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L-3 **202.1.1A** **page 60** **Rules Committee** **Modify**

202.1.1 Sanction Requirements—Sanctions shall be issued, withheld, or withdrawn in accordance with the following:

A Applications for sanction shall be made to the LMSC within which the event is to be held. Sanction applications shall be accompanied by the entry form.

...

Insert new (4) and renumber

- (4) ~~The meet information shall state the primary timing system INTENDED TO BE USED, REFERRING SWIMMERS TO xxx that will be used during the meet and which requirements listed in articles 103.18.5–103.18.7 are expected to be satisfied for purposes of records and Top 10.~~ If it is not possible to provide timing systems that will satisfy the requirements for records or Top 10 submission (articles 103.8.5–103.8.7), the meet announcement must include a statement that informs swimmers that times cannot be submitted for records and/or Top 10.

Rationale: Require the meet director to inform swimmers of the expectation to achieve records and Top 10 times based on the primary timing system in use.

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L-4 **201.2.4** **page 58** **Virginia LMSC** **Modify**

201.2.4 Changing LMSC Affiliation—A club wishing to change its LMSC affiliation must approve such change by a majority vote of its general membership at a regular club meeting or at a special meeting called for that purpose, with the vote duly certified by the club’s president and secretary. The transfer also must be approved by a majority vote of the officers of the club’s current and proposed LMSCs. If approved, the transfer shall be effective 60 days after receipt of written notice by the National Office. This requirement applies regardless of the timing of the affiliation change, including when an existing club’s annual membership is renewed.

Rationale: The provisions of article 201.2.4 are in place so that each LMSC has a voice in decisions to change club affiliation. Clubs changing affiliation due to geographic proximity to another LMSC can have a significant long-term impact on the stability and financial health of an LMSC and, at a minimum, both LMSCs need to be part of the discussion. The current article has been interpreted in a way that permits clubs to change affiliation at the time of annual membership renewal, which circumvents the intent.

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L-5 **507.1.11** **page 104** **Records and Tabulation Committee** **Modify**

507.1.11 Records and Tabulation—The Records and Tabulation Committee shall establish and maintain a standardized ~~process~~ national procedures to verify and record results of pool meets. This shall include maintaining the list of certified pool measurements and coordination of coordinating sanction, pool measurement, and event results databases. The committee shall maintain USMS records, All-American and All-Stars rosters, and USMS Top 10 times for each course, and shall publish all of the above at least annually. of recording and verifying times and shall publish the Top 10 times, All American and All Star rosters, and USMS records annually for each course. The committee shall consist of the committee chair and sufficient members to execute the committee function. The national swims coordinator will be an ex officio member of the committee.

Rationale: This change updates the committee definition to reflect current responsibilities. The committee has morphed over the years, acquiring additional responsibilities and distributing more Top 10 work to the LMSC Top 10 recorders through the use of quality tools developed to support the End to End Event Management initiative.

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L-6 508.2 page 105 Board of Directors Delete

508.2—Fees

~~Fees shall be established by the House of Delegates.~~

Rationale: The House of Delegates already has the nondelegable power to review and approve the annual budget pursuant to rule 504.2.2C, including revenue and expenditures. Also, article 201.1.5 already addresses the annual membership fee. Article 508.2 has created confusion in recent years about which fees it applies to and whether they need to be brought before the House of Delegates separately from the budget.

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L-7 508.3 page 106 Board of Directors Modify

508.3 Budget Requests

~~Requests for budget items or funding that are disapproved by the Board of Directors (or those not submitted to the Board of Directors) may be approved by the House of Delegates by a two-thirds vote. Changes to a budget submitted by the Board of Directors shall require a two-thirds approval by the House of Delegates.~~

Rationale: The proposed change to article 508.3 will make USMS budget approval consistent with the process followed for Rules and Legislation proposals: a recommendation by the responsible committees requires a super majority to change. The budget is constructed and reviewed by the individuals (CEO, CFO, and treasurer) and committees (Finance Committee and BOD) most knowledgeable on the organization’s finances and spending needs. A super majority requirement to change the proposed budget should help streamline the budget discussion by ensuring only the most important changes are discussed on the HOD floor. The HOD retains its nondelegable power to review and approve the annual budget.

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L-8 202, 203 pages 60–64 Board of Directors Modify

202.1 Sanctions

...

A Applications for sanction shall be made to the LMSC within which the event is to be held. Sanction applications shall be accompanied by the entry form.

...

(4) The sanction fee shall consist of a national fee established ~~by the House of Delegates~~ in the annual budget. Each LMSC may also establish a local fee.

...

202.2 Recognized Events

...

202.2.1 Recognition—Recognition shall be issued, withheld, or withdrawn in accordance with the following:

A Application for recognition of events within the jurisdiction of USMS shall be made to the LMSC within which the event is to be held, and applications shall be accompanied by the recognition fee. The recognition fee shall consist of a national fee established ~~by the House of Delegates~~ in the annual budget. Each LMSC may also establish a local fee.

...

203.3.2 Requirements—The following requirements shall be followed by the sanctioning LMSC and sanction applicant:

...

- J The sanction fee shall consist of a national fee established ~~by the House of Delegates~~ in the annual budget. Each LMSC may also establish a local fee.

Rationale: Since the national sanction and recognition fees were approved several years ago there has been uncertainty on the process by which they are set. The proposed changes establish the process.

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L-9 503.3.4 page 95 Board of Directors Insert

503.3.4 Each zone chair is eligible for election to the same office for two consecutive terms. No person so elected for two successive terms is eligible for reelection to the same position until after the lapse of two years following the term of office to which that person was last elected.

Rationale: USMS uses term limits for officers and at-large directors to encourage succession. The same practice should apply to zone chairs. This language mirrors that in article 505.2.4 (Officers) and 506.2.4 (At-Large Directors).

Report of the Finance Committee Budget and Fees Subcommittee

Unanimously Approved by FC May 9, 2017

The Subcommittee members are Peter Guadagni, Chair, Ralph Davis, Phil Dodson, Jeanne Ensign, Harry Greenfield, Susan Kuhlman, and Susie Young. We met by conference call four times between December and March. Our findings and recommendations are below.

The Subcommittee members discussed concerns about the USMS budget and fee setting process. The issues included:

1. The USMS budget is primarily the National Office budget and created by the professional staff. The current HOD approval process was created when USMS was a volunteer run organization.
2. There is a lack of clarity about which fees the HOD should establish and the process for doing so.
3. Fees are the budget element delegates are most interested in, yet there is limited opportunity for delegates to comment early in the convention.
4. A change in fees on the HOD floor can have significant budget effects with no opportunity to rebalance the budget prior to the end of convention.
5. In practice, the process for changing budget items including fees on the HOD floor has been unwieldy with suboptimal results. The thought, logic and underlying support of the original proposal is often lost. Roberts Rules is not a good process for amending a budget.

The Rules and Legislation Committees' process for enacting changes includes early communication of proposals, enablement of delegate comment and a super majority requirement to overturn Committee recommendations. The Subcommittee believes this would be a good model for the budget approval process.

The Subcommittee unanimously recommends:

1. Membership registration fees should continue to be approved by the House of Delegates;
2. Any changes to a proposed budget passed out of Finance Committee and approved by the Board will require a super majority vote by the HOD;
3. The proposed budget will be available to delegates prior to convention (this has been the practice in recent years but it is not formalized). A fee change and budget summary will be included with the proposed budget; and
4. There will be an open forum early in the convention where delegates may ask questions, voice concerns or offer suggestions regarding the budget and fees. This is in addition to the two Finance Committee budget review meetings open to all delegates.

Recommendations 3 and 4 will be incorporated into FOG. FOG changes do not require submission to the Legislation Committee but do require approval by the Board of Directors.

Specifically, the Subcommittee recommends the Finance Committee approve sending a request to the Board of Directors for the following legislative and rules changes:

FC1

508.2 Fees

Membership registration fees ~~Fees~~ shall be established by the House of Delegates.

FC2

508.3 Budget Requests

~~Requests for budget items or funding that are disapproved by the Board of Directors (or those not submitted to the Board of Directors) may be approved by the House of Delegates by a two-thirds vote.~~ Changes to a budget approved by the Board of Directors shall require a two-thirds affirmative vote by the House of Delegates.

FC3

Pool Meet Sanction Requirements

202.1.1.A(4) ~~The sanction fee shall consist of a national fee established by the House of Delegates~~ in the annual budget. Each LMSC may also establish a local fee.

FC4

Pool Meet Recognition Requirements

202.2.1.A Application for recognition of events within the jurisdiction of USMS shall be made to the LMSC within which the event is to be held, and applications shall be accompanied by the recognition fee. The recognition fee shall consist of a national fee established ~~by the House of Delegates~~ in the annual budget. Each LMSC may also establish a local fee.

FC5

202.3.2.J The sanction fee shall consist of a national fee established ~~by the House of Delegates~~ in the annual budget. Each LMSC may also establish a local fee.