

**USA Swimming
Governance Committee
2013 Proposed Legislation**

Version: May 14, 2013 (submitted to the Rules & Regulations Committee)

R-xx	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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Location: 503.1, page 119; 503.6, page 120; 506.1, page 124; 506.3, page 126; 507.2, page 130

Proposed by: Governance Committee

Purpose:

1. As USA Swimming has matured as an organization, the nature of its governance meetings has changed. Meetings of the House of Delegates have become shorter and routine. As a result, meetings of the House of Delegates need not be held each year. This legislation provides for an every-other-year meeting of the House of Delegates in even numbered years.
2. At the same time, an annual gathering of 500+ swimming representatives – providing for an increased sense of community, an opportunity to share ideas, and a chance learn together in workshops and other educational sessions – is clearly one of our strengths. Continuing and expanding educational, training, team building, and certification opportunities in odd numbered years, while not needing legislation, is an integral part of this recommendation. The vision here is to expand on what is currently offered, both in terms of numbers and types of sessions, but also in terms of the targeted audience, expanding beyond just those interested in attending business meetings.

Recommendation:

503.1 OFFICERS — All USA Swimming officers, except the Secretary and the Athletes Vice President, shall be elected by the House of Delegates at ~~annual~~ meetings held in even-numbered years.

503.6 TERM OF OFFICE — The elected officers shall hold office for two years or until their successors are elected and qualified. Their term of office shall commence at the close of the ~~annual~~ meeting of the House of Delegates at which they are elected. *[No further change to paragraph]*

506.1 COMMITTEES AND COORDINATORS

- .1 Standing committees of USA Swimming shall be as listed in this Article.
- .2 Except for those individuals who qualify for their positions under some other provision of Article 506:
 - A Non-athlete committee members shall serve four year terms.
 - B Non-athlete committee members' terms shall be staggered so that one-fourth of all non-athlete members are appointed each year by the President following the annual meeting of the ~~Corporation~~ convention.
- .3 Unless otherwise specified in these Bylaws, the President shall appoint all committee chairmen for one year terms.

506.3 OLYMPIC INTERNATIONAL OPERATIONS COMMITTEE

- .1 The Olympic International Operations Committee shall be formed at the ~~annual~~ meeting of the House of Delegates in the year ~~preceding~~ of the Olympic Games and the terms of the newly elected members shall commence on the day following ~~the that meeting. conclusion of the Olympic Games and end the last day of the next Olympic Games.~~

- .3 Organizations entitled to appoint members to the Committee shall submit the names of their appointees in writing to the national office at least thirty (30) days prior to the first official meeting of the quadrennium at the annual meeting of the House of Delegates...

Governance Committee Note: In addition to the Olympic International Operations Committee, there are several committees described in the By-Laws. Those sections are NOT shown here as there is no change to the manner in which appointments are made. In addition, for all standing committees not listed in these By-Laws, the Policy Manual should be reviewed by the Board of Directors to determine if any changes should be made.

507.2 MEETINGS

- .1 The ~~annual~~ biennial meeting of the House of Delegates shall be held in even-numbered years, at any date, time, and place, as may be fixed in the notice of such meeting.

508.2 GENERAL FINANCIAL PROCEDURES — The Treasurer shall supervise the preparation of the USA Swimming annual budget by the Executive Director and staff and shall be responsible for presenting such budgets to the Board of Directors for approval each year and to the House of Delegates for ~~adoption at the USA Swimming annual meeting~~ approval in even numbered years. The Treasurer shall prepare a annual financial report to be presented to the House of Delegates ~~at the annual meeting~~.

509.4 SUSPENSION OF LSC VOTING — Should an LSC not be current, including extensions, with its financial reporting requirements to USA Swimming as of 45 days prior to the ~~annual~~ meeting of the USA Swimming House of Delegates...

511.2 AMENDMENTS PROPOSED

- .3 **Last Date for Proposal** — Every proposed amendment shall be submitted to the chairman of the Rules & Regulations Committee no later than the May 15 preceding the an annual meeting of the USA Swimming House of Delegates.

604.3 FORMATION OF A NEW LSC

- .2 The USA Swimming Rules and Regulations Committee shall make a recommendation to the USA Swimming House of Delegates at the next ~~annual~~ meeting for its approval or disapproval.

605.4 CHANGE IN ZONE ALIGNMENT — If an LSC by a two-thirds (2/3) vote of the members present at a meeting of the LSC House of Delegates approves a change moving the LSC from one Zone to another, and if both Zones approve of the change by majority vote of the LSCs in each Zone, that change shall become effective at the close of the next USA Swimming ~~annual~~ meeting at which the USA Swimming House of Delegates shall approve the change.

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Location: 507.1, pages 129-130

Proposed by: Governance Committee

- Purpose:**
1. The first part of this legislation alters how LSC delegates are selected to the USA Swimming House of Delegates. The intent is not to significantly change current practice, where most smaller LSCs do not send a full complement of delegates and larger LSCs obtain additional delegates through committee selection and additional appointments, but to provide an objective means, based on numbers of registered athletes, for LSC delegates to be apportioned.
 2. The second part of this legislation provides for direct selection of a limited number of delegates (anticipated to be between 30 and 35) by clubs. The criterion is objective (using the Club Excellence program results) and age group based (as the Club Excellence program uses only the results of athletes 18 and under in its tabulations). Representation in our House of Delegates is provided through a wide range of means – LSC selection, athlete selection, international position, House of Delegates election, committee assignment, result of group

membership, and presidential appointment. Yet, the very places where coaches and athletes work together on a daily basis to produce the performances of which we are justifiably proud – from 10 & under standards to state champions to national age group rankings to national champions to Olympic medalists – do not currently have a direct means of representation.

Recommendation:

507.1 ORGANIZATION

~~3. The following from each LSC shall be members of the USA Swimming House of Delegates: the chairman of its Administrative, Senior, and Age Group divisions; the athletes' representative to the LSC; the coaches' representative to the LSC; and its General Chair. Each LSC will be permitted to name the following members of the USA Swimming House of Delegates: the General Chair, the athlete representative and two (2) at-Large members selected according to LSC rules. For every additional 3,000 year round athlete members beyond 2,000 year round athlete members, each LSC will be permitted to name one (1) additional at-large member, up to a maximum of 5 additional members. Each LSC with the maximum of 5 additional members must appoint at least one (1) athlete from those additional members. The number of registered athletes will be as of August 31 of the prior calendar year. An alternate for each of the delegates may also be elected. Information that may be of assistance to the House of Delegates at its next meeting shall be provided in a conspicuous place on the website.~~

.7 The President shall be empowered to appoint up to ten percent (10%) of the total membership as members of the House of Delegates. ~~One fourth (1/4) of all those appointed shall be appointed in equal numbers from members, other than athletes, of the five (5) LSCs having the largest number of registered athletes as of August 31 of the prior calendar year.~~

Governance Committee Note: The changes proposed in .3 above provide for larger LSCs receiving more votes, rendering unnecessary the prior requirement that one fourth of the Presidential appointments come from the 5 largest LSCs. It should also be noted that .2 (not shown here) which provides for athlete representation includes a provision to ensure for 20% athlete representation.

.9 In each LSC, the single highest ranking club as determined by the Club Excellence Awards shall be permitted to name a member of the House of Delegates, provided the club has been named a Gold or Silver Medal club. If no club in an LSC has achieved Gold or Silver status, this provision shall not apply.

**USA Swimming
Governance Committee
2013 Proposed Resolution**

Version: May 14, 2013 (submitted to the Rules & Regulations Committee)

**RESOLUTION TO CHANGE CONVENTION DAYS OF WEEK
FROM WEDNESDAY – SATURDAY TO SUNDAY - WEDNESDAY**

507.2 MEETINGS

- .1 The annual meeting of the House of Delegates shall be held at any date, time, and place, as may be fixed in the notice of such meeting.
- .8 Resolutions of a legislative nature presented to the House of Delegates shall be subject to the same process as set forth for Amendments in Article 511.

Governance Committee Note: No legislation is required as the days of the week for the convention are not specified in the By-Laws. This resolution approving a change in the days of the week will be presented to the House of Delegates for its consideration. It is not clear to the Governance Committee whether or not this resolution would be considered legislative in nature by the Rules & Regulations Committee. The Governance Committee, taking a conservative approach and being fully transparent with its recommendations, offers the following resolution to effect a change in the days of the week.

RESOLUTION

Whereas, USA Swimming has always sought a wide range of opinions and backgrounds in its House of Delegates,

Whereas, many collegiate coaches, who would otherwise be able to participate in the House of Delegates, are unable to do so, as a result of university work requirements during the college football and recruiting seasons,

Whereas, USA Swimming would benefit from the insight and experience of collegiate coaches in the House of Delegates, and

Whereas, USA Swimming has and will continue to communicate with its sister aquatic organizations regarding the scheduling of its meetings,

Therefore, be it resolved, that USA Swimming hold its meetings of the House of Delegates in a Sunday-Wednesday format, effective with its meeting in (year TBD).