

FROM: Becky Meitin, Law & Legislation Chair
RE: L&L proposals to be discussed at the 2006 Convention

Enclosed please find proposed legislation to be discussed by the Law & Legislation committee at the USAS Convention in September. Many of these items (Items 1-43) are the code changes requested by the Board of Directors to finalize the restructuring of our organization.

Proposed new wording is underlined and in **bold** print and deletions are lined out.

1. Item 1 – Code, Article 3, Section 3.02 (page 3) new B & reletter.

3.02 Composition: The Board of Directors shall consist of the following:

- A. Remains the same.
- B. **The Secretary, appointed by the President as a nonvoting member.**

Rationale: To propose that the Secretary is a nonvoting member of the Board, not an elected officer and is appointed by the President. To reduce the size of the Board, but maintain this important position.

2. Item 2 – Code, Article 3, Section 3.02.B.4 (page 3)

3.02 Composition: The Board of Directors shall consist of the following:

- A. Remains the same
- B. One individual not otherwise involved in synchronized swimming (from the private sector) who:
 - 1. – 3 Remains the same.
 - 4. **Is recommended by the President and** ratified by the Board of Directors **in even numbered years.**

Rationale: Clarifying the process of selection, ratification and timing for this board member.

3. Item 3 – Code, Article 3, Section 3.02.C (page 3)

3.02 Composition: The Board of Directors shall consist of the following:

- A-B Remains the same.
- C. That number of Athlete Representatives necessary to assure that at least twenty percent (20%) of the Directors are athletes, **and one (1) of them shall be a retired athlete. The Athletes Executive Council (AEC) President shall be one (1) of these athletes. The Corporation's representative to the USOC Athletes Advisory Council (USOC-AAC) shall be one (1) of these athletes.** The **remaining Board of** Directors who are Athlete Representatives shall be elected by the Athletes Committee, **and** meet the requirements of Section 7.02 A., ~~and one (1) of them shall be a retired athlete. The Corporation's representative to the USOC Athletes Advisory Council (USOC AAC) shall be one (1) of these athletes. The~~

~~Athletes Executive Council (AEC) President shall be one (1) of these athletes.~~ If any athlete representative to the Board of Directors is unable to attend a meeting of the Board of Directors, those remaining athlete representatives shall each be given a weighted vote (See Appendix O).

Rationale: Clarifying the athlete selection process to the Board of Directors and re-arranging the order to flow better.

4. Item 4 – Code, Article 3, Section 3.03 (page 4)

3.03 Term: Other than the USOC-AAC representative, Directors shall begin their terms immediately following the annual meeting in the year in which they are elected/ratified for a two (2) year term. **When a Board of Directors member has been absent from two (2) consecutive meetings without reasons acceptable to the Board of Directors, the Board of Directors shall have the right to declare that such a member has forfeited his/her position. The Board of Directors may then fill the vacancy according to Article 3, Section 3.04.**

Rationale: Since the Board of Directors is smaller, this will ensure participation by the members of the Board and provide accountability to the Board of Directors and Board of Governors.

5. Item 5 – Code, Article 3, Section 3.09 (page 4-5) – Delete entirely

~~3.09 Audit Committee of the Board of Directors
A, B, C, & D.1-6.~~

Delete entire section. See new proposal to move it to Article 5, under President committees.

Rationale: To put all committees in Article 5.

6. Item 6 – Code, Article 4, Section 4.01 (page 5)

4.01 Officers: The officers of the Corporation shall be President, **Immediate Past President**, ~~Executive Vice President~~, ~~Technical Vice President~~ **Competitive Operations**, ~~Education Vice President~~ **Education and Certification**, ~~Officials Vice President~~, ~~Development Vice President~~ **Member Services**, ~~Olympic International Vice President~~ **Olympic International**, **Vice President Marketing** Secretary and Treasurer.

Rationale: To list the proposed new officers and list them by the preferred name – Vice President Competitive Operations vs. Competitive Operations Vice President.

7. Item 7 – Code, Article 4, Section 4.02.A & B (page 5)

4.02 Elections: Candidates for office...Corporation as follows:

- A. The President, ~~Olympic International~~ Vice President **Olympic International**, ~~Officials~~ Vice President **Education and Certification, and** Treasurer, ~~and Secretary~~ shall be elected in even numbered years.
- B. The ~~Executive~~ Vice President **Competitive Operations**, ~~Technical~~ Vice President **Member Services**, ~~Development~~ Vice President, and ~~Education~~ Vice President **Marketing** shall be elected in odd numbered years.

Rationale: To list the proposed new officers with the year of election.

8. Item 8 – Code, Article 4, Section 4.03 (page 5)

4.03 Term of Office: The term of each office shall be two (2) years, and shall begin immediately following the ~~A~~annual ~~M~~meeting **of the Corporation**. Officers.... eligibility remaining.

Rationale: Clarifying and housekeeping.

9. Item 9 – Code, Article 4, Section 4.05 (page 5)

4.05 President: The President shall...approved by legal counsel. **The President shall be responsible for the committees listed in Section 5.01 A of this Code.**

Rationale: To be clear that the President is responsible for committees.

10. Item 10 – Code, Article 4, Section 4.06 (page 5)

4.06 **Immediate Past** ~~Executive~~ Vice President: Shall serve in the absence of the President, oversee the Nominating and Election Committees, and be responsible for the administration of the National Office, and for the committees listed in Section 5.01 A of this Code **and may not hold any other Officer position while serving as the Immediate Past President to the Board of Directors.**

Rationale: To provide for continuity and institutional memory on the Board of Directors. To provide a resource for the President.

11. Item 11 – Code, Article 4, Section 4.07 (page 5)

4.07 ~~Technical~~ Vice President **Competitive Operations**: Shall be responsible for the committees listed in Section 5.01 B. of this Code, and shall serve in the absence of both the President and the **Immediate Past** ~~Executive~~ Vice President.

Rationale: Housekeeping if new officers approved.

12. Item 12 – Code, Article 4, Section 4.08 (page 5)

4.08 ~~Education~~ Vice President **Education and Certification**: Shall be responsible for the Boards listed in Section 5.01 C. of this Code.

Rationale: Housekeeping if new officers approved

13. Item 13 – Code, Article 4, Section 4.09 (page 5)

4.09 ~~Officials~~ Vice President **Member Services**: Shall be responsible for the **committees** Board listed in Section 5.01 D. of this Code. ~~Must hold a judges' rating of retaining Level VI-N or higher.~~

Rationale: Housekeeping if new officers approved

14. Item 14 – Code, Article 4, Section 4.10 (page 6)

4.10 ~~Development~~ Vice President **Marketing**: Shall be responsible for the committees listed in Section 5.01 E. of this Code.

Rationale: Housekeeping if new officers approved

15. Item 15 – Code, Article 4, Section 4.11 (page 6)

4.11 ~~Olympic International~~ Vice President **Olympic International**: Shall be the presiding officer of the International Relations Committee and shall be responsible for the committees listed in Section 5.01 F. of this Code.

Rationale: Housekeeping if new officers approved

16. Item 16 – Code, Article 4, Section 4.12 (page 6) Delete entirely & renumber

4.12 Secretary: Shall be responsible for recording all proceedings of the meetings of the Board of Governors and Board of Directors.

Rationale: Housekeeping if new officers approved. The Secretary position is no longer considered an officer.

17. Item 17 – Code, Article 4, Section 4.13 (page 6)

4.13 Treasurer: Shall be the chief financial officer of the Corporation, responsible to the Board of Directors for overseeing **financial planning, including** the preparation of all accounting and **financial** reports as required by the Board of Directors and Article 8 of this Code, ~~and the committees listed in Section 5.01 G. of this Code.~~ The Treasurer shall see that the financial records of the Corporation are kept in a manner consistent with generally accepted accounting **principles** ~~practices~~ for organizations of like size and complexity. The Treasurer shall not be a member of the Audit Committee.

Rationale: Housekeeping if new committee structure is approved, additional housekeeping changes for clarification purposes.

18. Item 18 – Code, Article 5, Section 5.01 (page 6) Delete current committee structure and replace with the following.

5.01 **Committees:** The following Standing Committees shall report to the respective Officer:

- | | |
|--|--|
| <p>A. <u>President:</u></p> <ol style="list-style-type: none">1. <u>Nominating</u>2. <u>Election</u>3. <u>Governance</u>4. <u>Audit Committee of the Board of Directors</u> | <p>D. <u>Member Services:</u></p> <ol style="list-style-type: none">1. <u>Membership</u>2. <u>Outreach</u> |
| <p>B. <u>Competitive Operations:</u></p> <ol style="list-style-type: none">1. <u>Rules</u><ol style="list-style-type: none">a. <u>Figures</u>2. <u>Championship Management</u><ol style="list-style-type: none">a. <u>National Scoring</u>3. <u>Championship Sites</u>4. <u>Athlete Programs</u><ol style="list-style-type: none">a. <u>Masters</u>b. <u>Collegiate</u> | <p>E. <u>Marketing:</u></p> <ol style="list-style-type: none">1. <u>Marketing and Promotion</u>2. <u>Awards and History</u><ol style="list-style-type: none">a. <u>Lillian MacKellar Award</u> |
| <p>C. <u>Education and Certification:</u></p> <ol style="list-style-type: none">1. <u>Coaches' Board</u><ol style="list-style-type: none">a. <u>Coaches' Review</u>2. <u>Judges' Board</u><ol style="list-style-type: none">a. <u>Judges' Review</u> | <p>F. <u>Olympic International:</u></p> <ol style="list-style-type: none">1. <u>International Relations</u><ol style="list-style-type: none">a. <u>International Relations Review</u>2. <u>National Team Program</u> |

Rationale: New committee structure proposed by BOD. See full description of committee responsibilities and composition in separate items.

19. Item 19 – Code, Article 5, Section 5.02 (page 7)

5.02 Committee Chairs shall be appointed by the respective officer, **unless otherwise defined in this Code**, with the approval of the President. The role of a Committee Chair... accomplishing these goals.

Rationale: To clarify that not all committee chairs are appointed by the respective officer. (For example, some are elected by the committees themselves, some are delineated in the code.)

20. Item 20 – Code, Article 5, Section 5.03 (page 7)

5.03 Composition: Committee Chairs shall appoint members of their Committees, **unless otherwise defined in this Code**, with the approval of the Officer responsible, and they shall serve a two (2) year term. **Term of service shall begin immediately following the Annual Meeting of the Corporation, in the year of their appointment/election.** ~~The respective officer shall be an ex-officio member of the Committees for which they are responsible.~~ All Committee members must be members of the Corporation but need not be members of the Board of Governors. Membership on Standing Committees shall include at least one (1) representative from each Zone and at least twenty percent (20%) Athlete Representation unless the composition of the committee is otherwise defined in the Code. **In the event a vacancy occurs on a committee, the person or zone responsible for appointing or electing the position initially shall fill the position for the duration of the term. The respective Officer shall be an ex-officio member of the Committees for which they are responsible. National Office staff may serve as advisors to the committees as assigned by the Executive Director.**

Rationale: To clarify that not all committee members are appointed by the respective officer; some are elected by the zones, selected by the Athletes AEC President, etc. In addition, to clarify the process to follow in the event of a vacancy. Also, to clarify that National Office staff may serve as advisors to committees and we no longer need to list which ones to which committees in the Code.

21. Item 21 – Code, Article 5, Section 5.04 (page 7) Delete entirely & renumber

5.04 ~~Nominating Committee: The Nominating Committee...are athletes.~~

Delete entire section. See new proposal to move it to Article 5, under President committees.

Rationale: To put all committees in Article 5 under their respective officer.

22. Item 22 – Code, Article 5, Section 5.05 (page 7) Delete entirely & renumber 5.05 – Election Committee: The President...Appendix M.

Delete entire section. See new proposal to move it to Article 5, under President committees.

Rationale: To put all committees in Article 5 under their respective officer.

23. Item 23 – Code, Article 5, Section 5.06.A& B (page 7) Delete entirely & replace 5.06 President Executive Vice President Committees

A. Nominating Committee

- 1. The Nominating Committee shall be responsible for nominating persons for the elected positions of the Corporation, with the exception of the Athlete Representatives. A slate of candidates shall be derived from all persons interested. Additional nominations may be made from the floor of the Annual Meeting of the Corporation, provided any such nominee is present and consenting.**
 - 2. The composition of the Nominating Committee shall include:**
 - a. The Chair, elected by the committee from among its members;**
 - b. Two (2) representatives from each Zone, elected by the respective Zones at the Annual Meeting of the Corporation. These members shall be from two different geographical areas from within the respective Zone, if possible. Candidates for the Nominating Committee need not be present at the Annual Meeting, but must consent to be nominated, to be considered for election to the committee.**
 - c. That number of Athlete Representatives, appointed by the AEC President, who meet the requirements of Section 7.02 A., necessary to assure that at least twenty percent (20%) of the Nominating Committee are athletes.**
 - d. A Past President of the Corporation, who is not running for an Officer position, shall be selected by the Nominating Committee to serve as an advisor.**
 - e. Members of the Nominating Committee may not run for office.**
 - f. Members of the current Board of Directors may not serve on the Nominating Committee.**
 - 3. Term of Service: The term of service on the Nominating Committee shall be two (2) years and shall begin immediately following the Annual Meeting of the Corporation. A member may not serve more than two (2) consecutive years. A member must wait as many consecutive years as has been served before being elected again to the Nominating Committee.**
- B. Election Committee: The Election Committee shall be responsible for the conduct of the elections of the Corporation and other duties as listed in Appendix M. The President shall appoint an Election Committee, which will consist of at least three (3) members and not more than five (5).**

C. Governance Committee

1. The Governance Committee shall:

- a. Maintain the Code and Administrative Rules of the Corporation, including the required By-Laws for the LSSCs and Zones.
- b. Revise, as appropriate, the Code and Administrative Rules to conform to FINA Rules and Regulations and the USOC By-Laws.
- c. Educate the membership on Governance procedures.
- d. Work with the Rules Committee to ensure consistency with the Technical Rules.

2. The composition of the Governance Committee shall include:

- a. The Chair, appointed by the President.
- b. One (1) representative from each Zone, elected by the respective Zones at the Annual Meeting of the Zones in conjunction with the Zone Championships.
- c. Three (3) At-Large members appointed by the Chair.
- d. That number of Athlete Representatives, appointed by the AEC President, who meet the requirements of Section 7.02 A., necessary to assure that at least twenty percent (20%) of the Governance Committee are athletes.

D. Audit Committee of the Board of Directors

1. The Audit Committee is appointed by the Board of Directors to assist the Board with its oversight of:

- a. the integrity of the Corporation's financial statements,
- b. the evaluation and recommendation of the independent auditor to examine the corporation's accounts, controls and financial statements,
- c. the independent auditor's qualifications and independence,
- d. the performance of the Corporation's independent auditors and USOC auditors,
- e. the compliance by the Corporation with legal and regulatory requirements, and
- f. other functions as assigned to the Audit Committee by the Board of Directors.

2. The composition of the Audit Committee shall include:

- a. The Chair, appointed by the Board of Directors from among its members;
- b. At least three (3) and not more than five (5) members appointed by the Board of Directors; and
- c. The USOC-AAC Representative.

Rationale: New proposed committee structure, describing the responsibilities and composition of the President's four committees.

24. Item 24 – Code, Article 5, Section 5.07.A-G (page 7) Delete entirely & replace 5.07 Technical Competitive Operations Committees

A. Rules Committee

1. The Rules Committee shall:

- a. Review proposals for changes to the Technical Rules, Figures and appropriate Appendices and recommend action to the Board of Directors.
- b. Ensure the accuracy of the rules and strive to maintain consistency throughout.
- c. Work with the Governance Committee to ensure consistency with the Code and Administrative Rules.

2. The composition of the Rules Committee shall include:

- a. The Chair, appointed by the Vice President Competitive Operations.
- b. Two (2) representatives from each Zone, appointed by the Chair in consultation with the respective Zone Chair.
- c. That number of Athlete Representatives, appointed by the AEC President, necessary to assure that at least twenty percent (20%) of the Rules Committee are athletes.

3. Figures Subcommittee: Shall review proposals for changes to the figure descriptions and groups and revise, as appropriate, to conform to FINA figure descriptions. The Figures Subcommittee shall recommend figures rule proposals to the Rules Committee for action.

a. The composition of the Figures Subcommittee shall include:

- (1) The Chair, appointed by the Vice President Competitive Operations from among the committee members;
- (2) Eight (8) members appointed by the Vice President Competitive Operations. Zone balance will be considered when appointing the committee members.
- (3) That number of Athlete Representatives, appointed by the AEC President, necessary to assure that at least twenty percent (20%) of the Figures Subcommittee are athletes.

B. Championship Management Committee: Shall prepare for and oversee all aspects of the National Championships and serve as advisors to all meet managers.

1. The composition of the Championship Management Committee shall include:

- a. The Chair, appointed by the Vice President Competitive Operations;
- b. The four (4) Zone Technical Chairs;
- c. The Championship Sites Committee Chair;
- d. The National Scoring Chair;
- e. The Sound/Equipment Manager appointed by the Vice President Competitive Operations; and
- f. That number of Athlete Representatives, appointed by the AEC President, necessary to assure that at least twenty percent (20%) of the Championship Management Committee are athletes.

2. National Scoring Subcommittee

- a. The National Scoring Subcommittee shall:
 - (1) Develop and implement scoring functions for use at all sanctioned competitions;
 - (2) Oversee all aspects of scoring for the National Championships, including operation of the electronic scoring system;
 - (3) Be responsible for training all volunteers for scoring and timing of the events;
 - (4) Ensure that all scoring related materials (judges slips, timing slips, penalty, control and officials sheets, etc) are available;
 - (5) Ensure timely delivery of the orders of draw to the Vice President Competitive Operations a minimum of 72 hours prior to the start of the National Championship; and
 - (6) Ensure timely delivery of results both during and after the National Championship.
 - b. The composition of the National Scoring Subcommittee shall include:
 - (1) The National Scoring Chair, appointed by the Vice President Competitive Operations;
 - (2) The four (4) Zone Scoring Chairs;
 - (3) The Sound/Equipment Manager appointed by the Vice President Competitive Operations; and
 - (4) That number of Athlete Representatives, appointed by the AEC President, necessary to assure that at least twenty percent (20%) of the National Scoring Subcommittee are athletes.
- C. Championship Sites Committee**
- 1. The Championship Sites Committee shall:
 - a. Solicit and review potential sites, and locate potential new sites for National Championship Events;
 - b. Establish standards for facilities and host organizations required for hosting the various levels of competition, and maintain a roster of facilities meeting those standards;
 - c. Work with the Championship Management Committee and the Vice President Competitive Operations to evaluate sites during the championship to determine suitability for use in the future.
 - d. The Committee shall make sites recommendations to the Executive Director. The Executive Director shall present the selections to the Board of Directors for approval.
 - 2. The composition of the Championship Sites Committee shall include:
 - a. The Chair, appointed by the Vice President Competitive Operations;
 - b. One (1) representative from each Zone, elected by the respective Zones at the Annual Meeting of the Zones in conjunction with the Zone Championships.
 - c. Two (2) At-Large members appointed by the Vice President Competitive Operations;
 - d. The Championship Management Committee Chair; and

- e. That number of Athlete Representatives, appointed by the AEC President, necessary to assure that at least twenty percent (20%) of the Championship Sites Committee are athletes.
- D. Athlete Programs Committee: Shall develop and oversee competitive programs at all levels except National Team. The Athlete Programs Committee shall recommend competitive program proposals to the Rules Committee for action.**
- 1. The composition of the Athlete Programs Committee shall include:
 - a. The Chair, appointed by the Vice President Competitive Operations;
 - b. One (1) representative from each area of expertise:
 - (1) National Team programs – to be appointed by the National Team Director and to serve as the liaison between the Athlete Programs Committee and the National Team Program Committee.
 - (2) Junior programs – to be appointed by the Chair.
 - (3) Age Group/Grass Roots programs – to be appointed by the Chair.
 - (4) Masters programs – to be selected at the Masters Annual Meeting held in conjunction with the U.S. Masters Championships.
 - (5) Collegiate programs - to be selected at the Collegiate Annual Meeting held in conjunction with the U.S. Collegiate Championships.
 - c. That number of Athlete Representatives, appointed by the AEC President, necessary to assure that at least twenty percent (20%) of the Athlete Programs Committee are athletes.
 - 2. Masters Subcommittee: Shall serve as advisors for the masters program, including the U.S. Masters Championships and recommend masters program proposals to the Athlete Programs Committee for action.
 - a. The composition of the Masters Subcommittee shall include:
 - (1) The Chair, elected at the Masters Annual Meeting held in conjunction with the U.S. Masters Championships.
 - (2) A maximum of eight (8) At-Large members appointed by the Masters Subcommittee Chair.
 - (3) That number of Athlete Representatives, elected by Masters Athletes at the U.S. Masters Championships, necessary to assure that at least twenty percent (20%) of the Masters Subcommittee are athletes.
 - 3. Collegiate Subcommittee: Shall serve as advisors for the collegiate program, including the U.S. Collegiate Championships and recommend collegiate program proposals to the Athlete Programs Committee for action.
 - a. The composition of the Collegiate Subcommittee shall include:
 - (1) The Chair, elected at the Collegiate Annual Meeting held in conjunction with the U.S. Collegiate Championships.
 - (2) A maximum of eight (8) At-Large members appointed by the Collegiate Subcommittee Chair.
 - (3) That number of Athlete Representatives, elected by Collegiate Athletes at the U.S. Collegiate Championships, necessary to assure

that at least twenty percent (20%) of the Collegiate Subcommittee are athletes.

Rationale: New proposed committee structure, describing the responsibilities and composition of the Vice President Competitive Operation's four committees and their subcommittees.

25. Item 25 – Code, Article 5, Section 5.08.A-D (page 8) Delete entirely & replace
5.08 Education and Certification Boards

A. Coaches' Board: Shall oversee programs to recruit, educate, certify and evaluate coaches for all levels.

1. The composition of the Coaches' Board shall include:

- a. The Administrator of the Coaches' Programs, as Chair. The Administrator of the Coaches' Programs is appointed by the Vice President Education and Certification. The Administrator of the Coaches' Programs shall be responsible for supervising and assigning tasks to the members of the Board, recommending policy changes to the Vice President Education and Certification and recruiting coaches.
- b. The four (4) Zone Education Chairs;
- c. Four (4) At-Large members appointed by the Administrator of the Coaches' Programs;
- d. That number of Athlete Representatives, appointed by the AEC President, who meet the requirements of Section 7.02 A., necessary to assure that at least twenty percent (20%) of the Coaches' Board are athletes.

2. Coaches' Review Subcommittee: Shall promptly investigate all formal requests for review of a coach's record and/or conduct as a coach. The report of the investigation, findings and recommendations shall be forwarded to the Board of Directors.

- a. The composition of the Coaches' Review Subcommittee shall include:
 - (1) The Administrator of the Coaches' Programs, as Chair;
 - (2) The four (4) Zone Education Chairs;
 - (3) That number of Athlete Representatives, appointed by the AEC President, who meet the requirements of Section 7.02 A., and are retired from competition, necessary to assure that at least twenty percent (20%) of the Coaches' Review Subcommittee are athletes.

B. Judges' Board: Shall oversee programs to recruit, educate, certify and evaluate judges for all levels.

1. The composition of the Judges' Board shall include:

- a. The Administrator of the Judges' Programs, as Chair. The Administrator of the Judges' Programs is appointed by the Vice President Education and Certification and must hold a judges' rating of retaining Level VI-N or higher. The Administrator of the Judges' Programs shall be responsible for supervising and assigning tasks to the members of the Board, recommending policy changes to the Vice

President Education and Certification, recruiting judges, and administering judges selection for and assignment during National Championships.

- b. **The four (4) Zone Officials Chairs;**
 - c. **Four (4) At-Large members appointed by the Administrator of the Judges' Programs; and**
 - d. **That number of Athlete Representatives, appointed by the AEC President, who meet the requirements of Section 7.02 A., necessary to assure that at least twenty percent (20%) of the Judges' Board are athletes.**
2. **Judges' Review Subcommittee: Shall review the performance of all certified judges, and promptly investigate all formal requests for review of a judge's record and/or conduct as a judge. The report of the investigation, findings and recommendations shall be forwarded to the Board of Directors. (See Appendix G, Section 1.13)**
- a. **The composition of the Judges' Review Subcommittee shall include:**
 - (1) **The Administrator of the Judges' Programs, as Chair;**
 - (2) **The four (4) Zone Officials Chairs;**
 - (3) **That number of Athlete Representatives, appointed by the AEC President, who meet the requirements of Section 7.02 A., and are retired from competition, necessary to assure that at least twenty percent (20%) of the Judges' Review Subcommittee are athletes.**

Rationale: New proposed committee structure, describing the responsibilities and composition of the Vice President Education and Certification's two boards and their subcommittees. To consolidate the education of Judges & Coaches under one VP to ensure continuity in the programs.

26. Item 26 – Code, Article 5, Section 5.09.A&B (pages 8-9) Delete entirely & renumber

5.09 Officials Board
——— A & B.1-4

Delete entire section.

Rationale: Housekeeping, if new Board of Directors and committee structure passes.

27. Item 27 – Code, Article 5, New Section 5.09.A&B (pages 8-9)

5.09 Member Services Committees

A. Membership Committee: Shall develop and implement programs to recruit and retain membership in the sport, including life member and alumni service programs.

- 1. **The composition of the Membership Committee shall include:**

- a. The Chair, appointed by the Vice President Member Services;
 - b. One (1) representative from each Zone, elected by the respective Zones at the Annual Meeting of the Zones in conjunction with the Zone Championships.
 - c. One (1) representative from each Zone, appointed by the Membership Committee Chair.
 - d. That number of Athlete Representatives, appointed by the AEC President, who meet the requirements of Section 7.02 A., necessary to assure that at least twenty percent (20%) of the Membership Committee are athletes.
- B. Outreach Committee: Shall identify, make contact with and provide assistance and resources to organizations that may be interested in adding and supporting synchronized swimming to their existing community-based or school programs.
- 1. The composition of the Outreach Committee shall include:
 - a. The Chair, appointed by the Vice President Member Services;
 - b. One (1) representative from each Zone, elected by the respective Zones at the Annual Meeting of the Zones in conjunction with the Zone Championships.
 - c. One (1) representative from each Zone, appointed by the Outreach Committee Chair.
 - d. That number of Athlete Representatives, appointed by the AEC President, necessary to assure that at least twenty percent (20%) of the Outreach Committee are athletes.

Rationale: New proposed committee structure, describing the responsibilities and composition of the Vice President Member Service's two committees.

28. Item 28 – Code, Article 5, Section 5.10.A-C (page 9) Delete entirely & replace

5.10 Marketing Development Committees

A. Marketing and Promotion Committee

- 1. The Marketing and Promotion Committee shall:
 - a. Assist the National Office staff with marketing plan development and brand recognition;
 - b. Assist with sponsor and partnership development; and
 - c. Provide input for publications and written marketing materials, including recommending content and potential authors.
- 2. The composition of the Marketing and Promotion Committee shall include:
 - a. The Chair, appointed by the Vice President Marketing;
 - b. A maximum of eight (8) At-Large members appointed by the Marketing and Promotion Committee Chair; and
 - c. That number of Athlete Representatives, appointed by the AEC President, necessary to assure that at least twenty percent (20%) of the Marketing and Promotion Committee are athletes.

B. Awards and History Committee

1. **The Awards and History Committee shall:**
 - a. **Select the annual recipients for the national awards, with the exception of the Lillian MacKellar Award;**
 - b. **Coordinate with the National Office staff the acquisition of and presentation of awards, including providing any necessary biography information;**
 - c. **Work with the National Office staff to determine what history should be preserved and the most effective method to preserve the history.**
2. **The composition of the Awards and History Committee shall include:**
 - a. **The Chair, appointed by the Vice President Marketing;**
 - b. **A maximum of eight (8) At-Large members appointed by the Awards and History Committee Chair; and**
 - c. **That number of Athlete Representatives, appointed by the AEC President, necessary to assure that at least twenty percent (20%) of the Awards and History Committee are athletes.**
3. **Membership Prerequisite: Committee members shall have been involved with the sport for more than ten (10) years. The requirement for Athlete Representatives shall be waived.**
4. **Lillian MacKellar Award Subcommittee: Shall be responsible for selecting the annual recipient for the Lillian MacKellar Award.**
 - a. **The composition of the Lillian MacKellar Award Subcommittee shall include:**
 - (1) **The Chair, appointed by the Vice President Marketing from among the subcommittee members;**
 - (2) **Previous Lillian MacKellar Award winners; and**
 - (3) **That number of Athlete Representatives, appointed by the AEC President, necessary to assure that at least twenty percent (20%) of the Lillian MacKellar Subcommittee are athletes.**

Rationale: New proposed committee structure, describing the responsibilities and composition of the Vice President Marketing's two committees and subcommittees.

29. Item 29 – Code, Article 5, Section 5.11.A (page 10)

5.11 Olympic International Committees

A. International Relations Committee:

1. **The International Relations Committee:** Shall be responsible for all international aspects for the sport of synchronized swimming, including but not limited to:
 - a. Approving the policies and plans for international competition (coaches, judges and managers) where the Corporation sends a delegation representing the United States;

- b. Establishing plans for naming personnel to the FINA Bureau, FINA TSSC, ASUA Executive, ASUA TSSC, and other international organizations, as appropriate; and
 - c. Approving club options, special events, and protocol for international delegations.
2. The composition of the International Relations Committee shall include:
- a. ~~The Olympic International Vice President~~ **Olympic International**, as Chair;
 - b. The President of the Corporation;
 - c. The **Immediate Past Vice President Olympic International** ~~Officials Vice President~~;
 - d. – g Remains the same.
 - h. That number of Athlete Representatives necessary to assure that at least twenty percent (20%) of the International Relations Committee are athletes. **The Corporation’s representative to the USOC Athletes Advisory Council (USOC-AAC) and USOC-AAC Alternate shall be two (2) of these athletes.** The **remaining** members **of the International Relations Committee** who are Athlete Representatives shall be **appointed by the AEC President** ~~elected by the Athletes Committee~~, meet the requirements of Section 7.02 A., and shall be retired from competition. ~~The Corporation’s representative to the USOC Athletes Advisory Council (USOC-AAC) and USOC-AAC Alternate shall be two (2) of these athletes; and~~
 - i. Remains the same.
3. Remains the same.
4. Remains the same.

Rationale: Mostly housekeeping if new Board of Directors structure passes, plus clarification on selection of Athlete Reps. The biggest change is the replacement of the Officials Vice President with the Immediate Past VP OI. This change is intended to provide continuity and institutional memory in the international area.

30. Item 30 – Code, Article 5, Section 5.11.A. new 5 (page 10) & delete 5.11.C.1-2

5.11 Olympic International Committees

A. International Relations Committee:

5. International Relations Review Subcommittee

a. The International Relations Review Subcommittee shall resolve petitions related to:

- (1) Athlete injury or illness during the National Team Trials Selection process. (See Appendix E)**
- (2) Athlete eligibility to participate in National Team Trials. (See Appendix E)**
- (3) Review and approve Club Option applications, including funding recommendations when available. (See Appendix F)**
- (4) Athlete eligibility to participate when a Masters international competition has limited entries. (See Appendix F)**

- b. **The composition of the International Relations Review Subcommittee shall include:**
- (1) **The Vice President Olympic International, as Chair;**
 - (2) **The President;**
 - (3) **The National Team Director;**
 - (4) **One (1) retired athlete selected by the National Team Director who is unaffiliated with any of the athletes in contention; and**
 - (5) **One (1) person selected by the President who exhibits knowledge of the sport, knowledge of the international scene in elite synchronized swimming, and demonstrates a fair and unbiased disposition.**

Rationale: Housekeeping change to put the IR Review Subcommittee under the IR Committee to be consistent in formatting with the other subcommittees.

31. Item 31 – Code, Article 5, Section 5.11.B (page 10) (Reletter)

5.11 Olympic International Committees

B. National Team Program Committee:

1. **The National Team Program Committee:** Shall oversee the Elite Coaches Seminar; National Team planning, selection, training and events; sports medicine, and the Apprentice Coaching Education (ACE) program.
2. The composition of the National Team Program Committee shall include:
 - a. The National Team Director, as Chair;
 - b. ~~The Olympic International Vice President;~~
 - c. ~~The Corporation’s representative to the NGB Council of the USOC;~~
 - bd. Seven (7) Six (6) National Team Coaches** selected by the National Team Director from the pool of National Team Coaches shall serve a two (2) year term;
 - e. ~~Three (3) coaches selected by the National Team Director from the clubs represented in the finals at the preceding U.S. National Championship shall be members for the ensuing year;~~
 - f. ~~One (1) coach from the club that is represented the most in the finals of the preceding Zone Championship, if a Zone is not represented in the finals at the preceding U.S. National Championships, shall be a member for the ensuing year;~~
 - cg. Four (4) Five (5) At-Large members** who are not members of the pool of National Team Coaches shall be elected by the Board of Governors to serve a two (2) year term;
 - dh.** That number of Athlete Representatives necessary to assure that at least twenty percent (20%) of the National Team Program Committee are athletes. **The Corporation’s representative to the USOC Athletes Advisory Council (USOC-AAC) shall be one (1) of these athletes.** The **remaining members of the National Team Program Committee** who are Athlete Representatives shall be **appointed by the AEC President** elected by the ~~Athletes Committee~~, meet the requirements of Section 7.02 A., and

shall be retired from competition. ~~The Corporation's representative to the USOC Athletes' Advisory Council (USOC AAC) shall be one (1) of these athletes.~~

- ei. **The Corporation's representatives to the FINA TSSC and the USOC NGB Council shall serve as advisors without a vote.**

Rationale: To reduce the size of the committee, but still retain the elected At-Large members and the advise and counsel of the FINA TSSC and USOC NGB Council reps. In addition, the Vice President is already an ex-officio member of the committee so does not need to be listed. Housekeeping changes to clarify how the Athlete reps are selected.

32. Item 32 – Code, Article 5, Section 5.12 (page 11) Delete entirely & renumber

~~5.12 Finance Committee shall:~~

~~A–C~~

Delete entire section & renumber current 5.13 to 5.12.

Rationale: Housekeeping, if new Board of Directors and committee structure passes.

33. Item 33 – Code, Article 7, Section 7.01 (page 16) new F.

7.01 Athletes Committee: There shall be an Athletes Committee composed as follows:

A. Remains the same.

B. **At-Large:** One (1) Athlete Representative At-Large shall be elected each year at the General Athletes Meeting at the U.S. National Championships to serve a two (2) year term. * ~~See Article 2.02.E.4.~~ **(See Article 2, Section 2.02.E.4.)**

C. - E. Remains the same.

~~F. Delete entirely~~

F. **Athletes Executive Council (AEC): The Athlete Representatives on the AEC shall be automatic members of the Athletes Committee.**

Rationale: Section B. is housekeeping. New Section F clarifies that the AEC is automatically on the Athletes Committee which is similar to the BOD being automatic members of the BOG. See new proposal to move old F. to new section.

34. Item 34 – Code, Article 7, Section 7.02 (page 16-18) Move to new section 7.06 and rename “Eligibility Requirements to Committees” & renumber.

7.06 Eligibility Requirements to Committees

A. – C. Remains the same.

Move section 7.02 in its entirety to a new Section 7.06. Change all references to 7.02 to 7.06 throughout the rulebook. Renumber remaining sections 7.03-7.06 to 7.02-7.05.

Rationale: To reformat this Article into a more logical order.

35. Item 35 – Code, Article 7, Section 7.03 (page 18) various changes

7.03 Athletes Executive Council: There shall be an Athletes Executive Council (AEC) composed of **seven (7) AEC Officers, the USOC Athletes Advisory Council (USOC-AAC) Representative and the Board of Directors Athlete Representatives** ~~nine (9) Athlete Representatives~~ as set forth herein. The AEC shall have the authority to act for the Athletes Committee between meetings. Each AEC member is an ex-officio member of all Standing Committees within their area of responsibility and shall communicate athlete opinion and advice to each committee.

A. The AEC Officers shall be elected by the Athletes Committee at the Annual Meeting of the Corporation to serve a two (2) year term as follows:

1. The AEC President, AEC ~~Technical~~ Vice President **Olympic International**, AEC ~~Officials~~ Vice President **Education and Certification**, and AEC Secretary shall be elected in even numbered years.
2. The AEC ~~Executive~~ Vice President **Competitive Operations**, AEC ~~Education~~ Vice President **Member Services, and** AEC ~~Development~~ Vice President and AEC ~~Olympic International~~ Vice President **Marketing** shall be elected in odd numbered years.

B. The USOC-AAC Representative: In the Olympic year, the Representative to the USOC-AAC for the next quadrennium shall be elected at the General Athletes Meeting at the U.S. National Championships, but no later than May 31st.

1. An athlete may serve as the USOC-AAC Representative for a maximum of two terms. If elected by the USOC-AAC as an At-Large member of the USOC-AAC, the athlete may serve a third term.

C. The Board of Directors Athlete Representatives, excluding the AEC President and the USOC-AAC Representative, shall be elected in odd numbered years by the Athletes Committee at the Annual Meeting of the Corporation to serve a two (2) year term.

D. Responsibilities

1. AEC President: Shall chair both the AEC and the Athletes Committee, **shall serve on the Board of Directors and shall be responsible for the committees listed in Section 5.01 A of this Code;**
2. ~~AEC Executive Vice President:~~ Shall serve in the absence of the AEC President and be responsible for the committees listed in Section 5.01 A and G of this Code;

- ~~23.~~ AEC Technical Vice President **Competitive Operations**: Shall be responsible for the committees listed in Section 5.01 B of this Code and ~~shall serve in the absence of both the AEC President and AEC Executive Vice President~~;
- ~~34.~~ AEC Education Vice President **Education and Certification**: Shall be responsible for the Boards listed in Section 5.01 C of this Code;
- ~~5.~~ AEC Officials Vice President: Shall be responsible for the Board listed in Section 5.01 D of this Code;
- 4. AEC Vice President Member Services: Shall be responsible for the committees listed in Section 5.01 D of this Code;**
- ~~56.~~ AEC Development Vice President **Marketing**: Shall be responsible for the committees listed in Section 5.01 E of this Code;
- ~~67.~~ AEC Olympic International Vice President **Olympic International**: Shall be responsible for the committees listed in Section 5.01 F of this Code;
- ~~78.~~ AEC Secretary: Shall be responsible for recording all proceedings of the meetings of the AEC and the Athletes Committee.
- 8. The USOC-AAC Representative: Shall serve in the absence of the AEC President and be responsible for reporting USOC matters to the AEC, the Athletes Committee and the Board of Directors.**
- 9. Board of Directors Athlete Representatives: Shall serve in the absence of both the AEC President and the USOC-AAC Representative and be responsible for attending all Board of Directors meetings and communicating athlete opinion to the Board and the Athletes Committee.**
- ~~C.~~ The USOC AAC Representative shall serve on the AEC with the responsibility of reporting USOC matters to the committee.
- ~~E.D.~~ All AEC members, **with the exception of the AEC President, the USOC-AAC Representative and the Board of Directors Athlete Representatives**, shall meet at least the minimum requirements of Section 7.02 B. at the time of their election. **The AEC President, the USOC-AAC Representative and the Board of Directors Athlete Representatives shall meet the requirement of Section 7.02 A at the time of their election.**

Rationale: To better define the members of the AEC; to conform to the USSS Board of Directors officers and responsibilities; to better define the types of athletes reps, when and how they are elected and their responsibilities; and better define minimum requirements for serving.

36. Item 36 – Code, Article 7, Section 7.04 (page 18)

7.04 Term of Office: **The AEC Athlete Representatives shall take office immediately following the at the Annual Meeting of the Corporation in the year of their election and shall serve a two (2) year term following their election. All other Athlete Representatives shall take office immediately following the competition at which their election was held and their** Their term of office shall include two (2) ~~a~~Annual ~~m~~Meetings and terminate when their successor is elected at the appropriate competition.

Rationale: To better clarify the term of office for Athlete representatives.

37. Item 37 – Code, Article 7, Section 7.05.C. (page 19)

7.05 Procedures for Athlete Representative nominations and elections

- C. Candidates for office must be members of the Corporation, **should be consenting** and **need not** must be present ~~and/or consenting~~ to be elected, with the exception of the election of the USOC-AAC Representative. Eligible candidates for the USOC-AAC Representative position may be nominated, regardless of membership in the Corporation

Rationale: To conform to new wording approved at convention 2005 in Article 4, Section 4.02

38. Item 38 – Code, Article 8, Section 8.02 (page 19-20)

8.02 Responsibilities: The Treasurer shall be responsible to assure that:

- ~~A. All monies due the Corporation are received and deposits made to the proper accounts in the name of the Corporation.~~
- ~~B. All bills approved by a duly authorized officer or by the Board of Directors are duly paid, provided it is within the authorized current budget of the Corporation.~~
- AC. All monies, accounts, books, papers, vouchers, and records pertaining to the office of Treasurer for audit or other purposes, are delivered to the independent auditors, USOC auditors, or Audit Committee when requested.
- ~~B~~D. An annual financial report is prepared for presentation at the Annual Meeting of the Board of Governors.
- ~~E. Budget allocations are used for the declared purpose only.~~
- ~~F. All claims for monetary reimbursement are substantiated by original copies of pertinent receipts.~~
- C. Clubs, LSSCs and Zones are aware of their financial responsibilities and reporting requirements to the Corporation.**

Rationale: To provide a more up-to-date description of the Treasurer's responsibilities. The deleted items are currently performed by the Finance Manager, not the Treasurer.

39. Item 39 – Code, Article 8, Section 8.03 (page 20)

8.03 Annual Audit: The financial records of the Corporation shall be audited annually by an independent Certified Public Accountant selected by the **Audit Committee** ~~Board of Directors~~, showing the income and disbursements of the Corporation. Such annual financial reports shall be made available for inspection by members of the general public at the Corporation's principal office on request made within sixty (60) days after notice of availability.

Rationale: Housekeeping

40. Item 40 – Code, Article 10, Section 10.01.A. (page 21)

10.01 Requirements: The year following...in the legislative year as follows:

- A. Revisions to Part One (**Code**), Appendix A and B (**By-Laws**) (~~Code~~); Part Two (Administrative Rules); Part Three (Technical Rules) and Part Four (Figures) ~~may be altered, amended or repealed~~ as follows:
 - 1. Remains the same.
 - 2. Remains the same.

Rationale: Housekeeping

41. Item 41 – Code, Article 10, Section 10.02 (page 21)

10.02 Proposals: An amendment may be proposed by an LSSC, a committee of the Corporation, a member of the Board of Governors, or a member of the Board of Directors. All proposed amendments shall be in such form as to show the entire section as it will read if adopted, with any changes in language underlined if new and lined out if deleted. All proposed amendments to the Technical Rules shall be considered by the Rules Committee, all proposed amendments to the Figures shall be considered by the Figures **Subcommittee** ~~Committee~~, and proposed amendments to the Code, Administrative Rules, and Appendices A and B shall be considered by the **Governance Law and Legislation** ~~Committee~~. Each respective committee shall prepare a report and recommendation to the Board of Directors.

Rationale: Housekeeping, if new committee structure is approved.

42. Item 42 – Code, Article 10, Section 10.06 (page 22)

10.06 Expired Deadline Requirements: In the legislative year, if the deadline has expired for submission of legislation to the Rules, Figures, and **Governance Law and Legislation** ~~Committees~~, additional amendments may be proposed, and amendments may be proposed in non-legislative years, but such amendments may be adopted only when ninety percent (90%) of ~~the delegates to~~ the Board of Directors present vote in favor of such amendments.

Rationale: Housekeeping, if new committee structure is approved and removing excess wording.

43. Item 43 – Housekeeping changes if items 1-42 are approved

- a. Code - Article 2 – Section 2.02.D. (page 2) – change reference to 7.02 A and B to 7.06 A and B; also change reference to 7.05 to 7.04 and 7.06 to 7.05.
- b. Admin Rules - Article 24, Section 24.03 (page 4) – change reference to 7.06 A.
- c. App. B - Article 5, Section 5.07 B # 7-9 (page 4) – change name of Technical Vice President to Vice President Competitive Operations.

- Article 5, Section 5.07 C # 3 – change name of National Scoring Committee to National Scoring Subcommittee.
- Article 5, Section 5.07 D. # 2 – change name of Education Board to Coaches’ Board
- d. App C – page 1 – delete Finance Committee from 1st paragraph.
 - e. App D – page 1 – change name of Law & Legislation Committee to Governance Committee in 1st paragraph.
 - f. App G – change name of Officials Board to Judges’ Board in 1st paragraph and throughout document. Also, change name of Officials Vice President to Administrator of the Judges’ Programs throughout document.
 - g. App H – change name of Event Management Committee to Championship Management Committee in 1st paragraph.
 - h. App J, App M & App O. – change name of Law & Legislation Committee to Governance Committee in 1st paragraph.
 - i. App N – page 2 & 3 - change name of Officials Board to Judges’ Board and Officials Vice President to Administrator of the Judges’ Programs. Correct name of Olympic International Vice President to Vice President Olympic International.
 - j. Rules – change name of Technical Vice President to Vice President Competitive Operations in all places [pg 1, 18, 19(2), 27, 28, 35]
Change name of Officials Vice President to Administrator of the Judges’ Programs in all places [pg 24(2)]
Change name of Officials Board to Judges’ Board – page 25

44. Item 44 – Appendix A, Article 5, Section 5.06 (page 3)

5.06 Elections: Candidates for office ~~must be present and/or consenting~~ **should be consenting and need not be present** to be elected.

Rationale: Housekeeping, to match the Code, Article 4, Section 4.02

45. Item 45 – Appendix A, Article 6, Section 6.04 (page 4)

6.04 General: The LSSC shall make such other reports and remittances to USSS as specified in its Code or by the USSS Board of Directors ~~or USSS Board of Governors~~. The Administrative Chair...are made.

Rationale: Housekeeping, I think, as the BOG now only makes recommendations to the BOD.

46. Item 46 – Appendix B, Article 5, Section 5.06 (page 3)

5.06 Elections: Candidates for office ~~must be present and/or consenting~~ **should be consenting and need not be present** to be elected.

Rationale: Housekeeping, to match the Code, Article 4, Section 4.02

47 Item 47 – Appendix B, Article 6, Section 6.04 (page 5)

6.04 General: The Zone shall make such other reports and remittances to USSS as specified in its Code or by the USSS Board of Directors ~~or USSS Board of Governors~~. The Zone Chair....are made.

Rationale: Housekeeping, I think, as the BOG now only makes recommendations to the BOD