

# USMS Convention — Atlanta, Georgia 2016

<b>Committee Name:</b> Legislation	<b>Session #:</b> 1
<b>Committee Chair:</b> Meg Smath	<b>Vice Chair:</b> Richard Garza
<b>Minutes recorded by:</b> Richard Garza	<b>Date/time of meeting:</b> September 22, 2016 11:33 am

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## Actions Requiring Approval by the HOD:

- 1.

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## Motions Passed:

1. MSA: L1, L3, and L4 as written.
2. MSA: For this convention, the Legislation committee recommends that brand new fees be pulled out and be presented to the HOD separately from the budget.
3. MSA to amend L6 addressing 506.3.9 to read: To oversee elections of officers and Board members, in accordance with election operating guidelines. Conduct of officer and Board member elections shall be delegated to the Elections Committee.
4. MSA to approve L6 as amended

**Number of committee members present: 17**

**Absent: 2**

**Number of other delegates present: 51**

**Committee members present (list all, including chair and vice chair): Chair – Meg Smath, Vice Chair – Richard Garza, Chris Colburn, Sean Fitzgerald, Michael Heather, Jane Moore, Steve Peterson, Erin Sullivan, Joan Campbell, Rob Copeland, Heather Hagadorn, , Teddy Palmer, Heather Stevenson, and Kris Wingenroth.**

**Ex Officio: Tracy Grilli, Charles Cockrell**

**EC: Ed Tsuzuki**

**Committee Members Absent: Cathy Kohn,**

**Ex Officio Absent: Maria Elias-Williams,**

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## Minutes

The meeting was called to order at 11:33 am.

1. Approved L1, L3, L4, as written. Motion to approve by Rob Copeland, Seconded by Heather Hagadorn. MSA.
2. Discussion
  - a. Interpretation request by Patty Miller: I am writing to you requesting a Legislation Committee opinion regarding two items under Part 5 of the USMS Rules. Among the powers of the House of Delegates under 504.2 is to review and approve the annual budget (non-delegable) and to collect and expend monies of USMS. Elsewhere in Part 5, in 508.2 under Financial Policy, it says that "Fees shall be established by the House of Delegates."

In the past, there has been debate, although I don't believe an actual interpretation from the Legislation Committee, about whether 508.2 requires something other than House of Delegates approval of the budget when there are new fees or fee increases in the budget. Some have argued that there needs to be a separate action by the HOD, pulling new fees and fee increases out of the budget for separate consideration, rather than the HOD approving any new fees or fee increases as part of the budget process.

It would be helpful to have an interpretation from the Legislation Committee as to whether 508.2 requires separate procedural action from the HOD or whether 508.2 merely states the HOD's jurisdiction over fees and that jurisdiction can be exercised in the budget process.

This issue will be ripe for convention, so I would appreciate it if the Legislation Committee could consider it either before or early in the convention. It was just raised in our Board of Directors call tonight.

- b. After discussion, the Legislation committee recommends that brand new fees be pulled out and be presented to the HOD separately from the budget for this convention.
3. MSA to amend L6 addressing 506.3.9 to read: To oversee elections of officers and Board members, in accordance with election operating guidelines, conduct of officer and Board members elections shall be delegated to the Elections Committee.
4. MSA to approve L6 as amended

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### Tasks for the Upcoming Year

1. Discuss and amend 508.2.

The meeting was adjourned at. 12:28 pm.

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