between USMS and other swimming organizations. The Records and Tabulation Committee shall periodically review and update information necessary to facilitate the accurate submission of meet results, records, and Top 10 times with the concurrence of the Rules Committee for compliance with part one rules. The Championship Committee shall quadrennially review and update the adjustments to national qualifying times (NQT) for swims at altitude. The Executive Committee or designee shall periodically review and update information needed for compliance with safety and insurance provisions, including the report of occurrence. Guidelines for the conduct of dual-sanctioned meets with USA Swimming may not be modified without the consent of the Executive Committee and the concurrence of USA Swimming, but the chairs of the Rules and Legislation Committees are authorized to use the guidelines to interpret provisions of parts one and two for USMS sanctioned meets held in conjunction with USA Swimming sanctioned meets. The Executive Committee must approve any other proposed additions or deletions of sections in Appendix B.

C The remaining appendices shall be maintained and updated by the Executive Committee or designee on an annual basis. Any changes to the organization of the appendices, including additions, deletions, or re-numbering, must be approved by the Executive Committee.

With:

601.1 Committee Jurisdiction

Add the following article and renumber:

601.1.5 The Rules Committee, Records and Tabulation Committee, Championship Committee and the Executive Committee or committee designated by the president shall periodically review and update the sections of Appendix B (or other appendices) that are within their jurisdiction.

A. With the exception of Appendix D (see 601.1.2), changes to the appendices may be made by the committee or officer of jurisdiction without further concurrence by the Executive Committee, Board of Directors, or House of Delegates, except as described in 601.1.5 B and C.

B. Guidelines for the conduct of dual-sanctioned meets with USA Swimming may not be modified without the consent of the Executive Committee and the concurrence of USA Swimming. The chairs of the Rules and Legislation Committees are authorized to use the guidelines to interpret provisions of parts one and two for USMS sanctioned meets held in conjunction with USA Swimming sanctioned meets.

C. Any changes to the organization of the appendices, including additions, deletions, or re-numbering, must be approved by the Executive Committee.

601.1.6 **Executive Committee** – Proposed changes to all other sections of the *USMS Code of Regulations and Rules of Competition and Appendices (except for Appendix D)* shall be considered by the Executive Committee or committee designated by the president. Such proposals are not subject to the provision of articles 601.2, 601.3, and 601.4.

MSA for the Amendment

MSA Recommended as amended.

L2

201.3.5 A swimmer shall not represent any club in competition for ~~60~~ **30** consecutive days before transferring affiliation to another club, unless this transfer takes place at the time of annual registration. A swimmer may declare unattached status at any time without written application. Swimmers who intend to compete as unattached in a meet should contact their registrar prior to the meet to request that their registration status be changed. The registrar shall change the club affiliation of the swimmer to the UC and note the effective date.

Rationale: Requiring the athlete to wait 60 consecutive days before transferring affiliation to another club creates an unnecessary burden on the swimmer wishing to transfer and on the registrars. Reducing the transfer from 60 to 30 consecutive days will provide a better member experience for the athlete.

MSA Recommended

L5

202.1.1 Sanction Requirements—Sanctions shall be issued, withheld, or withdrawn in accordance with the following:

(paragraphs A-F unchanged)

G All sanctioned events are subject to the following conditions:

- (1)** The conduct of a sanctioned event shall be in strict compliance with applicable USMS swimming rules and administrative regulations, or when the sanctioned event is held simultaneously in conjunction with a USA Swimming sanctioned meet, with applicable USA Swimming rules and administrative regulations.

- (2) In order to be in compliance with FINA ~~rule~~ Constitution article C-7.3, an LMSC may grant exceptions to specific USMS swimming rules and administrative regulations when sanctioning a FINA Masters ~~World~~ Championship held within the United States of America.

Rationale: Article 202.1.1G(2) was inserted prior to the 2006 World Masters Swimming Championships at Stanford University. This provision did not contemplate hosting additional FINA events in the USA, including the 2018 Pan American Championships in Orlando. The provisions need to be clarified to ensure that conflicts between FINA and USMS rules do not exist when future FINA meets are held in the USA.

MSA recommended as amended

L 6

MSA to delete L6 since L5 passed as amended.

L-6 202.1.1.G(2) p. 59

Legislation Committee

Modify

Committee Action	<u>Delete</u>		
HOD Action	Adopted	Adopted as Amended	Defeated

Sanction Requirements 202.1.1.G(2)

In order to be in compliance with FINA rule ~~C-~~7.3, an LMSC may grant exceptions to specific USMS swimming rules and administrative regulations when sanctioning a FINA Masters ~~World~~ Championship.

Rationale: The correct reference is C 7.3 with a space, not a period. The word “World” is being deleted to include all FINA championship events.

L7

202.2.1 Recognition—Recognition shall be issued, withheld, or withdrawn in accordance with the following:
(Paragraphs A-D unchanged)

E The conduct of a recognized event shall conform to relevant USMS swimming rules and administrative regulations, including but not limited to the following:

- (1) Starts, Strokes, and Relays (article 101) or Guidelines for Officiating Swimmers With a Disability (article 107)
- (2) Swimwear ~~Restrictions~~ Design (article 102.12.1)
- (3) ~~Timing Resolution~~Determination of Official Time (articles 103.17.3, 103.18.1, 103.18.2, 103.18.3, and 103.18.4)
- (4) ~~Official Time~~Timing System Requirements for Records and Top 10 (articles ~~103.18.1, 103.18.3, 103.18.5–103.18.8, and 103.18.10~~)
- (5) Records and Top 10 Times (articles 105.1, 105.2.1, 105.2.2~~A~~, 105.3.2, 105.3.3, 105.3.4, 105.3.5, 105.3.6, 105.3.7A, and 105.3.9)
- (6) Minimum Standards for Facilities (articles 106.2.1, 106.2.3A, 106.3, 106.11.1, 106.11.2, 106.12, 106.13.2, and 106.14, and 106.16.)

(7) Relay leadoff split times that conform to articles 103.18.1 and 105.2.2A will be considered for events listed in article 102.5. USMS membership is not required for the other members of the relay team and the relay event itself need not conform to article 102.5.

Rationale: Article 202.2.1 has not been updated in several years. This amendment updates current terminology and rules that have been added or amended in recent years that would impact the validity of USMS records and top ten times achieved at recognized meets.

MSA Recommended

L9

506.2 Election and Term of Office of At-Large Directors

506.2.1 At-large directors shall be elected at annual meetings held in ~~even~~ odd-numbered years. Their terms of office shall commence at the close of the annual meeting of the House of Delegates at which they are elected.

Rationale: The directors and officers were originally elected in different years to maintain continuity of experience on the board. In the ensuing years, several officer and board member positions have been moved out of synchronization and there are no wholesale changes in either section of the board anymore. This change would make a slightly larger election activity in odd years, but free up lots of time in even years for more educational or recreation activities for the delegates. Several hours each day would be available for other scheduling or precious free time.

Reasons for Not Recommending:

It's a good idea to have staggered elections

It was not supported by the elections committee

MSF Not recommended

L11

507.1.3 ~~Diversity and Inclusion Outreach~~ Committee

The ~~Diversity and Inclusion Outreach~~ Committee shall help ~~create a culture of inclusion and opportunity in USMS for people of diverse backgrounds~~ identify and develop underserved geographic areas and social groups. This activity will include: ~~by~~ developing clubs (if appropriate) and resources, also ~~and~~ engaging coaches, LMSCs, and local volunteers. The committee shall consist of the committee chair and sufficient members to execute the committee function.

Rationale: An outreach committee is a far better description of what is needed and what would be the practical result of the current committee. Better yet, it would have broad support of all sides of the equation, in that it has a general positive connotation.

The ultimate result should be more new members all over the country, enhancing the 50 year integrity of USMS with other existing members. This proposal is not meant to do anything but clarify the name

and mandate of the committee to serve USMS goals and values rather than any others.

Reasons for Not Recommending:

It would change the entire purpose of the committee.

Not supported by the Diversity and Inclusion Committee

MSF Not recommended

L14

202.2.1 Recognition

E — No recognition of any event shall be granted with the word “Olympic” or the word “Paralympic” or any derivative thereof used in any manner in connection with said event unless consent is obtained from the USOC.

Re-letter thereafter

Rationale: Brings Recognized meets under the same standards that apply to Sanctioned meets.

MSA Recommended

Meeting adjourned at 7:00 pm Eastern

Attendance

		Present
Brian	Albright	
Joan	Campbell	yes
Leianne	Crittenden	
Maria	Elias	
Richard	Garza	yes
Stephanie	Gauzens	yes
Peter	Guadagni	yes
Heather	Hagadorn	
Bruce	Hopson	yes
Michelle	Jacobs-Brown	yes
Kristof	Kertesz	yes
Jane	Moore	yes
Steve	Peterson	
Meg	Smath	
Patrick	Weiss	yes
Kris	Wingenroth	yes