

2020 Meeting Minutes

Committee Name:	Legislation Committee	Session #:	7		
Committee Chair:	Richard Garza	Vice Chair:	Patrick Weiss		
Minutes recorded by:	Kris Wingenroth	Date/time of meeting:	July 12, 2020 7:30 pm eastern		

Agenda

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[Kris 8](#)

[Kris 9](#)

[Kris 10](#)

[Kris 12](#)

NE [1](#), [2](#), & [3](#) (Transferring club affiliation)

Brian 2 (workout groups?)

BOD 2 (Tabled, and needs to be reconsidered)

Housekeeping

[Part 2 Re-organization](#)

https://drive.google.com/file/d/18_alrnVFXglrv9S-aKt9jYcRxeSkdOsq/view?usp=sharing

This requires two votes.

First, we need to vote for this to be considered an indivisible proposal.

If we vote yes, then we vote to recommend to the HOD.

BOD1 reconsideration

Kris 4 (Tabled)

Kris 13

Kris 6 (motion to reconsider in order to revise the rationale)

Steve 1

Number of committee members present: 17	Absent: 3	Number of other delegates present:
Committee members present (list all, including chair and vice-chair): Richard Garza, chair, Patrick Weiss, vice-chair, Brian Albright, Joan Campbell, Diana LaMar, Stephanie Gauzens, Laura Groselle, Bruce Hopson, Kristof Kertesz, John King, Jane Moore, Steve Peterson, Doug Sayles, Meg Smath, Kris Wingenroth		
Ex Officio: Maria Elias Executive Committee: Chris Colburn		

Minutes

The meeting was called to order at 7:36 pm Eastern time.

1. The previous minutes were approved as amended to show that Chris Colburn was not present. (unanimous)
2. Discussion of Kris #8. MSA to recommend Kris #8 to the HOD. (unanimous)
3. Discussion of Kris #9. MSA to recommend Kris #9 to the HOD. (11 - 3)
4. Discussion of Kris #10. MS Failed. Kris #10 will not be recommended. (4 - 10)
5. Discussion of Kris #12. MSA to recommend Kris #12 to the HOD. (unanimous)
6. Discussion of NE #1. It was explained by Doug that this proposal was designed as a compromise proposal since it was deemed that a system of no wait time for a transfer was not feasible at this time. The proposal has three elements: 1) a reduction of the transfer period from 60 to 35 days, 2) a limit of two transfers per year after the initial annual registration, and

- 3) a process to grant exceptions to the two transfer limit. Amendments were made to improve the grammar and to clarify that the effective date would be the beginning of the 2021 membership year. MSA NE #1, as amended. (9 - 4 - 1)
7. Discussion of NE #2. The proposal was amended to improve grammar, to include the suggested wording from NE #3 and to clarify that the effective date would be the beginning of the 2021 membership year.. MSA to recommend NE #2, as amended to the HOD. (unanimous)
 8. NE #3 was withdrawn as the proposed changes were already incorporated into NE #2.
 9. MSA to take BOD #2 from the table. Brian explained that after researching the matter, he felt there was no need to add any additional language concerning workout groups at this time. MSA to recommend BOD #2 to the HOD. (unanimous)
 10. The proposed motion to reconsider BOD #1 was withdrawn.
 11. The meeting was adjourned at 8:57 pm Eastern time.

The next meetings will be Sunday, July 19 at 7:30 pm eastern time, followed by Sunday, July 26 (if needed)

Motions Passed:

Kris # 8 - Moved, Seconded and Approved to Recommend to the HOD

202.2 Recognized Events

Times achieved by USMS members at recognized events other than USA Swimming or FINA meets, by USMS members shall be considered for USMS records and Top 10 times if a designated USMS observer is present and verifies in writing that the conduct of the competition conforms to the relevant USMS swimming rules and administrative regulations. (See Appendix B for the required Observer's Report.) USA Swimming and FINA sanctioned meets do not require observers (See article 202.3). USMS membership is not required for swimmers entered in recognized events.

Kris # 9 - Moved, Seconded and Approved to Recommend to the HOD

Add the following as 202.1.G and renumber current G, H, and I to become H, I, and J

202.2.1.G World records can be set only in FINA or USMS sanctioned competitions, not recognized events.

Kris # 12 - Moved, Seconded and Approved to Recommend to the HOD

506.2.4 Each at-large director is eligible for election ~~to the same office~~ for two consecutive terms. No person so elected for two successive terms is eligible for reelection as an at-large director to the same position until after the lapse of two years following the term of office to which that person was last elected.

NE # 1 - Moved, Seconded and Approved as amended to Recommend to the HOD

201.3.5 Transferring Club Affiliation

- A A swimmer shall not represent any club in competition for 6035 consecutive days before transferring affiliation to another club, unless this transfer takes place at the time of annual registration.
- B Excluding a transfer effected Except for a transfer that takes effect during annual registration, a swimmer may transfer club affiliation no more than twice in a membership year except when a hardship exists as determined by the chair of the USMS Membership Committee. Swimmers must direct hardship exception requests to the membership coordinator of the destination LMSC or the USMS National Office.
- C 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 USMS National Office shall change the club affiliation of the swimmer to the UC and note the effective date.

NOTE: This rule change shall take effect ~~during~~ beginning with the 2021 membership year.

NE # 2 - Moved, Seconded and Approved as amended to Recommend to the HOD

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 ~~only~~ compete for only one club during a meet. A transfer ~~tendered~~ submitted during a meet, including at the time of annual registration, may ~~only~~ take immediate effect only if the swimmer has not yet competed in the meet. ~~A~~ Swimmers may declare unattached status at any time without written application except during a meet in which they have already competed. 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.

NOTE: This rule change shall take effect ~~during~~ beginning with the 2021 membership year.

The meeting was adjourned at 8:57 pm Eastern Time
