

Florida Gold Coast Swimming
2023 House of Delegates
Academic Village Swimming Pool, Pembroke Pines
October 21, 2023
1pm-4pm

Chair Jennifer Gibson called the meeting to order at 1:15pm

I. Roll Call

Roll Call was handled during the check-in procedure from 1:00pm-1:30pm (by Richard Cavanah as participants entered the room)-48 delegates present.

II. Opening remarks: Chair Jennifer Gibson

Mission Statement: Florida Gold Coast swimming promotes the growth and development of a diverse swimming community through education, innovation, and by supporting a safe environment and a commitment to excellence.

Vision Statement: To create an environment which develops excellence and life fitness through competitive swimming in the Florida Gold Coast.

III. Review & Approval of Minutes

A. Minutes of House of Delegates Saturday, October 22, 2022

Motion: *To approve minutes from House of Delegates 2022 with correction of officers.* Liz Kershaw. **Second** Bruno Darzi **Passed.** *No Opposed*

IV. Officers' Reports

A. General Chair-Jennifer Gibson-

1. Last meeting as General Chair. This has been an incredible 4 years which began 2019. Had one meeting in person at Coral Springs and then all the others were virtual using ZOOM. Had meetings every 2 weeks. Thank you to the Board—some special shout outs to people who stepped up and performed double duty: Bruno Darzi (admin chair), Richard Cavanah(treasure/registration), Christi Wathen(coaches chair), Chris Anderson(senior chair), Steven Goldman(officials chair), Liz Kershaw(age group chair) and Lori Bosco(swimposium). Two special board members: Richard Cavanah and Kathleen Prindle whose help are summed up in this quote: "Think things through and fully commit, a half-hearted spirit has no power. Tentative effort leads to tentative outcomes". Bobby Finke today said: "Facing what hard work is and understanding it. Understanding it makes you better".

"This board of directors is committed to excellence-A united quest for on-going improvement. You must be organized correctly if you are going to build", commented Jennifer Gibson.

2. Bruno Darzi-Admin Vice Chair also leads technical planning committee. TPC oversees meet championships, 2024 meet schedule, looking how to improve meet and looking at ways to run more efficiently.

3. Chris Anderson-Sr. Chair-position working on meet information for Senior Championships. Have a relation with FI swimming and the Southern Zone Sectional

Committee. Changes with the format for sectionals in 2024: Thursday - Saturday prelim/finals, and timed finals for Sunday morning. Meet information out soon. 2024 Sectionals will be held in Orlando. The summer sectionals-Memorial day weekend will be in Ocala, FL

4. Liz Kershaw-Age group chair-Age group time standards have not changed and will be posted.

5. Christi Wathen-see attached report. Send emails to coaches. Will be reaching out to all teams to update email of all coaches on team. Send out reminders to all coaches with registration, memberships, SWMS and to keep coaches informed. All emails are on the FGC website.

6. Richard Cavanah-registration chair-report attached. Available to aid with registration. Treasurer-report attached-financial standing and proposed budget which will need to be passed later in the meeting.

7. Lori Bosco- do minutes for all meetings and help with the swimposium

8. Steve Goldman-see attached report. Encourage coaches to get more officials involved.

9. Dave Gibson-Finance committee. thank you for the committee. Finances are very good. Look at budget in financial support.

10. Mike Averett-safe sport-8th year doing safe sport. See attached report. FGC is currently ranked 14.

11. Jack Davies- DEI chair-See attached report. Trying to create a library of those resources available to parents and coaches.

12. Rodrigo Mendes da Silva- at large member-first year serving on the board learning how to support the FGC.

V. Governance Committee (Kathleen Prindle)

1. ABM and Category Overview-have a local HOD and a National HOD. All documents on FGC website under Governance.

2. Nominating Committee

3. Recognition of Outgoing Board Members: Allan Golding-(At-large), Mike Averett (Safe sport), Liz Kershaw(Age group), Bruno Darzi(Admin chair), and Jennifer Gibson(General Chair)-who was awarded lifetime membership by USA swimming for her commitment to swimming.

4. Board openings and Slate Overview. The slate is not mandatory. 7 athletes on the slate of BOD. The slate is the main job.

VI. Motions and Actions

A. 2024 Proposed Budget-Richard Cavanah. See handout.

Motion: To increase line item 39-Office Administration- 5% Jennifer Gibson.

Second Steve Goldman. **Friendly amendment to increase line item 39 to 10% to a total of \$27,500.00.** Kathleen Prindle. **Second** Lori Bosco. **Passed.** No Opposed.

Motion: To approve 2024 budget as proposed. Liz Kershaw. **Second** Jack Davies. **Passed.** No opposed.

B. Bylaw Motions

1. Housekeeping-Kathleen Prindle.

Motion: To set the athletes to 20% of the voting membership of the Board of Directors. Ari Villar. **Second** Lori Bosco

Motion: Propose an amendment to the motion to have athlete representation set in the by-laws at 30% in line with the proposed slate of delegates. Jack Davies. **Second** Steve Goldman. **Passed.** No opposed.

Motion: To approve the attached FGC by-laws housekeeping changes as amended in the “yellow highlighted section” changes from 2019-2022. Kathleen Prindle. **Second** Steve Goldman. **Passed.** No opposed.

Motion: To approved proposed changes of the attached FGC bylaws per 2023 USAS-S and ABM in the “blue highlighted section” and modify sections to reflect athlete representation at 30% throughout the document. Kathleen Prindle. **Second** Steve Goldman. **Failed.** Hand vote: 16 yes to 32 no.

Motion: To approved proposed changes of the attached FGC bylaws per 2023 USAS-S and ABM in the “blue highlighted section” and modify sections to reflect athlete representation at 30% on the Board of Directors only. Richard Cavanah. **Second** Steve Goldman. **Passed.** No opposed.

Motion: To approved proposed changes of the attached FGC bylaws per 2023 USAS-S and ABM in the “blue highlighted section” Kathleen Prindle. **Second** Christi Wathen. **Passed.** No opposed.

Motion: Under the FGC by-laws under Article 4: House of Delegates-4.1 Members-To appoint the athlete at large house members. Lori Bosco. **Second** Bruno Darzi. **Passed.** One opposed.

Motion: Under the FGC by-laws under Article 4: House of Delegates-4.1.1a Members-To correct the typo on the second line to read: 30-59 registered athletes. Jack Davies. **Second** Christi Wathen. **Passed.** No opposed.

Motion: Under the FGC by-laws under Article 4: House of Delegates-4.1.1a Members-To change to read one (1) must be an athlete for 60-89 registered athletes, 90-119 must have one (1) registered athlete, and 120 or more with friendly amendment must have two (2) registered athletes. Dave Gibson. **Second** Richard Cavanah. **Passed.** No opposed.

Motion: Under the FGC by-laws under Article 4: House of Delegates-4.1.1.3 Members-To approve having one (1) non-athlete appointed by the General Chair. Kathleen Prindle. **Second** Lori Bosco. **Passed.** No opposed.

Motion: To accept proposed specific changes to the FGC by laws Jack Davies. **Second** Lori Bosco. **Passed.** No opposed.

2. National HOD changes-Kathleen Prindle-see attached.

Motion: To Shorten Board of Director term for one (1) year for this year only for Senior Chair and Coaches Rep. Jack Davies. Second Lori Bosco. Passed. No opposed.

Motion: To allow athlete elections to occur at HOD for this year. Jack Davies. Second Lori Bosco. Passed. No opposed.

VII. Election of Officers-

A. Richard Cavanah, Governance Committee Chair-presented slate and called for any other nominations of the following:

1. General Chair: Bruno Darzi

Motion: To close nominations: Dave Gibson. Second Jack Davies. Passed. No Opposed.

2. Admin Vice Chair: Allan Williams

Motion: To close nominations: Jack Davies. Second Steve Goldman. Passed. No Opposed.

3. Senior Chair: Chris Anderson

Motion: To close nominations: Lori Bosco. Second Jack Davies. Passed. No Opposed. (to serve this position for a one (1) year term for this year only)

4. Age Group Chair: Mike Averett

Motion: To close nominations: Steve Goldman. Second Lori Bosco. Passed. No Opposed.

5. Safe Sport Chair: nominations from the floor.

Result of election. Ashley Wilson

6. Coaches Rep: Christi Wathen

Motion: To close nominations: Lori Bosco. Second Steve Goldman. Passed. No Opposed. (to serve this position for a one (1) year term for this year only)

7. At Large Members:

Result of Election: Jennifer Gibson, Rodrigo Mendes da Silva, Hannah Molden. Alt. Alec Wathen

8. Treasurer/Registration: Richard Cavanah

Motion: To close nominations: Lori Bosco. Second Jack Davies. Passed. No Opposed.

9. Secretary: Lori Bosco

Motion: To close nominations: Jack Davies. Second Richard Cavanah. Passed. No Opposed.

Motion: To accept those running unopposed for office that we accept by acclimation proclamation. Steve Goldman. Second Kathleen Prindle. Passed. No Opposed.

A. Results from Election.

- | | |
|-------------------------------|--|
| 1. General Chair | Bruno Darzi |
| 2. Admin Chair | Allan Williams |
| 3. Sr. Chair | Chris Anderson |
| 4. Age Group Chair | Mike Averett |
| 5. Safe Sport Chair | Ashley Wilson |
| 6. Coaches Rep | Christi Wathen |
| 7. Treasurer/Registration | Richard Cavanah |
| 8. Secretary: | Lori Bosco |
| 9. Three (3) At-Large Members | Rodrigo Mendes |
| | Jennifer Gibson |
| | Hannan Molden |
| | 1 st Alternate: Alec Wathen |

B. Results from Athlete Election.

1. Ari Villar, CANE—Sr. Athlete Representative
 2. Reese Balkcom, CSSC-Jr. Athlete Representative
 3. Andres El Khaouli, PAQ
 4. Reece Rosenthal, GRSC
 5. Gabby Bolivar, TSU
 6. Sarah Mendoza, YSF
 7. Emilie B, SOFLO
- 1st Alternate: Kaitlyn Jorgensen
2nd Alternate: Maggie Ninova

Motion: To destroy ballots. Dave Gibson **Second** Steve Goldman. **Passed.** No Opposed.

Motion: To appoint to Soaring Eagle Scholarship Committee Chair- Kathy Fish and alternate: Jim Combs. Steve Goldman **Second.** Lori Bosco. **Passed.** No Opposed.

VIII. Closing/Adjournment

Motion: To adjourn. Dick Cavanah. **Second.** Lori Bosco. **Passed.** No Opposed.

Meeting adjourned 4:09pm.

FGC Coaches' Rep Report for the House of Delegates Meeting - 10/21/23

This Year:

- Worked extensively with Coach Cavanah on helping teams and coaches with their registration, certification, and meet entry issues.
- Sent out emails to all coaches in the FGC about important information from FGC and USA Swimming.

This Coming Year:

- To continue the above
- To update all coaches' contact info for the emails
- Would like to form a committee/task force of coaches in the FGC to discuss how to best help/meet the needs of coaches/teams

Reminders for Coaches:

- Do NOT send an Outreach Membership link to your families UNLESS Coach Cavanah has received all the required documentation and approved Outreach.
- Make sure your meet entry program (Team Unify or Team Manager) is consistent with SWIMS, especially for the swimmer's name, DOB, and Member ID. DOB is the most important variable for times to be loaded correctly.
- You can print your team's Athlete Roster in SWIMS: Go to My Club - Team Management - Reports (scroll down to Club Roster) - then you can choose season and membership role. Check out all the reports you can run for your club
- Send all concussion training and both in-water and online water safety certifications to either Coach Cavanah or myself for update into Swims.
- APT update:

The following courses will be updated **Wednesday, Oct. 25, 2023:**

- SafeSport® Trained Core
- Refresher 1, 2, and 3

LEARNER PROGRESS

If any of you have started but not yet finished any of these courses: Please complete the course ASAP by Tuesday, Oct. 24 to avoid having progress reset and having to restart the course from the beginning. Please plan your training schedule accordingly.

SafeSport® Trained Core and the Refresher courses will include new content reflecting the recent 2023 SafeSport Code updates and information about the 2025 MAAPP. They will also include technical fixes to correct minor bugs. The updates will not change the status of course completions prior to Oct. 24.

REGISTERING FOR A NEW USA SWIMMING MEMBERSHIP

1. Parent creates a login for their USA Swimming account at hub.usaswimming.org/landing.

Do NOT add family members at this step, since you don't know their new Member ID. Remain logged in after you create your account. No athlete info is entered at this step. If you are 18 or older, you will need to create your own account login.

2. Open a new tab with your team's Membership link

At the top of the registration page, you'll see a section for Renewals. Scroll down past the Renewals section until you get to the **Create New Memberships** section. The box on the right is for new members. Click **"Add a New Member."**

On the next page, you will be asked who the membership is for. Since you are registering your child, click the top box.

You will now proceed through the registration forms.

On the first form labeled **About Member**, make sure you are filling in the information for the person who the membership is for. If you are registering your child, this will be their info. If you are registering yourself, this will be your info. You will **ONLY** register yourself if you are becoming an **OFFICIAL**.

On the **Contact** form, be sure to fill in the information of the member's main contact. If you are registering your child, fill in your own information and select Parent (or other applicable title) in the 'Relationship to Member' dropdown box.

The **Membership** form is where you will select which membership(s) you are going to purchase for the person who is being registered – your athlete.

Complete the **Ethnicity and Gender** forms by selecting the ethnicity and competition category for the person who is being registered.

Click the red "No" toggle buttons to change them to "Yes" for each of the legal acknowledgements. Enter your signature.

You will now see a **Member Summary** with all the information you have entered. Please review the information to make sure it is correct. To register a second member, click the blue "Add Another Member" button. To complete the registration for just the single member you've entered information for, click "Check Out."

You will be taken to your **Shopping Cart**. Review the items, and click "Check Out" in the bottom right corner. Enter your payment information and click "Pay" to complete your registration purchase.

USA SWIMMING Membership Renewal for 2023-2024

You are **renewing** your child's membership (or your own if you are an official) for the 2023/2024 year. Here are the steps to follow:

1. Log into your account at hub.usaswimming.org
2. If you or any members connected to your account are eligible for one-button renewals, you will see a red 'Renew Memberships' button at the bottom of the 'My Family' section of your Member Dashboard.
3. Click the 'Renew Memberships' button. A pop-up window will display a table with everyone who is eligible for renewal.
4. Read through the information in the pop-up window carefully.
5. Click the checkbox in the 'Select' column for each of the memberships you want to renew. Note: a 'Change Member Type' drop-down indicates that you can change memberships (for example, from Flex to Premium). Click 'Save'.
6. Once you've made your selections, click the red 'Renew' button. The renewal(s) you've selected will be added to your cart, and the membership information for each renewing member will be displayed.
7. Click 'Continue' to proceed to the checkout and pay for the renewal(s).
8. Review the items in your shopping cart and click 'Check Out'.
9. Final Step! To complete the payment process, enter the payment information and click 'Pay'. Member will receive confirmation email of payment and renewal.



FLORIDA GOLD COAST SWIMMING

Registration Report

October 2023

A. 2023 – Athletes (to date)	(Annual)	5,013	
	(Seasonal)	54	
	(Flex)	<u>485</u>	
			<u>5,552</u>
B. 2023 – Non-Ath (to date)	Coaches	280	
	Jr. Coaches	13	
	Officials	151	
	Others	<u>61</u>	<u>505</u>
C. 2023 – Clubs	Clubs	56	<u>56</u>

Richard Cavanah
Membership Chairman



Financial Statement

October 16, 2023

	<u>12/31/2019</u>	<u>12/31/2020</u>	<u>12/31/2021</u>	<u>12/31/2022</u>	<u>10/16/2023</u>
<u>Assets</u>					
Checking Account Balance	\$283,491	\$243,884	\$243,445	\$229,418	\$285,278
Savings Account Balance	\$74,472	\$74,517	\$74,552	\$74,582	\$74,604
Wells Fargo Investments	\$656,868	\$654,581	\$720,410	\$697,189	\$683,324
USA Swimming - Current Month Reg - Due				\$17,887	\$5,446
FGC Teams' Escrow Credit Balances - Due FGC	<u>\$28,911</u>	<u>\$25,917</u>	<u>\$18,130</u>	<u>\$1,360</u>	<u>\$8,305</u>
Total Assets	<u>\$1,043,742</u>	<u>\$998,899</u>	<u>\$1,056,537</u>	<u>\$1,020,436</u>	<u>\$1,056,957</u>
<u>Liabilities</u>					
FGC Teams' Escrow Debit Balances - Held by FGC	-\$21,914	-\$11,339	-\$9,716	-\$3,988	-\$304
Credit Card Balance					-\$1,722
Outstanding Checks					-\$10,575
Total Liabilities	-\$21,914	-\$11,339	-\$9,716	-\$3,988	-\$12,601
<u>EQUITY (Assets minus Liabilities)</u>	<u>\$1,021,828</u>	<u>\$987,560</u>	<u>\$1,046,821</u>	<u>\$1,016,448</u>	<u>\$1,044,356</u>

Richard Cavanah
Treasurer



FLORIDA GOLD COAST SWIMMING

951 US Federal Highway One, North Palm Beach, Florida 33408

October 19, 2023

Officials Report

- This past year we have implemented online officials training as well as face to face clinics.
- The officials committee continues to send out weekly reminders of upcoming swim meets. But please check to make sure that the meet is still happening or times and sessions have not changed.
- USA Swimming is adopting a *National Certification policy* and all LSCs will be the same across the entire country. The legislation stated Stroke & Turn, Starter, Referee and Admin. Official.
- There will be some optional positions with national certifications. I am hoping that our current certifications will be grandfathered.
- We will communicate with all officials because this will all take place Jan. 1, 2024.
- The *Junior Officials* legislation also passed and this coming summer it will be tested and implemented Sept. 1, 2024 if our LSC wants them.
- We now have two National Evaluators. N2 Evaluators can not write evals unless they have attended a Futures and above in the last five years.
- I want to thank my committee for all their work and those who have worked with our apprentices

Respectfully Submitted

Steven Goldman, Officials
954-790-3099



Florida Gold Coast - 10/21/23 - SSRP

Club Name:	Club Code:	Status:	Effective Date:	Expiration Date:	Points:
Alper J Swim Club	AJSC	Not Submitted			41
Atlantis Swimming Club	ASC	Not Submitted			17
Azura Florida Aquatics	AZFL	Achieved	2/3/2022	2/29/2024	
Boca Raton Swim Team	BR	Achieved	4/7/2022	4/30/2024	
Bravo Swimming	BRVO	Renewed	2/11/2022	2/29/2024	
Coral Springs Swim Club	CSSC	Achieved	6/5/2023	6/5/2025	
Eagle Aquatics	EA	Not Submitted			49
Flood Aquatics Swim Team	FAST	Achieved	8/23/2023	8/23/2025	
Florida Keys Swim Club	FKSC	In Progress			43
Gulliver Swim Club	GRSC	Achieved	6/13/2023	6/13/2025	
Homestead Wahoos Swim Club	SWAT	Not Submitted			39
Hurricane Aquatics	CANE	Achieved	5/24/2022	5/31/2024	
Jupiter Dragons Swim Team	JDST	Achieved	1/7/2022	1/31/2024	
Metro Aquatic Club of Miami	MACM	Achieved	12/3/2021	12/31/2023	
Miami Swimming	MS	Renewed	2/9/2022	2/29/2024	
Midtown Weston Aquatics	MWA	In Review			62
Performance Aquatics	PAQ	Achieved	3/18/2022	3/31/2024	
Pompano Beach Piranhas	POMP	Not Submitted			8
Ransom Everglades Aquatic Club	RANS	In Progress			29
Saint Andrew's Aquatics	SAS	Achieved	6/28/2023	6/28/2025	
South Florida Aquatic Club	SOFL	In Review			61
Sunrise Swimming	SUN	Achieved	6/21/2022	6/30/2024	
Swim Fort Lauderdale	SFTL	Achieved	5/3/2023	5/3/2025	
Swim Gym Swim Team	SGST	Achieved	4/11/2023	4/11/2025	
TS Aquatics	TSA	Not Submitted			43
Tsunamis Swim Team	TSU	In Progress			5

Safe Sport Recognition - Clubs Started and Clubs Completed								
Top 10	LSC Name	LSC	Started SSRP	Achieved SSRP	# Clubs in LSC	# Clubs Started App	% Clubs Started App	% Clubs Achieved
	Adirondack Swimming	AD	15	1	24	17	70.83%	4.17%
	Alaska Swimming	AK	15	2	27	17	62.96%	7.41%
	Allegheny Mountain	AM	18	7	50	27	54%	14%
	Arizona Swimming	AZ	19	7	49	29	59.18%	14.29%
	Arkansas Swimming	AR	3	3	17	11	64.71%	17.65%
9	Border Swimming	BD	3	4	10	8	80%	40%
	Central California	CC	6	1	14	7	50%	7.14%
	Colorado Swimming	CO	23	11	67	44	65.67%	16.42%
	Connecticut Swimming	CT	23	9	66	37	56.06%	13.64%
* 14	Florida Gold Coast	FG	13	15	57	41	71.93%	26.32%
	Florida Swimming	FL	55	17	105	79	75.24%	18.19%
	Georgia Swimming	GA	22	9	71	36	50.7%	12.68%
	Gulf Swimming	GU	28	4	65	35	53.85%	6.15%
	Hawaiian Swimming	HI	14	3	30	23	76.67%	10%
12	Illinois Swimming	IL	35	33	106	88	83.02%	31.13%
	Indiana Swimming	IN	28	23	108	65	60.19%	21.3%
2	Inland Empire Swimming	IE	6	8	17	16	94.12%	47.06%
	Iowa Swimming	IA	8	7	37	23	62.16%	18.92%
	Kentucky Swimming	KY	11	1	27	14	51.85%	3.7%
	Lake Erie Swimming	LE	15	3	37	20	54.05%	8.11%
	Louisiana Swimming	LA	12	0	26	14	53.85%	0%
11	Maine Swimming	ME	1	6	19	17	89.47%	31.58%
3	Maryland Swimming	MD	12	20	43	36	83.72%	46.51%
	Metropolitan Swimming	MR	27	6	74	35	47.3%	8.11%
	Michigan Swimming	MI	22	3	72	26	36.11%	4.17%
	Middle Atlantic Swimming	MA	48	9	117	61	52.14%	7.69%
	Midwestern Swimming	MW	8	5	31	16	51.61%	16.13%
	Minnesota Swimming	MN	24	8	58	43	74.14%	13.79%
	Mississippi Swimming	MS	9	0	12	9	75%	0%
	Missouri Valley Swimming	MV	16	8	48	29	60.42%	16.67%
	Montana Swimming	MT	7	3	16	12	75%	18.75%
13	New England Swimming	NE	23	27	93	67	72.04%	29.03%
	New Jersey Swimming	NJ	27	3	62	33	53.23%	4.84%
8	New Mexico Swimming	NM	6	9	21	16	76.19%	42.86%
	Niagara Swimming	NI	20	12	57	37	64.91%	21.05%
5	North Carolina Swimming	NC	15	35	76	59	77.63%	46.05%
	North Dakota Swimming	ND	5	4	16	13	81.25%	25%
7	North Texas Swimming	NT	8	12	27	23	85.19%	44.44%
	Ohio Swimming	OH	22	6	59	33	55.93%	10.17%
	Oklahoma Swimming	OK	4	4	19	14	73.68%	21.05%
	Oregon Swimming	OR	26	10	61	42	68.85%	16.39%
	Ozark Swimming	OZ	9	1	23	11	47.83%	4.35%
	Pacific Northwest	PN	17	8	44	31	70.45%	18.18%
	Pacific Swimming	PC	52	18	108	73	67.59%	16.67%
	Potomac Valley Swimming	PV	22	8	46	40	86.96%	17.39%
6	San Diego-Imperial	SI	5	14	31	20	64.52%	45.16%
	Sierra Nevada Swimming	SN	15	7	45	28	62.22%	15.56%
4	Snake River Swimming	SR	1	6	13	14	107.69%	46.15%
	South Carolina Swimming	SC	10	1	27	17	62.96%	3.7%
	South Dakota Swimming	SD	6	0	18	6	33.33%	0%
1	South Texas Swimming	ST	7	24	43	37	86.05%	55.81%
	Southeastern Swimming	SE	31	1	76	33	43.42%	1.32%
	Southern California	CA	47	17	150	73	48.67%	11.33%
10	Utah Swimming	UT	13	12	33	27	81.82%	36.36%
	Virginia Swimming	VA	19	12	62	39	75%	23.08%
	West Texas Swimming	WT	5	0	9	6	66.67%	0%
	West Virginia Swimming	WV	4	0	12	4	33.33%	0%
	Wisconsin Swimming	WI	23	8	59	34	57.63%	13.56%
	Wyoming Swimming	WY	7	2	23	9	39.13%	8.7%
	Total		995	497	2803	1774	63.29%	17.73%

2023 FGC Swimposium
Academic Village, 21 October 2023
Diversity, Equity and Inclusion
Chair: J Liam Davies (dei@fgcswim.org)

I) Overview

- a. From USA Swimming: We are committed to growing and celebrating diversity, increasing fairness throughout our organization, and intentionally creating environments where differences are embraced and everyone feels welcome, respected, supported, and valued to fully participate.
- b. DEI in the FGC operates in four ways
 - i. Outreach: investigating and creating pathways to create more opportunities for athletes to enter the sport of swimming
 - ii. Education: providing resources and information regarding DEI topics
 - iii. Governance: being the voice of DEI athletes at FGC Board meetings, and that of the LSC at SZ DEI meetings
 - iv. Advocacy : we are available to mediate and advocate on behalf of athletes to ensure they are provided an environment in which they can safely train and compete

II) Major Notes for the coming year

- a. Developments at the SZ level continue ticking over
 - i. Expansion of powers of meet referees to accommodate athletes with disabilities
 - ii. Creation of additional SZ and nat'l level DEI governance positions
 - iii. Working with Athletes committee on educational programming upcoming SZ events
- b. Application of these within the FGC
 - i. FGC meet hosts and officiating teams are empowered to better accommodate athletes with different needs at the request of the athlete or athlete advocate
 - ii. Beginning Jan 2024, dissemination of educational materials pertinent to DEI topics to athletes and coaches to better enable FGC teams to handle DEI topics
 - iii. Increased interest in supporting teams to create opportunities for their athletes
- c. Seeking Interest
 - i. How can the FGC help your Club with challenges related to diversity, equity, and inclusion?
 - ii. Educational summits for in-person DEI related talks for coaches, parents and athletes
 - iii. Training or competitive experiences for athletes under the DEI umbrella

2020-2024 - FGC - BUDGETS and ACTUAL

<i>INCOME</i>	2020 Actual	2021 Proposed	2021 Actual	2022 Budget	2022 Actual	2023 Budget	2023 Y-T-D	2024 Proposed Budget	
All-Star - State Meet	net w/ exp	net w/ exp	net w/ exp	net w/ exp	net w/ exp	net w/ exp	net w/ exp	\$8,500	3
All-Star - Zone Pool Meet	net w/ exp	net w/ exp	net w/ exp	net w/ exp	net w/ exp	net w/ exp	net w/ exp	\$26,400	4
All-Star - Zone Open WaterMeet	net w/ exp	net w/ exp	net w/ exp	net w/ exp	net w/ exp	net w/ exp	net w/ exp	\$17,600	5
Fines	\$800	\$0	\$150	\$0	\$650	\$0	\$1,350	\$0	6
Interest - Savings Acc't	\$44	\$40	\$27	\$0	\$30	\$35	\$20	\$35	7
Investments - Wells Fargo	\$25,880	\$30,000	\$32,216	\$30,000	\$22,592	\$30,000	\$21,440	\$30,000	8
Meet Percentage	\$52,398	\$75,000	\$43,815	\$115,000	\$146,509	\$122,000	\$136,131	\$145,000	9
Registrations - Athletes	\$89,927	\$65,000	\$101,979	\$85,000	\$96,368	\$100,000	\$59,653	\$100,000	10
Registrations - Club & Org.	w/ ath reg	w/ ath reg	w/ ath reg	w/ ath reg	w/ ath reg	w/ ath reg	\$5,645	\$9,500	11
Registrations - Non-Athletes	w/ ath reg	w/ ath reg	w/ ath reg	w/ ath reg	w/ ath reg	w/ ath reg	\$7,564	\$7,500	12
Sanctions Income	\$1,188	\$4,500	\$2,550	\$6,000	\$5,900	\$8,000	\$5,750	\$8,500	13
Transfer from Reserve	\$0	\$52,160	\$0	\$0		\$0	\$0	\$15,265	14
Uncategorized/Misc.	\$309	\$500	\$1,986	\$0	\$1,480	\$0	\$100	\$100	15
TOTAL	\$170,546	\$227,200	\$182,723	\$236,000	\$273,529	\$260,035	\$237,653	\$368,400	

<i>EXPENSES</i>	2020 Actual	2021 Proposed	2021 Actual	2022 Budget	2022 Actual	2023 Budget	2023 Y-T-D	2024 Proposed Budget	
All-Star - State Meet	inc'd w/All Star	inc'd w/All Star	inc'd w/All Star	\$5,000	\$4,676	\$5,000	\$4,267	\$10,000	19
All-Star - Zone Pool Meet	inc'd w/All Star	inc'd w/All Star	inc'd w/All Star	\$40,000	\$55,629	\$50,000	\$44,085	\$45,000	20
All-Star - Zone Open WaterMeet	inc'd w/All Star	inc'd w/All Star	inc'd w/All Star	inc'd w/All Star	inc'd w/All Star	inc'd w/All Star	inc'd w/ All Star	\$45,000	21
Athlete Seminars & Workshops	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$4,000	22
Accounting Review & Cyber Ins.	\$829	\$4,000	\$1,000	\$6,000	\$3,000	\$6,000	\$3,450	\$6,000	23
Awards Programs	\$1,934	\$0	\$997	\$1,000	\$7,864	\$5,000	\$19	\$5,000	24
Bank Charges					\$414	\$180	\$137	\$200	25
Board of Directors	\$2,834	\$1,000	\$41	\$5,000	\$389	\$3,000	\$216	\$1,500	26
Capital Purchases	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$10,000	27
Championship Meets Awards	\$9,554	\$10,000	\$10,322	\$11,000	\$10,404	\$11,000	\$14,735	\$11,000	28
Championship Meets Security	\$1,001	\$12,000	\$8,739	\$10,000	\$11,974	\$12,000	\$9,053	\$12,000	29
Credit Card Fee	\$6,986	\$10,000	\$7,640	\$11,000	\$9,707	\$5,000	\$3,222	\$5,000	30
Disability	\$0	\$1,000	\$0	\$1,000	\$0	\$1,000	\$0	\$1,000	31
Diversity	\$0	\$1,500	\$0	\$1,500	\$0	\$1,500	\$0	\$1,500	32
Donations & Scholarships	\$0	\$1,000	\$0	\$1,000	\$0	\$1,200	\$0	\$1,200	33
Hall of Fame Ceremony	\$3,000	\$1,500	\$15,000	\$2,500	\$0	\$3,000	\$0	\$3,000	34
House of Delegates Meeting	\$0	\$1,500	\$0	\$1,500	\$110	\$1,500	\$0	\$1,500	35
LSC Camps	\$0	\$1,500	\$0	\$1,500	\$0	\$2,000	\$0	\$12,500	36
LSC Workshops, ABM, Retreat	\$0	\$18,000	\$0	\$12,000	\$11,426	\$18,000	\$8,545	\$12,000	37
Nat'l Champ. Reimb.	\$1,400	\$72,200	\$53,306	\$72,000	\$51,060	\$73,232	\$19,600	\$94,500	38
Office Administration	\$23,000	\$25,000	\$25,000	\$25,000	\$24,996	\$25,000	\$18,751	\$25,000	39
Officials	\$4,208	\$9,000	\$5,988	\$9,000	\$1,894	\$9,000	\$4,535	\$13,500	40
Open Water Champs - Subsidy	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$7,000	41
Print, Postage, Supplies	\$453	\$2,000	\$675	\$2,000	\$1,542	\$2,000	\$565	\$2,000	42
Registration - Transaction Fees	\$0	\$0	\$0	\$0	\$0	\$0	\$2,868	\$6,000	43
Seminars & Education	\$3,340	\$5,000	\$3,042	\$5,000	\$4,389	\$5,000	\$0	\$5,000	44
Social Media	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$12,000	45
Special Events	\$85,000	\$0	-\$3,269	\$0	\$0	\$4,000	\$0	\$0	46
Swimposium	\$0	\$0	\$0	\$5,000	\$0	\$1,000	\$0	\$5,000	47
Tax Preparation		\$2,000	\$4,650	\$4,000	\$0	\$5,000	\$0	\$5,000	48
Contingency	\$0		\$0		\$0	\$4,423	\$0	\$0	49
Uncategorized/Misc.	\$0	\$0	\$1,523	\$0	\$3,806	\$2,000	\$6,321	\$2,000	50
Web Site	\$3,935	\$4,000	\$3,840	\$4,000	\$4,340	\$4,000	\$2,880	\$4,000	51
TOTAL	\$147,474	\$182,200	\$138,494	\$236,000	\$207,620	\$260,035	\$143,249	\$368,400	
	\$23,072	\$45,000	\$44,229	\$0	\$65,909	\$0	\$94,404	\$0	

See other side for explanations and notes

Explanations and Notes on Various Budget Line Items

- 3 FLA/FGC All-Star Meet @\$85 per swimmer
- 4 Pool - Zone Champs - fees collected TBA by location
- 5 Open Water - Zone Champs - fees collected TBA by location
- 10 Income from Swimmer Registrations
- 11 Income from Club & Org. Registrations
- 12 Income from Non-Athlete Registrations
- 12 Sanction Fees - \$25-Sizzlers & \$100-meet
- 23 Annual USA Swimming Audit & Cyber Insurance
- 24 Swimmer Awards at Swimposium
- 26 Reimburse BOD Members for Mileage & Meals at Bd. Meetings
- 27 Purchase - Open Water Timing System
- 29 Security at JO's, Sr. & "BB" Championships
- 37 Delegates' Expenses - USA-S ABM, Workshops & Board Retreat
- 38 See Below for Breakdown of various meets
- 39 Registrar/Treasurer/Office Administrator's Salary.
- 40 Officials' expenses, BG Checks, reimb. to Nat'l meets & Workshops/Retreats
- 41 Approved subsidy for FGC Open Water Champs
- 42 Incl. Corp. Filing fee, Postage, Office Supplies & Equipment
- 43 USA Swimming Membership's Transaction Fee - 4%
- 44 2 or 3 yearly Coaches Clinic, Coach mentoring program
- 49 Amount determined to balance budget
- 51 Includes monthly cable and expense for Webmaster.

38 NATIONAL CHAMPIONSHIPS REIMBURSEMENT - 2023-24

Meets	Site	2023	2024	Athlete's Share
TYR Pro Series Meets	Various	\$12,000	\$12,000	\$600
Open Water Nationals	Sarasota	\$500	\$600	\$300
Olympic Trials	Indianapolis	\$0	\$15,000	\$1,500
Jr-Sr National Champs	Irvine	\$10,000	\$20,000	\$1,000
USA Paralympic Nationals	TBD	\$1,000	\$1,000	\$500
Speedo Summer Juniors - LC	Irvine	\$12,000	-----	-----
Toyota U.S. Open	TBD	\$5,000	\$5,000	\$1,000
Speedo Winter Juniors - SC	TBD	\$8,400	\$8,400	\$700
National Select Camps	US Olympic TC	\$1,200	\$1,200	\$300
Zone Select Camps	TBD	\$500	\$500	\$100
National Meets - Club Reim.	Various	\$13,000	\$13,000	
National Development Fund (Futures, Sr. Zone & 18-Un Champs)	Various	\$16,000	\$26,000	\$400
Total		\$79,600	\$102,700	
		(\$6,368)	(\$8,200)	
		<u>\$73,232</u>	<u>\$94,500</u>	

USA SWIMMING
RULES & REGULATIONS COMMITTEE

**ACTIONS TAKEN ON 2023 PROPOSED LEGISLATION
BY USA SWIMMING HOUSE OF DELEGATES**

Prepared by Derek Paul (Chair),

Herb Schwab (Secretary)

September 23, 2023

USA SWIMMING
RULES & REGULATIONS COMMITTEE
ACTIONS TAKEN ON PROPOSED
AMENDMENTS TO RULES AND REGULATIONS

Old Business R-4 (2021)	ADOPTED	Effective Immediately to extend for an additional one-year period.
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Location: Article 6 Corporate Bylaws

[Effective until September 30, 2023 unless the House of Delegates agrees by a majority vote to extend for an additional one-year period prior to the aforementioned date, or adopt as permanent legislation by a two-thirds (2/3) vote. The Board of Directors shall appoint an ad hoc working group by October 1, 2022, which will be comprised of an equal number of coaches, Actively Engaged Athletes, Ten-Year Athletes, and non-coach, non-athlete members. Prior to any action to extend or make permanent by the House of Delegates, the ad hoc working group shall review the impact of this legislation and present recommendations or actions to the House of Delegates.]

R-1	ADOPTED	Effective Immediately
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Location: Article 6 Corporate Bylaws

6.1 MEMBERS - the following shall be the voting members of the House of Delegates:

.1 All voting members of the Board of Directors, other than the 10-Year Athlete Representatives to the Board, who receive votes pursuant to Bylaw 6.1.13.

.2 All Coach Directors, Non-Coach Directors, Athlete Directors, and the Junior Athlete Representatives from each the Zone Directors' Council;

.3 Four (4) LSC Athlete Representatives (as defined in the then current Required LSC Bylaws) from each Zone selected by the Athlete Director and the Junior Athlete Representative from each Zone;

.4 Three (3) non-coach, non-athlete members from each Zone selected by each respective Zone's Coach and Non-Coach Directors;

.5 Seven (7) members of the Rules & Regulations Committee to include the Committee Chair, one (1) 2-Year Athlete member, and five (5) non-athlete members selected by the voting members of the Committee;

.6 All coach members of the National Team Steering Committee, other than the Chair of the National Team Steering Committee (who is a voting member pursuant to 6.1.1, if a coach member, or pursuant to 6.1.13, if a 10-Year Athlete Representative);

.7 Ten (10) members of the Age Group Development Committee to include at least five (5) coach members, three (3) non-athlete members, and two (2) 2-Year Athlete members selected by the voting members of the Committee;

.8 Ten (10) members of the Senior Development Committee to include at least five (5) coach members, three (3) non-athlete members, and two (2) 2-Year Athlete members selected by the voting members of the Committee;

.9 Seven (7) non-athlete coach members of the Coach Advisory Council selected by the voting members of the Council;

.10 ~~Thirteen~~ The eleven (11) 2-Year Athlete members of the AEC-Athletes' Executive Committee, as well as two (2) additional 2-Year Athletes designated by the AEC by majority vote.

.11 One (1) non-coach, non-athlete member from each LSC as selected by each respective LSC's Board of Directors;

.12 Three (3) non-athlete coach members from each LSC as selected by each respective LSC's Board of Directors, except that the five (5) LSCs with the smallest number of registered athletes shall select two (2) nonathlete coach members and the five (5) LSCs with the largest number of registered athletes shall select four (4) nonathlete coach members. The size of the LSCs shall be determined by the number of registered athletes as of August 31 of the prior calendar year;

.13 A sufficient number of 10-Year Athletes and 10-Year+ Athletes whose voting power shall constitute one-third (33.3%) of the total House of Delegates and shall include the voting members of the AAC, the 10-Year Athlete members of the AEC, and the 10-Year Athlete members of the Board of Directors. This may be achieved by actual votes or by weighted voting. A minimum of twenty percent (20%) must be 10-Year Athlete representatives and the remainder may be 10-Year+ Athlete representatives; any weighted voting must preserve these proportions. At least half (50%) of these athlete members of the House of Delegates must have obtained 10-Year Athlete or 10-Year+ Athlete representative eligibility through competing at an event that, at the time of election/selection, is on a USOPC Delegation Event program.

.14 10-Year Athlete representatives and 10-Year+ representatives shall be directly elected by athletes who meet the same eligibility standards as 10-Year Athletes.

.15 To the extent that any of the individuals selected by the voting members of the Committees under Bylaws 6.1.5 through 6.1.9, are afforded votes under other provisions of Article 6, the respective committee (by majority vote) shall select a designee from the same membership governance category as the individual (e.g., a 2-Year Athlete committee member's vote will be designated to another 2-Year Athlete), to assume that individual's committee vote. For purposes of this Bylaw 6.1.15, the membership governance categories are coach, 10-Year Athlete, 10-Year+ Athlete, 2-Year Athlete, non-athlete, and non-coach non-athlete.

.16 All members of the House of Delegates shall serve until their successors are selected, except that membership may be terminated by resignation filed with the Secretary & General Counsel or their designee. All members under 6.1 must be elected or selected on or before July 1 of each year and written certification thereof must be sent to the Secretary & General Counsel or their designee on or before July 15. No substitution of a member may be made unless written certification thereof is given to the Secretary & General Counsel or their designee at least 72 hours before the House of Delegates is called to order.

.17 Membership on any committee notwithstanding, USA Swimming employees shall not be members of the House of Delegates.

R-2	ADOPTED	Effective Immediately
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Location: Page 87 - 301.3 Member Rights

Article 301.3 Any swimmer, coach, trainer, manager, official or administrator who alleges that he or she has been denied or is about to be denied, by a person or an organization affiliated with USA Swimming, a right as set forth in 301.1, shall immediately inform the President/CEO, who shall promptly cause an investigation to be made and steps to be taken to settle the controversy without unnecessary delay. Such steps shall include, but shall not be limited to, advising the Secretary General of the U.S. Olympic & Paralympic Committee, and submitting the matter ~~to the American Arbitration Association~~ for binding arbitration with an arbitral organization designated by the USOPC.

R-3	ADOPTED	Effective Immediately
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Location: Page 74 - 205.7 Zone Senior Program

205.7 ZONE SENIOR PROGRAM — ~~Each zZone may offer one Zone Senior Championship meet at the end of every summer, to be held either during the week of the National Championships or the week of the Junior National Championships. The competition will be governed by the zone; offer at least one Zone Senior Championship meet, recommended to be long course if only one is conducted.~~

.1 The competition is ~~for swimmers fifteen (15) years and older as of the first day of the meet.~~ will be governed by the Zone.

- ~~.2 Swimmers at this meet will represent their clubs or swim unattached. The competition is for swimmers who meet the qualifying and eligibility standards set by the Zone.~~
- ~~.3 Swimmers at this meet will represent their clubs, swim unattached or represent their LSC in an all-star format.~~
- ~~.4 Eligibility: Participation in the Zone Senior Championship meets shall be restricted to registered swimmers of that Zone.~~

R-4	ADOPTED	Effective Immediately
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Location: Page 75 - 205.11 Development Competition Program

205.11 DEVELOPMENT COMPETITION PROGRAM

- .1 Development competitions are limited to athletes ages 12 and under offering events listed in 102.1.3.
- ~~.2 The Development competition season shall be defined by the three ten-week seasons with dates defined by the Age Group Development Committee not later than February 15 annually.~~
- ~~.3 Athletes shall be limited to participating in four Development competitions per season.~~
- .4.2 Development competitions may operate as multi-day, multi-session meets. Sessions shall be planned to allow the events not to exceed two (2) hours in length. Athletes shall only participate in one session per sanctioned competition.
- ~~.5.3 Development competitions may be offered at the option discretion of the LSC, but are not required.~~

R-5	ADOPTED	Effective Immediately
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Location: Page 56 - 105.1 Guideline for Officiating Swimmers with a Disability in USA Swimming Meets

105.1 GENERAL

.2 Responsibilities

- A **Swimmer/Coach** — The swimmer (or the swimmer's coach) is responsible for notifying the Referee, prior to the competition, of any ~~disability of the swimmer~~ with a disability and of the requested accommodations and/or modifications. The swimmer/coach shall provide a Personal Assistant(s) or any equipment (tappers, deck mats, etc.) if required.
- B **Meet Referee** — The Meet Referee's responsibilities include:
 - (1) Determining if the requested accommodations/modifications are appropriate and can be met.
 - (2) Instructing the Deck Referee and Starter and ~~Stroke & Turn officials~~ as to how the accommodations, and/or modifications will to be made for that the swimmer with a disability.
 - (3) In communication with the remaining officiating crew a Meet Referee may:
 - a. Instruct them to observe and report ANY violation of the rules and vet the call against the approved modification(s) and apply Article 105 to overturn the call.
 - b. Or, share the specific modification(s) and instruct them to observe and report any violation except the approved modification(s).

- ~~.3 **Modifications** — Aids to buoyancy or speed are not allowed (See 102.8.1E). Some of the modifications which the Referee may make to accommodate the swimmer with a disability are:~~
 - ~~A — A change in starting position.~~
 - ~~B — Reassignment of lanes within a heat, e.g., exchanging Lanes 2 and 7.~~
 - ~~C — Allowing the swimmer to have a Personal Assistant(s). A Personal Assistant that meets any of the requirements of Corporate Bylaw 2.6.6 shall be a member of USA Swimming. Other allowable modifications are further described in this section under the type of disability.~~

.3 Accommodations/Modifications

- A Accommodations are considerations which allow a swimmer with a disability to access the facility (locker rooms, restrooms, pool deck, warm-up/down pool) and afford the athlete the time, assistance and deck space required to obtain a starting position for each event. Accommodations which the Meet Referee may approve for the swimmer with a disability include but are not limited to:
 - (1) Reassignment of lanes within a heat, e.g., exchanging Lanes 2 and 7.
 - (2) Allowing a swimmer to have a personal assistant(s) for any reason approved by the Meet Referee.
 - (3) Assuring proximity wheelchair access from deck to block.

- B Modifications are any exception to the technical rules approved by the Meet Referee (See 102.11.9) allowing a parallel performance for a swimmer with a disability. Aids to buoyancy or speed are not allowed (See 102.8.1E). Modifications which the Meet Referee may approve for the swimmer with a disability include but are not limited to:
- (1) Personal Assistant to act as a tapper at the turn and finish walls for a swimmer who is blind or has low vision.
 - (2) Use of visual starting signal(s) (strobe and hand signals) for a swimmer that is deaf or hard of hearing.
 - (3) Inability of the swimmer to turn a foot out in breaststroke during the propulsive part of the kick.
 - (4) Examples of other allowable modifications are further described in this section under the type of disability. Allowable modifications in accordance with Article 105 shall affect the current meet and shall not set a precedent (See 102.11.9).

R-6	ADOPTED	Effective Immediately
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Location: 4.8 Meeting Location and Time - Required LSC Bylaws Template

- 4.8 Meeting Location and Time - Meetings of the House of Delegates may be held at any date, time, and place, including via telecommunication (unless prohibited by state or local laws), as may be fixed in the notice of such meeting. All in-person meetings of the House of Delegates shall take place at a site within the Territory. The House of Delegates or the Board of Directors shall determine the location and time of all meetings of the House of Delegates. ~~If federal, state, or local law, policy, or regulation prohibits physical gathering sufficient to conduct a House of Delegates meeting within the Territory, a House of Delegates meeting may be conducted through conference equipment by means of which all persons participating in the meeting can hear each other at the same time. In that circumstance participation by such means shall constitute presence at that meeting.~~ All meetings conducted via telecommunications shall include means by which all persons participating in the meeting can hear each other at the same time and which ensures all votes duly cast by voting members are officially recorded.

R-7	ADOPTED	Effective Immediately
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Location: Page 67 - 202.7 Requirements for NCAA Meets

202.7 REQUIREMENTS FOR NCAA MEETS

- .1 Times for individual and relay events achieved in NCAA bona fide competition, as defined in the current NCAA Rules, ~~and Interpretations~~ shall be regarded as approved times for USA Swimming purposes.
- .2 ~~Officiating shall comply with the requirements in the current NCAA Rules Book.~~
- .32 Competition results are to be submitted electronically uploaded directly into SWIMS within 72 hours after the meet has ended to ncaa@usaswimming.org.

R-8	ADOPTED	Effective Immediately
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Location: Page 67 - 202.8 Requirements for Observed Swims

202.8 REQUIREMENTS FOR OBSERVED SWIMS - Swims may be observed by assigned USA Swimming or YMCA officials for conformance with USA Swimming technical rules in a meet conducted under other than USA Swimming rules (NFHS, USMS, USOPC). Official times achieved as observed swims may be submitted for entry into the SWIMS database if all of the following conditions are met.

- .1 The meet must be a season-culminating Championship, e.g., League, Conference, District, Sectional, State, Regional, ~~or be specifically approved by the Times & Recognition Committee staff leader (or his/her designee)~~ and be submitted

- on Local Swim Committee - Form B to the LSC National Times Verification Officer at least 10 days prior to the meet. A time trial held in conjunction with the season-culminating championship meet that is officiated in accordance with the same standards as the championship meet may also be observed if it is authorized by the host association.
- .2 Requests for observers for certification of times from meets *not* in the championship progression (such as invitationals for 3 or more teams) must be made on Local Swim Committee - Form A to the host LSC in accordance with LSC procedures at least 10 days prior to the meet. Applications for observation of all other meets must be made to the host LSC at least 10 days prior to the meet. Authorization of such non championship meets must then be approved by the Times & Recognition Committee staff leader (or his/her designee). A list of all LSC observed meets for the current swim year shall be posted on the LSC website.
- .3 An observer must verify that all swims approved for USA Swimming purposes were in accordance with the following requirements:
- A Minimum of one referee, one starter, and two stroke and turn association officials working season-culminating championship meets and invitationals;
 - B 102.24 (Timing Rules);
 - C 103.3 (Racing Course Dimensions); and
 - D 103.14 (Starting Platforms).
- .4 Where the technical rules of the stroke differ from USA Swimming as defined in Article 101, at least two observers from USA Swimming and/or the YMCA, who shall be certified Stroke and Turn Judges assigned or approved by the LSC, must be on deck and in position to observe the strokes where the rules differ, in order to verify compliance of the swim or swims with that part of the USA Swimming rule that differs from the organization's rule. Where the technical rules as listed in Article 101 are identical to those of the organization under whose rules the meet is being conducted, the judgement of the organization officials shall be sufficient. The times for USA Swimming members in good standing at the time of the meet should be entered, upon request, into SWIMS, the National Times Database.

R-9	ADOPTED/AMENDED	Effective January 1, 2024
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Location: Page 34 - 102.10.2 Officials

102.10 OFFICIALS

- .1 *[no changes]*
- .2 All officials acting in the capacity of Referee, Starter, Stroke and Turn Judge, or Administrative Official, ~~or Stroke and Turn Judge~~ at a sanctioned or approved USA Swimming meet shall be certified and trained in such position by their LSC to the uniform and consistent standards set by USA Swimming with recommendation from the National Officials Committee in conjunction with the Coach Advisory Council prior to being assigned to officiate in that capacity. LSCs and clubs shall not require any additional certifications. Uncertified trainees may perform the duties of such positions when they are under the direct supervision of a certified official in said position. See Article 202 and the Corporate Bylaws for USA Swimming membership requirements.
- .3-.5 *[no changes]*

R-10	ADOPTED	Effective Immediately
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Location: Various Sections - Required LSC Bylaws Template

- 4.1.4 **ATHLETE AT-LARGE HOUSE MEMBERS** - A sufficient number of athletes to ensure that ~~Athlete Members~~ **Representatives** constitute at least 20% of the voting membership of the House of Delegates shall be *elected by the Athletes Committee or appointed by the General Chair with advice and consent of the Board of Directors or elected by the House of Delegates* [select one of the options] and shall hold office from the date of *appointment or election* [select one] through the conclusion of the annual meeting of the House of Delegates following such *appointment or election* [select one] or until their successors are *appointed or elected* [select one] to the House of Delegates.

Actions Taken on Proposed Amendments to Rules & Regulations
September 2023

- 4.5.1 Elect the officers, Athlete Board Representatives, Coach Representative(s), At-Large Board Members, and members of the Administrative Review Board, and the committee chairs and coordinators listed in Articles 6 and 7;
- 5.1.5 Athlete Board Representatives (2)
- 5.2 AT-LARGE BOARD MEMBERS - *The House of Delegates may specify [insert a number] At-Large positions. Any reduction in the number of At-Large Board Members shall not take effect until the terms of office of the incumbents expire or become vacant. [Specify when and how at-large Board members are selected.] Additionally, a sufficient number of ~~a~~ Athlete members Representatives shall be elected or appointed [select one] as At-Large Board Members such that athletes constitute at least twenty percent (20%) of the voting membership of the Board of Directors at any given time (taking into account the Athlete Board Representatives). The Athlete At-Large Board Members shall meet the same requirements and be elected at the same time and place as the Athlete Board Representatives set forth in Section 6.2.1. All At-Large Board Members shall hold office from the date of their election or appointment through the conclusion of the second annual meeting of the House of Delegates following such election or appointment, or until their successors are elected or appointed.*
- 5.4.1 No more than [insert a number] Members of any Group Member shall serve [as voting members] on the Board of Directors at any time. This limitation shall be applied separately as to Athlete ~~Members~~ Representatives and Non-Athlete Members.
- 6.2.1 ATHLETE BOARD REPRESENTATIVES -
Provision A: Two (2) Athlete Board Representatives shall be elected, one each year for a two-year term, or until their respective successors are elected. At the time of election, the Athlete Board Representative must (a) be an athlete member in good standing; (b) be at least a sophomore in high school or at least 16 years of age, (c) be currently competing, or have competed within the ~~three (3)~~ two (2) immediately preceding years, in the program of swimming a USA Swimming sanctioned event conducted by XXSI or another LSC; and (d) have his or her place of permanent residence in the Territory and expect to reside therein throughout at least the first half of the term (other than periods of enrollment in an institution of higher education). The balloting shall take place via electronic vote and/or at a meeting called for that purpose by the Senior Athlete Board Representative or the Athletes Committee, or failing that, at a time and in a manner designated by the Board of Directors. At least twenty (20) days' written notice of the election shall be given to all clubs. The Athlete Board Representatives elected shall be determined by a majority of the [define the athlete voting members who elect the Athlete Board Representatives].
- Provision B: Two (2) Athlete Board Representatives shall be elected by the House of Delegates, one each year, for a two-year term or until their respective successors are elected. At the time of election, the Athlete Board Representative must (a) be an athlete member in good standing; (b) be at least a sophomore in high school or at least 16 years of age, (c) be currently competing, or have competed within the ~~three (3)~~ two (2) immediately preceding years, in the program of swimming a USA Swimming sanctioned event conducted by XXSI or another LSC; and (d) have his or her place of permanent residence in the Territory and expect to reside therein throughout at least the first half of the term (other than periods of enrollment in an institution of higher education).*
- 6.2.3 COMMITTEE CHAIRS/COORDINATORS/AT-LARGE BOARD MEMBERS
- A. *The following committee chairs/coordinators/at-large Board members shall be elected by the House of Delegates: [List as appropriate]*
- B. *The following committee chairs /coordinators/ at-large Board members shall be elected as follows: [List as appropriate]*
EXAMPLES:
- (1) *The Officials Chair shall be elected by the Officials Committee in accordance with XXSI Policies and Procedures.*
- (2) *At-Large Board members shall be elected by the regions they represent in accordance with the rules of each region or the XXSI Policies and Procedures.*
- (3) *The Athlete At-Large Board members shall be elected by the athletes at the same time as the Athlete Board Representatives.*
- C. *The following committee chairs/coordinators/ at-large Board members shall be appointed by the General Chair with advice and consent of the Board of Directors: [List as appropriate]*
- 6.9.2 OFFICES OF ATHLETE BOARD REPRESENTATIVES OR COACH REPRESENTATIVES OR ANY POSITION ELECTED - In the event of a vacancy or of the permanent incapacity of a person holding the office of Athlete Board

Representative or Coach Representative, or person who has been elected, the General Chair may appoint, with the advice and consent of the Board of Directors, an eligible member to serve the remainder of the term of office or until the respective body shall elect a successor.

- 7.3 COMMITTEES - In addition to the standing committees listed herein, the Board of Directors and the House of Delegates are each authorized to establish additional committees to meet programming needs. Except as otherwise provided in these Bylaws or the XXSI Policies and Procedures, members of each committee shall be appointed by the General Chair with the advice and consent of the respective division chair and the chair of the committee. Athlete ~~members-Representatives~~ of each committee shall be appointed by the General Chair with the advice of the Senior Athlete Board Representative. Athlete membership shall constitute at least twenty percent (20%) of the voting membership of every committee. The division chair shall be an ex-officio member, with voice and vote, of each committee within the respective division.

7.4.1 ATHLETES COMMITTEE -

- A. CHAIR - The Senior Athlete Board Representative or his/her designee shall be the chair of the committee.
- B. MEMBERS - The Athletes Committee shall consist of the Athlete Board Representatives, the Athlete At-Large Board members and [include any additional ~~a~~Athlete ~~members-Representatives~~].

7.4.2 FINANCE COMMITTEE -

- B. MEMBERS - The members of the Finance Committee shall be the Finance Vice-Chair, the Treasurer, [include additional defined members] and a sufficient number of ~~athletes~~ Athlete Representatives so as to constitute at least twenty percent (20%) of the voting membership of the Committee.

Provision A (combined Governance & Nominating Committee)

7.4.3 GOVERNANCE COMMITTEE -

- B. *Option 1* MEMBERS -
The Governance Committee members shall be appointed by the General Chair with advice and consent of the Board of Directors. The Committee shall be comprised of [list the number in factors of 3 or 4, in alignment with the term of office] with a sufficient number of ~~athletes~~ Athlete Representatives so as to constitute at least twenty percent (20%) of the voting membership of the Committee. Each member shall serve a *three or four-year* [select one] term, staggered so that *one-third (1/3) or one-fourth (1/4)* [select one to coincide with factor selected above] of such members are appointed each year. No more than one-half (1/2) of the Governance Committee members shall be members of the XXSI Board of Directors at any given time. After completion of two consecutive terms, members are not eligible for re-appointment to the Governance Committee until after a lapse of two years. A portion of any term served to fill a vacancy in the position shall not be considered in the computation of the successive term limitation. In no case shall the General Chair serve on the Governance Committee.
- B. *Option 2* MEMBERS -
The Governance Committee shall be elected by the House of Delegates and shall be comprised of at least [insert a number] members, with a sufficient number of ~~athletes~~ Athlete Representatives so as to constitute at least twenty percent (20%) of the voting membership of the Committee. No more than one half of the Committee shall be members of the XXSI Board of Directors. If any member of the Governance Committee resigns or otherwise becomes unable to participate in its affairs, the General Chair, with the advice and consent of the Board of Directors, shall appoint a successor to serve until the next meeting of the House of Delegates. In no case shall the General Chair serve on the Governance Committee. Members shall serve two-year terms, staggered so that approximately one-half of the members are elected each year. After completion of three consecutive terms, members are not eligible to be elected or appointed to the Governance Committee until after a lapse of two years. A portion of any term served to fill a vacancy in the position shall not be considered in the computation of the successive term limitation.

Provision B (separate Governance & Nominating Committees)

7.4.3 NOMINATING COMMITTEE -

- B. MEMBERS - The House of Delegates shall annually elect at least [insert a number] individuals to the Nominating Committee to serve a one-year term, with a sufficient number of ~~athletes~~ Athlete Representatives so as to constitute at least twenty percent (20%) of the voting membership of the Committee. Terms shall commence at the conclusion of the meeting at which members were elected and end when their successors assume office. If any member of the Nominating Committee resigns or otherwise becomes unable to participate in its affairs, the General Chair, with the advice and consent of the Board of Directors, shall appoint a successor to serve until the next meeting of the House of Delegates. No individual shall be eligible to serve more than six (6) consecutive years on the Nominating Committee until after a lapse of two years. A portion of any term served to fill a vacancy in the position shall not be considered in the computation of the successive term limitation. In no case shall the General Chair serve on the Nominating Committee.

7.4.4 GOVERNANCE COMMITTEE -

- B. MEMBERS - The Governance Committee members shall be appointed by the General Chair with advice and consent of the Board of Directors. The Committee shall be comprised of at least [insert a number] members with a sufficient number of ~~athletes~~ Athlete Representatives so as to constitute at least twenty percent (20%) of the voting membership of the Committee. Each member shall serve a *three or four-year* [select one] term. Terms shall be staggered such that approximately *one-third (1/3) or one-fourth (1/4)* [select one to coincide with term selected above] of members are appointed each year.

7.4.4 OPERATIONAL RISK COMMITTEE/COORDINATOR

- B. MEMBERS - The Committee shall be comprised of the Operational Risk Committee Chair, at least [insert a number] members with a sufficient number of ~~athletes~~ Athlete Representatives so as to constitute at least twenty percent (20%) of the voting membership of the Committee.

7.4.5 EXECUTIVE COMMITTEE

- B. MEMBERS - The members of the Executive Committee shall be the
(8) Senior Athlete Board Representative, and
(9) Junior Athlete Board Representative.

- 13.2.2 Members - The Administrative Review Board shall have at least [insert a number] regular members, with a sufficient number of ~~athlete members~~ Athlete Representatives to constitute at least 20% of the voting membership. At least three members of the Administrative Review Board shall hear each case, with a sufficient number of ~~athlete members~~ Athlete Representatives to constitute at least twenty percent (20%) of its membership. No hearing shall proceed without the required athlete representation. The House of Delegates may increase the number of regular *or alternate* members by resolution but subsequent to the adoption of these Bylaws may only decrease the number of regular *or alternate* members upon the expiration of the term of office of any incumbent members.

- 14.2.3 ATHLETE BOARD REPRESENTATIVE - an Athlete Member elected to represent athletes in the House of Delegates and on the Board of Directors.

- 14.2.4 ATHLETE REPRESENTATIVE - shall be (a) an athlete member in good standing; (b) currently competing, or have competed within the two (2) immediately preceding years, in a USA Swimming sanctioned event conducted by XXSI or another LSC; and (c) have his or her place of permanent residence in the Territory and expect to reside therein throughout at least the first half of the term (other than periods of enrollment in an institution of higher education).

[re-number remaining]

HK-1	ADOPTED	Effective Immediately
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Location: Page 81 - 207.11.4 Administrative Conduct of USA Swimming Championships

207.11.4 Eligibility Protests

- A An Eligibility Jury composed of three persons in attendance at each National Championships shall be appointed by the Program & Events Coordinator (or his/her designee) prior to the start of the meet to consider protests

Actions Taken on Proposed Amendments to Rules & Regulations
September 2023

- pertaining to the eligibility of any swimmer to compete or to represent an organization, ~~except protests regarding an athlete's competition category, which shall be heard by the National Eligibility Appeal Panel.~~ The Eligibility Jury shall consist of a swimmer, a coach and an official.
B-F [no changes]

HK-2	ADOPTED	Effective Immediately
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Location: 2.1.2 Membership - Required LSC Bylaws Template

- 2.1.2 MEMBERSHIP A PRIVILEGE NOT A RIGHT - Membership in XXSI and USA Swimming is a privilege and shall not be interpreted as a right. Membership may be terminated by the National Board of Review or the U.S. Center for SafeSport in accordance with ~~Part Four of the USA Swimming Rules and Regulations~~ the National Board of Review procedures, pursuant to Policy 26.0 of the USA Swimming Operating Policy Manual.

HK-3	ADOPTED	Effective Immediately
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Location: 5.6.10 Board of Directors - Required LSC Bylaws Template

- 5.6.10 Remove from office any Board Members, committee chairs, or committee members or coordinators of XXSI who were appointed/elected by the Board and who have failed to attend to their official duties or member responsibilities or have done so improperly, or who would be subject to penalty by the National Board of Review for any of the reasons set forth in ~~Part Four of the USA Swimming Rules and Regulations~~ the National Board of Review procedures, pursuant to Policy 26.0 of the USA Swimming Operating Policy Manual. However, no At-Large Board Member, or committee chair or coordinator may be removed without receiving the thirty (30) days' written notice specifying the alleged deficiency in the performance of the member's responsibilities or specific official duties or other reasons and an opportunity to respond in writing within twenty (20) days to such allegations.

HK-4	ADOPTED	Effective Immediately
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Location: 13.1 Administrative Review Board - Required LSC Bylaws Template

- 13.1 INTRODUCTION - USA Swimming was organized as the National Governing Body for the sport of swimming under the Amateur Sports Act of 1978, as amended by the Ted Stevens Olympic and Amateur Sports Act of 1998, both federal laws. These laws require USA Swimming to establish and maintain provisions for the swift and equitable resolution of all disputes involving any of its members. This Article, together with Section 2.2 and ~~Part Four of the USA Swimming Rules and Regulations~~ the National Board of Review procedures, pursuant to Policy 26.0 of the USA Swimming Operating Policy Manual, are intended to provide a mechanism for resolving in an orderly and fair way all manner and kinds of disputes that may arise among its members in connection with the sport of swimming. Accordingly, XXSI has established the Administrative Review Board to hear complaints and appeals regarding administrative matters within XXSI which do not rise to the level of Code of Conduct violations and are not appeals of sanction decisions. The Administrative Review Board shall have no jurisdiction to hear complaints regarding conduct that may violate the USA Swimming Code of Conduct or otherwise violate the policies, procedures, rules and regulations adopted by USA Swimming, or conduct that may bring USA Swimming, XXSI or the sport of swimming into disrepute. This Article, together with ~~Part Four of the USA Swimming Rules and Regulations~~ the National Board of Review procedures, pursuant to Policy 26.0 of the USA Swimming Operating Policy Manual, is intended to provide a fair hearing before a group of independent and impartial people. This Article and ~~Part Four of the USA Swimming Rules and Regulations~~ the National Board of Review procedures, pursuant to Policy 26.0 of the USA Swimming Operating Policy Manual shall be construed accordingly.

HK-5	ADOPTED	Effective Immediately
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Location: 13.3.4 Administrative Review Board - Required LSC Bylaws Template

- 13.3.4 Timeliness of Petition - The Administrative Review Board need not exercise its jurisdiction with respect to a complaint the subject matter of which occurred, or concerns or is founded on events which occurred, more than ninety (90) days prior to the date the complaint is received. A determination not to exercise its jurisdiction as a result of the untimeliness of a complaint may be made by the Chair alone and may be the subject of a request for rehearing and, thereafter, appeal to the National Board of Review pursuant to Part Four of the USA Swimming Rules and Regulations in accordance with the National Board of Review procedures, pursuant to Policy 26.0 of the USA Swimming Operating Policy Manual.

HK-6	ADOPTED	Effective Immediately
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Location: 14.2.15 Conventions and Definitions - Required LSC Bylaws Template

- 14.2.15 NATIONAL BOARD OF REVIEW - the National Board of Review of USA Swimming established pursuant to Part Four of the USA Swimming Rules and Regulations in accordance with the National Board of Review procedures, pursuant to Policy 26.0 of the USA Swimming Operating Policy Manual. Where the context requires, a reference to the National Board of Review shall include a reference to the USA Swimming Board of Directors when that body is acting upon an appeal from the National Board of Review.

HK-7	ADOPTED	Effective Immediately
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Location: Page 41 - 102.22.6 Protests

102.22 PROTESTS

- .1-.5 [no changes]
.6 ~~With the exception of a competition category protest, the~~ The official results of any protested race shall not be announced, the affected awards shall not be given, and points scored shall not be allocated until the protest is resolved or is withdrawn in writing.

HK-8	ADOPTED	Effective Immediately
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Location: Multiple Occurrences

Change all instances of FINA to World Aquatics.

HK-9	ADOPTED	Effective Immediately
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Location: Official Glossary
Page 65 - 202.5.7 Conditions of Sanction

OFFICIAL GLOSSARY ~~DECK PASS~~ the official mobile application of USA Swimming

- 202.5 CONDITIONS OF SANCTION** - Any event for which a sanction is required according to 202.1 is subject to the following conditions:
.1-.6 [no changes]
.7 ~~Deck Pass~~ The official mobile application of USA Swimming is acceptable proof of USA Swimming membership.
.8-.10 [no changes]

HK-10	ADOPTED	Effective Immediately
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Location: Page 48 - 103.3 Racing Course Dimensions

103.3 RACING COURSE DIMENSIONS

.1 /M/ Length.

A-E *[no changes]*

F See Article 104, Rules for Swimming Records, for course measurements certification requirements.

HK-11	ADOPTED	Effective Immediately
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Location: Page 63 - 202.4 Requirements for Sanction

202.4 REQUIREMENTS FOR SANCTION - Sanctions are issued, withheld or withdrawn in accordance with the following regulations:

.1-.10 *[no changes]*

.11 Application for sanction must be accompanied by a copy of the complete meet announcement which must include the following:

A-F *[no changes]*

G ~~One of the following two statements:~~ A statement indicating that host will ensure the required course dimensions.

(1) ~~The competition course has been certified in accordance with 104.2.2C(4). The copy of such certification is on file with USA Swimming; or~~

(2) ~~The competition course has not been certified in accordance with 104.2.2C(4).~~

H-O *[no changes]*

.12-.16 *[no changes]*

HK-12	ADOPTED	Effective Immediately
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Location: Page 65 - 202.6 Requirements for Approval

202.6 REQUIREMENTS FOR APPROVAL - Approval of competition may be issued, withheld or withdrawn by an LSC in accordance with the following regulations:

.1-.5 *[no changes]*

.6 Written application for approval shall be made not later than the period established by the LSC prior to the competition. The LSC may establish a fee for processing such applications. Application for approval shall be accompanied by the meet announcement which shall include the following:

A-C *[no changes]*

D ~~One of the following two statements:~~ A statement indicating that host will ensure the required course dimensions.

(1) ~~The competition course has been certified in accordance with 104.2.2C(4). The copy of such certification is on file with USA Swimming; or~~

(2) ~~The competition course has not been certified in accordance with 104.2.2C(4).~~

E-H *[no changes]*

.7-.18 *[no changes]*

HK-13	ADOPTED	Effective Immediately
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Location: Page 75 - 206.1 Awarding USA Swimming Championships and International Competitions

206.1 GENERAL - USA Swimming Championships shall be conducted annually.

- .1 The U.S. Open shall be conducted annually in November or December.
- .2 A long course National Championship meet shall be conducted every summer, except when there is a Trials Class meet in the summer and that Trials Class meet is not in accordance with 206.4.2 (at the traditional time at the end of summer). ~~The end of summer meet during those summers shall be called the USA Swimming Summer Championship.~~
- .3 USA Swimming Open Water Individual and Team Championships shall be held in the ~~5-kilometer and~~ 10-kilometer distances. Additional distances may be offered.

HK-14	ADOPTED	Effective Immediately
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Location: Page 76 - 206.2 Facilities

206.2 FACILITIES

- .1 *[no changes]*
- .2 ~~Facilities awarded USA Swimming Championships and international competition must have been certified in accordance with 104.2.2C(4). A copy of such certification must be on file with USA Swimming.~~ Event hosts shall ensure the required course dimensions. For pools with a movable bulkhead, the facilities host shall, prior to each session of competition, examine the bulkhead and shall confirm to the Meet Referee that the bulkhead is stable, straight and properly positioned and anchored.
- .3 *[no changes]*

HK-15	ADOPTED	Effective Immediately
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Location: Page 76 - 206.4 Dates

206.4 DATES - Unless otherwise determined and announced by the National Team Managing Director at the previous year's annual meeting, the dates shall be as follows:

- .1 *[no changes]*
- .2 **Summer National Championships and U.S. Open (when held)** — To end no later than the second Saturday in August.
- .3 *[no changes]*

HK-16	ADOPTED	Effective Immediately
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Location: Page 77 - 207.4 USA Swimming Championships

207.4 USA SWIMMING JUNIOR NATIONAL CHAMPIONSHIPS AND JUNIOR NATIONAL OPEN WATER CHAMPIONSHIPS

- .1 The Junior National Championships will be swum long course during the summer season and short course during the winter season. The dates and place of competition will be determined by the Senior Development Committee. The meets should be scheduled to be held after the summer National Championships ~~and U.S. Open and after the winter National Championships~~ respectively.
- .2-.3 *[no changes]*

HK-17	ADOPTED	Effective Immediately
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Location: Page 78 - 207.6 Qualifying Time Standards

207.6 QUALIFYING TIME STANDARDS

- .1 Other than Trials Class meets, the time standards shall be established by the Senior Development Committee in consultation with the National Team Managing Director. Time standards shall be designed to allow 900-1,000 swimmers in individual events at the ~~USA Swimming Short Course Championships~~, the U.S. Open and the National Championships.
- .2 *[no changes]*

HK-18	ADOPTED	Effective Immediately
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Location: Page 80 - 207.10 Programs

207.10 PROGRAMS

- .1 **Time Trials** — At all USA Swimming National Championships and Trials Class meets, time trials will be conducted on a time-available basis for swimmers participating in the meet. ~~These time trials shall be held under a separate sanction of the LSC where the meet is held and shall conform to the following conditions and format, subject to the time limitations specified in 207.10 and 207.11:~~
- A-C *[no changes]*
- .2 *[no changes]*

HK-19	ADOPTED	Effective Immediately
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Location: Page 84 - 207.12 Awards

207.12 AWARDS

USA Swimming National Championships only:

~~William A. Lippman, Jr., USA Swimming — Combined Team Champion Cup (perpetual trophy)~~

HK-20	ADOPTED	Effective Immediately
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Location: Page 21 - 101.1.2A Starts

101.1 STARTS

- .2 **The Start**
- A At the commencement of each heat, the Referee shall signal to the swimmers by a short series of whistles to ~~remove all clothing except for swimwear~~ Once all swimmers have removed their clothing, except for swimwear, the Referee shall signal the commencement of an event by a short series of whistles inviting them to get ready at the starting end, followed by a long whistle indicating that they should take and maintain their positions on the starting platform, the deck, or in the water. In backstroke and medley relay events, at the Referee's first long whistle, the swimmers shall immediately enter the water and at the second long whistle shall return without undue delay to the starting position.
- B-E *[no changes]*

HK-21	ADOPTED	Effective Immediately
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Location: Page 24 - 101.4.2 Backstroke

101.4 BACKSTROKE

- .1 *[no changes]*

- .2 **Stroke** - The swimmer shall push off on his back and continue swimming on the back throughout the race. Some part of the swimmer must break the surface of the water throughout the race, except it is permissible for the swimmer to be completely submerged during the turn and for a distance of not more than 15 meters (16.4 yards) after the start and after each turn. By that point, the head must have broken the surface of the water. Additionally, once some part of the head of the swimmer has passed the final 5-meter mark (long course and short course meters) or 5-yard mark (short course yards), immediately prior to reaching for the finish, the swimmer may be completely submerged prior to the touch.
- .3-.4 *[no changes]*

HK-22	ADOPTED	Effective Immediately
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Location: Page 108 - 604.4 Merging Two LSCs

604.4 MERGING TWO LSCs - If the Boards of Directors of two (2) LSCs that share a common geographical border agree in principle to merge their two LSCs into a single ~~new~~ LSC, and should the House of Delegates of each LSC by a majority vote of the members present approve the merger, then the merger shall become effective no sooner than sixty (60) days following the receipt by the Chair of the USA Swimming Rules & Regulations Committee of satisfactory evidence of the various votes required.

HK-23	ADOPTED	Effective Immediately
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Location: Page 111 - 701.1 Events

701.1 EVENTS

- .1 *[no changes]*
- .2 **Wetsuit Events**
- A At Junior National and National Championships and any sanctioned open water competition with a race distance of 5k and greater, FINA rules regarding use of wetsuits shall apply.
- B For all other open water competitions with water temperature below ~~20.0°C (68.0°F)~~ 18.0°C (64.4°F), participants may use either swimsuits or wetsuits (refer to 701.4.5).
- .3 *[no changes]*

HK-24	ADOPTED	Effective Immediately
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Location: Page 113 - 701.4 Swimwear

701.4 SWIMWEAR

- .1-.4 *[no changes]*
- .5 **Wetsuits** — Wetsuits are swimsuits made of material providing thermal insulation. ~~Wetsuits for both men and women shall completely cover the torso, back, and shall not extend beyond the neck, wrists or ankles. Wetsuits (for both men and women) shall completely cover torso, back, shoulders and knees. They shall not extend beyond the neck, wrists and ankles.~~ The thickness of material(s) used shall be maximum 5 mm. In addition, the outer surface of the wetsuit shall not include outstanding shapes, such as ridges, fins, etc.



2023 Governance Committee

Kathleen Prindle – Chair

Chris Anderson

Richard Cavanah

Kathy Fish

Alec Wathen

Ashley Wilson

Reese Balkcom

Andres El Khaouli

Reece Rosenthal

September 17, 2023

Attention: Florida Gold Coast Delegates

RE: Proposed Slate of Candidates for 2023 FGC Election

Greetings FGC Teams, Coaches, Officials and Athletes,

Below you will find the proposed slate of Board of Directors candidates to the FGSI membership. Some positions are elected in even numbered years and some in odd numbered years. The FGC By-Laws require the Governance Committee to create a 'slate' of candidates based on what the Board and membership needs each year. Per the FGC By-Laws:

- (8) To nominate Board members to be elected by the House of Delegates consistent with the matrix of skills, demographics, and talents needed;
- (9) To publish the slate of candidates to the FGSI membership at least Twenty (20) days prior to the election. Additional nominations may be made from the floor of the House of Delegates by voting members of the House of Delegates

2023 Election Slate:

GENERAL CHAIR:	Bruno Darzi
ADMINISTRATIVE VICE CHAIR:	Allan Williams
*SENIOR VICE CHAIR (1YR TERM):	Chris Andreson
AGE GROUP VICE CHAIR:	Mike Averett
SAFE SPORT CHAIR:	Rodrigo Mendes
*COACHES REP (1YR TERM):	Christi Wathen
AT-LARGE 1:	Allan Golding
AT-LARGE 2:	Norman (Norm) Abril
AT-LARGE 3:	Jennifer Gibson
REGISTRATION CHAIR/TREASURER:	Richard (Dick) Cavanah
SECRETARY:	Lori Bosco

***ATHLETE BOARD REPRESENTATIVES:**

Senior Rep 1:	Ari Villar
Junior Rep 2:	Reese Balkcom
At-Large 3:	Andres El Khaouli
At-Large 4:	Reece Rosenthal
At-Large 5:	Chris De Angulo
At-Large 6:	Gabby Bolivar
*At-Large 7:	Kaitlyn Jorgensen

All spots with an asterisk() are designated for Bylaws adjustment Pre-HoD, per member voting/approval

Respectfully Submitted,

Your 2023 Governance Committee



FGC GOVERNANCE PROPOSAL

Presented To: FGC HoD & Board of Directors Oct 21, 2023

Presented By: Governance Committee

Committee: 6 Nonathletes=Kathleen Prindle, FGC Coach, Richard Cavanah, FGC Board Member & FGC Coach, Chris Anderson, FGC Board Member & FGC Coach, Kathy Fish, FGC Officials Committee & FGC Official, Alec Wathen, FGC Coach, Ashley Wilson, FGC Coach + 3-4 Required FGC Athlete Reps=Reese Balkcom, Andres El-Khaouli, Reese Rosenthal, Jonas Santos, FGC Co-Jr Athlete Rep.

PROPOSAL:

Propose to shorten the Board Term to 1 year, FOR 1 year, for:

Senior Chair

Coaches' Rep

Effective immediately.

Rationale explained below, but in general the idea is to avoid changeover in both AG and SR chairs since those roles complement each other so much. In addition, having the Coaches Rep remain (if elected) to maintain good communication and continuity would help avoid any "black holes" or information/experience gaps from one Vice-Chair to the next.

RATIONALE:

In determining OUR best avenue for growth and success, we realize that a healthy Board turns over often and that new people are given an opportunity while the experienced members stay involved to teach and train. Due to recent Bylaws revamp, we discovered a board rollout problem in the case of the upcoming 2023 election year: Many of the 'larger' Board roles are due for re-election making 2023 HUGE and by default, making 2024 'small'. We would like to ensure that there is a reasonable flow of board responsibilities distributed among all the roles in order to preserve good governance and best practices.

In addition, we have a unique situation in that many of our more experienced Board members who were extremely active during the pandemic closures/aftermath are seeking relief from their "extreme volunteerism" responsibilities. This opens the door for new leadership to evolve! But, as we do so, we want to preserve the great progress that the LSC has made and to accomplish this we will need some sort of succession planning that makes sense. This year, Board turnover will be extensive, and we are potentially risking exposure to governance errors and potential lack of board experience. After consulting with the National Office and our National Rules and Regs Chair (Derek) on how best to address this, we have decided to attempt to stagger some of the larger Board position openings in an effort to keep this (natural & healthy) board turnover seamless and efficient.

Here is a visual of the skewed rollout of board elections if we do NOT implement this proposal. You can see how the odd years "outweigh" the even years, in terms of number of 'major' spots electable:

OPEN FOR ELECTION SPOTS 2023 (odd):

Major Positions, 2-year terms:

GENERAL CHAIR -
ADMIN VICE CHAIR -
SENIOR VICE CHAIR -
AGE GROUP VICE CHAIR --
SAFE SPORT CHAIR -
COACHES REP -

Major Positions, 2-year terms:

FINANCE VICE CHAIR
DEI CHAIR
OFFICIALS REPRESENTATIVE
(SAFE SPORT CHAIR)

Positions elected annually:

6/7 ATHLETE REPS -

Sr Rep -
Jr Rep -
at-large -
at-large -
at-large -
at-large -

3 "At-Large" Non-Athletes elected annually: (4-term limit)

At-Large
At-Large
At-Large

Registration Chair
Secretary
Scholarship Chair

APPOINTED
Positions, ~~SELECTED~~ annually by Gen Chair:

Governance Committee
Camp Coordinator

Positions elected annually:

6/7 ATHLETE REPS:

Sr Rep -
Jr Rep -
at-large --
at-large -
at-large -
at-large -

3 "At-Large" Non-Athletes elected annually: (4-term limit)

at-large -
at-large -
at-large -

Registration Chair
Secretary
Scholarship Chair

APPOINTED
Positions, ~~SELECTED~~ annually by Gen Chair:

Governance Committee
Camp Coordinator

Florida Gold Coast Swimming



Bylaws

Last official update 10/24/22

FLORIDA GOLD COAST SWIMMING BYLAWS

To the extent these Bylaws conflict with applicable law, applicable law prevails.

updated/AMENDED to 10.22.2022 @ LSC HoD by BD

updated PROPOSED to comply with USAS 2023 LSC Template on 09/28/23 by BD

updated PROPOSED changes per 2023 USA-S ABM by BD (was orange: changed to blue KKP)

proposed FGC-specific changes by BD

reviewed by KKP 10/12/23 for upcoming 2023 HoD

ARTICLE 1

NAME, OBJECTIVES, TERRITORY AND JURISDICTION

- 1.1 NAME – The name of the corporation shall be Florida Gold Coast Swimming, Inc., a Florida non-profit corporation (“FGSI”).
- 1.2 OBJECTIVES – The objective and primary purpose of the FGSI shall be the education, instruction and training of individuals to develop and improve their capabilities in the sport of swimming. FGSI shall promote swimming for the benefit of swimmers of all ages and abilities, in accordance with the standards, rules, regulations, policies and procedures of FINA World Aquatics, USA Swimming, and FGSI and its Articles of Incorporation.
- 1.3 GEOGRAPHIC TERRITORY – The geographic territory of FGSI is as set forth in Article 603 of the USA Swimming Rules and Regulations. FGSI shall be divided into areas-regions as listed in the FGSI Policies and Procedures.
- 1.4 JURISDICTION – FGSI shall have jurisdiction over the sport of swimming as delegated to it as a Local Swimming Committee by USA Swimming to conduct swimming programs consistent with FGSI’s objectives and those of USA Swimming and to sanction, approve, observe and oversee competitive swimming events within the Territory and to conduct competitive swimming events within the Territory, its Region and its Zone (as those terms are defined in Part Six of the USA Swimming Rules and Regulations). FGSI shall discharge faithfully its duties and obligations as a Local Swimming Committee of USA Swimming in accordance with these Bylaws, the USA Swimming Rules and Regulations and all applicable policies and procedures.
- 1.5 COMPLIANCE WITH USA SWIMMING AGREEMENTS – FGSI shall comply with all agreements between FGSI and USA Swimming.

ARTICLE 2 MEMBERSHIP

- 2.1 MEMBERS – The membership of FGSI shall consist of the clubs, organizations and individuals who have registered with FGSI as set forth in the USA Swimming Corporate Bylaws, including the optional categories of seasonal athlete membership, flex membership, and single event open water athlete membership.
 - .1 MEMBERS – A Member’s status is subject to the Member’s continued satisfaction of the criteria for membership and compliance with the Member’s responsibilities under these Bylaws, the USA Swimming Corporate Bylaws, the rules and

regulations, policies and procedures and code of conduct of FGSI and USA Swimming.

- .2 MEMBERSHIP A PRIVILEGE NOT A RIGHT – Membership in FGSI and USA Swimming is a privilege and shall not be interpreted as a right. Membership may be terminated by the National Board of Review or the U.S. Center for Safe Sport in accordance with ~~Part Four of the USA Swimming Rules and Regulations~~ the National Board of Review procedures, pursuant to Policy 26.0 of the USA Swimming Operating Policy Manual.

2.2 MEMBERS' RESPONSIBILITIES

- .1 COMPLIANCE – Each Group and Individual Member shall abide by the codes of conduct and ethics, policies, procedures, rules and regulations adopted by USA Swimming and FGSI, including its obligations and responsibilities set forth in these Bylaws.
- .2 RESPONSIBILITY FOR INFRACTIONS – A Group Member or Individual Member, as defined in USA Swimming Corporate Bylaws, may be held responsible for infractions of the policies, procedures, rules, regulations or codes of conduct or ethics adopted by USA Swimming or FGSI, including its responsibilities as set forth in these Bylaws.

ARTICLE 3 DUES AND FEES

- 3.1 MEMBERSHIP FEES – Membership fees shall be as established in the USA Swimming Corporate Bylaws. Local fees, as permitted, shall be as established by the FGSI Board of Directors.
- 3.2 SANCTION, APPROVAL, AND OTHER FEES
 - .1 SANCTION AND APPROVAL FEES – The FGSI Board of Directors shall establish reasonable fees, procedures, and documentation required of an applicant for a sanction or approval for, or observation of, a swimming competition to be conducted within the Territory.
 - .2 SERVICE CHARGES – In addition to, or in place of, a sanction or approval fee, the FGSI Board of Directors may establish a reasonable service charge consistent with the nature of the event or transaction.

- .3 PAYMENT – Each applicant for a sanction, approval or observation shall submit with its application the fees and any service charges specified by FGSI. If any of the sanction or approval fees or service charges are due at a time following the submission for sanction or approval, the applicant shall promptly pay those fees or service charges to FGSI when due in accordance with FGSI’s fee schedule.
- .4 FINES – The FGSI Board of Directors may establish fines for noncompliance with policies adopted by the FGSI House of Delegates and/or the FGSI Board of Directors.
- 3.3 FAILURE TO PAY – Membership rights may be suspended in accordance with the USA Swimming Corporate Bylaws (Delinquent Dues and Fees).

ARTICLE 4

HOUSE OF DELEGATES

- 4.1 MEMBERS – The House of Delegates of FGSI shall consist of the Group Member Representatives, the Board of Directors Members, *the committee chairs and coordinators, the Non-Athlete At-Large House Members* and *the Athlete At-Large House Members* *appointed or elected [select one]*.
1. GROUP MEMBER REPRESENTATIVES – Each Group Member in good standing with USA Swimming shall appoint from its membership Group Member Representatives in accordance with the schedule listed below. The appointment shall be in writing, addressed to the Secretary of FGSI and duly certified by the chief executive officer or secretary of the appointing Group member. The appointing Group Member may withdraw one or more of its Group Member Representatives and substitute new Group Member Representatives by written notice, addressed to the Secretary of FGSI and signed by the chief executive officer or secretary of the appointing Group Member. The representatives of any Group Member are *not* required to be individual members of *FGSI or* USA Swimming.
- a. Each Group is permitted to elect or appoint the number of voting delegates as entitled based on its active registered athletes thirty (30) days prior to the House of Delegates meeting. The delegate numbers are as follows:
- | | |
|---|--|
| 1 – 29 registered athletes - | 1 representative |
| <i>29 30</i> – 59 registered athletes - | 2 representatives |
| 60 – 89 registered athletes - | 3 representatives, <i>2 (1)</i> must be an athlete |
| 90 – 119 registered athletes - | 4 representatives, <i>2(1)</i> must be an athlete |

120 or more registered athletes - 5 representatives, ~~2~~ (1) must be an athlete

2. BOARD OF DIRECTORS – Board of Director Members as designated in Section 5.
3. NON-ATHLETE AT-LARGE HOUSE MEMBERS - Up to ~~one~~ (1) non-athlete members of the House of Delegates may be appointed as At-Large House Members by the General Chair with the advice and consent of the Board of Directors. At-Large House Members shall hold office from the date of appointment through the conclusion of the annual meeting of the House of Delegates following such appointment or until their successors are appointed to the House of Delegates.
4. ATHLETE AT-LARGE HOUSE MEMBERS – A sufficient number of athletes to ensure that Athlete ~~Members Representatives~~ constitute at least ~~33.3%~~ 20% of the voting membership of the House of Delegates shall be appointed by the General Chair, with advice and consent of the Board of Directors and shall hold office from the date of appointment through ~~the~~ conclusion of the annual meeting of the House of Delegates following such appointment or until their successors are appointed to the House of Delegates.
- 4.2 ELIGIBILITY – Only Individual Members in good standing shall be eligible to be elected or appointed as at-large members of the House of Delegates.
- 4.3 DOUBLE VOTE PROHIBITED – An Individual Member entitled to vote in House of Delegates meetings may only have one vote regardless of the number of positions held by such member.
- 4.4 VOICE AND VOTING RIGHTS OF MEMBERS – The voice and voting right of members of the House of Delegates and of individuals shall be as follows:
 - .1 GROUP MEMBER REPRESENTATIVES, BOARD MEMBERS, ~~AT-LARGE HOUSE MEMBERS~~ AND AT-LARGE ATHLETE MEMBERS – Each of the Group member Representatives, the Board Members, ~~and At-Large House Members~~ and At-Large Athlete Members shall have both voice and vote in meetings of the House of Delegates.
 - .2 INDIVIDUALS – Individuals who are not members of the House of Delegates may attend open meetings of the House of Delegates ~~and its committees~~ and be heard, ~~with no voting rights~~, at the discretion of the presiding officer.
- 4.5 DUTIES AND POWERS – The House of Delegates shall oversee the establishment of policies, ~~management of the affairs of FGSF~~'s procedures and programs. In addition to the

duties and powers prescribed in the USA Swimming Rules and Regulations, USA Swimming Corporate Bylaws, or elsewhere in these Bylaws, the House of Delegates shall:

- .1 Elect the officers, **Athlete Board Representatives**, Coach Representative, Non Athlete At-Large Board Members, and the committee chairs and coordinators as designated in Articles 6 and 7.
 - .2 Review, modify and adopt the annual Budget of FGSI recommended by the Board of Directors.
 - .3 Call regular and special meetings of the House of Delegates.
 - .4 Ratify or prospectively modify or rescind policies and programs established by the Board of Directors, except any action or authorization by the Board of Directors with respect to contracts or upon which any person may have relied, shall not be modified or rescinded.
 - .5 Establish joint administrative committees, or undertake joint activities with other sports organizations where deemed helpful or necessary by FGSI.
 - .6 Amend the Bylaws of FGSI in accordance with Section 9.3, and
 - .7 Remove from office any persons elected by the House of Delegates (Board members or committee chairs or coordinators) who have failed to attend to their official duties or member responsibilities or have done so improperly, or who would be subject to penalty by the National Board of Review for any of the reasons set forth in Article 404 of USA Swimming Rules and Regulations. However, no such individual may be removed without receiving thirty (30) days' written notice by the Secretary or other officer designated by the House of Delegates specifying the alleged deficiency in the performance of the member's responsibilities or specific official duties or other reason and an opportunity to respond in writing within twenty (20) days to such allegations
- 4.6 ANNUAL AND REGULAR MEETINGS – The annual meeting of the House of Delegates of FGSI shall be held in the Fall. Regular meetings of the House of Delegates may be held in accordance with a schedule adopted by the Board of Directors.
- 4.7 SPECIAL MEETINGS – Special meetings of the House of Delegates may be called by the Board of Directors or the General Chair. Should the Board of Directors or the General Chair fail to call the annual or scheduled regular meetings or should a special meeting be

appropriate or helpful, a meeting of the House of Delegates may be called by a petition signed by at least five (5) group members of the House of Delegates.

- 4.8 MEETING LOCATION AND TIME – ~~All meetings of the House of Delegates shall take place at a site within the Territory. The House of Delegates or the Board of Directors shall determine the location and time of all meetings of the House of Delegates. If federal, state, or local law, policy, or regulation prohibits physical gathering sufficient to conduct a House of Delegates Meeting within the Territory, a House of Delegates meeting may be conducted through conference equipment by means of which all persons participating in the meeting can hear each other at the same time. In that circumstance, participation by such means shall constitute presence at the meeting.~~

Meetings of the House of Delegates may be held at any date, time, and place, including via telecommunication (unless prohibited by state or local laws), as may be fixed in the notice of such meeting. All in-person meetings of the House of Delegates shall take place at a site within the Territory. The House of Delegates or the Board of Directors shall determine the location and time of all meetings of the House of Delegates. All meetings conducted via telecommunications shall include means by which all persons participating in the meeting can hear each other at the same time and which ensures all votes duly cast by voting members are officially recorded.

- 4.9 OPEN MEETINGS/CLOSED SESSIONS – House of Delegates meetings shall be open to all members of FGSI. Issues pertaining to personnel, disciplinary action, legal, tax or similar affairs of FGSI shall be deliberated and decided in a closed session which only House of Delegate members may attend. By a majority vote, the House of Delegates may decide to go into closed session on any matter deserving of confidential treatment or of personal concern to any member of the House of Delegates.
- 4.10 QUORUM – A quorum of the House of Delegates shall consist of those members present and voting.
- 4.11 VOTING – Except as otherwise provided in these Bylaws or the Parliamentary Authority, all motions, orders and other propositions coming before the House of Delegates shall be determined by a majority vote.
- 4.12 PROXY VOTE – Voting by proxy in any meeting of the House of Delegates shall not be permitted.
- 4.13 NOTICES
- .1 Time – Not less than twenty (20) days' written notice shall be given to each member of the House of Delegates for any annual, regular or special meeting of

the House of Delegates. See Section 14.1.3 for the various permitted means of notice.

- .2 INFORMATION – The notice of a meeting shall contain the time, date and site. For special meetings of the House of Delegates, the expected purpose (which may be general) of the meeting shall be stated. If an expected purpose is the amendment of the Bylaws, a copy of the proposed amendment shall be included in the notice. Failure to have included in the notice any germane amendments subsequently adopted by the House of Delegates at the noticed meeting shall not be the basis for any claim that the amendments as so adopted are invalid.

ARTICLE 5

BOARD OF DIRECTORS

5.1 MEMBERS – The Board of Directors shall consist of the following officers, committee chairs, and coordinators **and representatives** of FGSI, together with those additional members designated in Sections 5.2 and 5.3:

- .1 General Chair
- .2 Administrative Vice-Chair
- .3 Senior Vice-Chair
- .4 Age Group Vice-Chair
- .5 Coach Representative
- .6 Secretary
- .7 Treasurer/Registration Chair
- .8 Officials Representative
- .9 Operational Risk / Safe Sport Chair
- .10 Finance Vice-Chair
- .11 ~~DEI Chair (Diversity, Equity & Inclusion)~~ **Diversity, Equity and Inclusion (DEI) Chair/Coordinator**
- .12 Non-Athlete At-Large Board Members (3)
- .13 ~~Senior Athlete Representative~~ **Athlete Board Representatives (2)**
- .14 ~~Junior Athlete Representative~~
- .15 Athlete At-Large Representatives (as needed)

5.2 ~~AT-LARGE BOARD MEMBERS – The House of Delegates shall elect three (3) Non-Athlete At-Large Board Member positions at its annual meeting, for a one-year term, as set forth in Section 6.2.3. A sufficient number of Athlete At-Large Board Members Representatives shall be elected at the same time and place as the Athlete Representatives set forth in Section 6.2.1 such that athletes constitute at least twenty percent and a third (33.3%) (20%) of the voting membership of the Board of Directors at any given time (taking into account the Athlete At-Large Representatives).~~

*The House of Delegates may specify three (3) At-Large positions. Any reduction in the number of At-Large Board Members shall not take effect until the terms of office of the incumbents expire or become vacant[2]. [Specify when and how at-large Board members are selected.] Additionally, a sufficient number of Athlete Representatives shall be **elected or appointed [select one]** as At-Large Board Members such that athletes constitute at least twenty percent (20%) of the voting membership of the Board of Directors at any given time (taking into account the Athlete Board Representatives). The Athlete At-Large*

Board Members shall meet the same requirements *and be elected at the same time and place* as the Athlete Board Representatives set forth in Section 6.2.1. All At-Large Board Members shall hold office from the date of their election or appointment through the conclusion of the second annual meeting of the House of Delegates following such election or appointment, or until their successors are elected or appointed.

[2] *The House of Delegates may create classes of At-Large Board Members, such as an At-Large Board membership to be held by a Coach Member or representatives of the division of XXSI.*

- 5.3 EX-OFFICIO MEMBER – The Immediate Past General Chair shall be an ex-officio Member of the FGSI Board of Directors.
- 5.4 LIMITATIONS –
- .1 No more than Three (3) Members of any Group Member shall serve **[as voting members]** on the Board of Directors at **the same any** time.
 - .2 No employee of FGSI may serve as a voting member of the Board of Directors.
- 5.5 VOICE AND VOTING RIGHTS OF BOARD MEMBERS – The voice and voting right of Board Members and individuals shall be as follows:
- .1 Board Members – Each Board Member (other than the ex-officio members) shall have both voice and vote in meetings of the Board of Directors and its committees.
 - .2 EX-OFFICIO BOARD MEMBERS – Unless entitled to vote under another provision of these Bylaws, the ex-officio members shall have voice but no vote in meetings of the Board of Directors and its committees.
 - .3 GENERAL – Anyone may attend open meetings of the Board of Directors and its committees and be heard at the discretion of the presiding officer.
- 5.6 DUTIES AND POWERS – The Board of Directors shall act for FGSI and the House of Delegates during the intervals between meetings of the House of Delegates, except that it shall not remove a Board Member, or other person not appointed by the Board of Directors or amend these Bylaws. Any actions taken are subject to the exercise by the House of Delegates of its powers of ratification or prospective modification or rescission. In addition to the powers and duties prescribed in the USA Swimming Rules and

Regulations or elsewhere in these Bylaws, the Board of Directors shall have the power and it shall be its duty to:

1. Establish and direct policies, procedures and programs for FGSI.
- .2 Oversee the conduct by the Officers of FGSI of the day-to-day management of the affairs of FGSI.
- .3 If the At-Large Athlete Board members are not elected in a timely fashion, they may be appointed by the General Chair with the advice and consent of the Board of Directors.
- .4 Provide advice and consent to appointments proposed by the General Chair as required under these Bylaws or the FGSI Policies and Procedures.
- .5 Cause the preparation and presentation to the House of Delegates of the annual budget of FGSI and make a recommendation to the House of Delegates concerning the approval or disapproval thereof.
- .6 Approve the annual review/audit.
- .7 Call regular or special meetings of the Board of Directors or the House of Delegates.
- .8 ~~Admit eligible prospective Group Members and/or Affiliated Individual Members, as appropriate.~~
- .9 Retain such independent contractors and employ such persons as the Board ~~of Directors~~ shall determine are necessary or appropriate to conduct the affairs of FGSI.
- .10 Appoint other officers, agents, or committees or coordinators to hold office for the terms specified. These appointees shall have the authority and perform the duties as provided in these Bylaws, the FGSI Policies and Procedures ~~manual~~ or as may be provided in the resolutions appointing them, including any powers of the Board of Directors as may be specified, except as may be inconsistent with any other provision of these Bylaws. To the extent not provided elsewhere in these Bylaws, the Board of Directors may delegate to any officer, agent, committee or coordinator the power to appoint any such subordinate officers, agents, committees or coordinator and to prescribe their respective terms ~~of office, authorities and duties;~~ and

- .11 Remove from office any Board Members, committee chairs, or committee members or coordinators of FGSI who were appointed/elected by the Board of Directors and who have failed to attend to their official duties or member responsibilities or have done so improperly, or who would be subject to penalty by the National Board of Review for any of the reasons set forth in ~~Part Four of the USA Swimming Rules and Regulations~~ the National Board of Review procedures, pursuant to Policy 26.0 of the USA Swimming Operating Policy Manual. However, no At-Large Board Member, or committee chair or coordinator may be removed without receiving the thirty (30) days' written notice specifying the alleged deficiency in the performance of the member's responsibilities or specific official duties or other reasons and an opportunity to respond in writing within twenty (20) days to such allegations.
- 5.7 MEETINGS – Board of Directors' meetings shall be open. Matters relating to personnel, disciplinary action, legal, taxation or similar affairs shall be deliberated and decided in a closed session which only Board members are entitled to attend. By a majority vote on a motion of a question of privilege, the Board of Directors may decide to go into closed session on any matter deserving of confidential treatment or of personal concern to any member of the Board of Directors.
- 5.8 PARTICIPATION THROUGH COMMUNICATIONS EQUIPMENT – Members of the Board of Directors may participate in meetings of the Board of Directors through conference ~~telephone or similar~~ equipment by means of which all persons participating in the meeting can hear each other at the same time. Participation by such means shall constitute presence in person at a meeting.
- 5.9 REGULAR MEETINGS – Regular meetings of the Board of Directors shall be held in accordance with a schedule adopted by the Board of Directors.
- 5.10 SPECIAL MEETINGS – Special meetings of the Board of Directors may be called by the General Chair. Should the Board of Directors or the General Chair fail to call regular meetings or should a special meeting be appropriate or helpful, a meeting of the Board of Directors shall be called at the written request of any three (3) Board Members.
- 5.11 QUORUM – A quorum of the Board of Directors shall consist of a majority of the voting members.
- 5.12 VOTING – Except as otherwise provided in these Bylaws or the Parliamentary Authority, all motions, orders and other propositions coming before the Board of Directors shall be determined by a majority vote. A motion, order or other proposal the effect of which is

to override policy or programs established by the House of Delegates shall be determined by a two-thirds vote after at least ~~six~~ (6) days' written notice.

- 5.13 PROXY VOTE – Voting by proxy in any meeting of the Board of Directors shall not be permitted.
- 5.14 ACTION BY WRITTEN CONSENT – Any action required or permitted to be taken at any meeting of the Board of Directors may be taken without a meeting if all the Board Members entitled to vote consent to the action in writing and the written consents are filed with the records of the respective meetings. These consents shall be treated for all purposes as votes taken at a meeting.
- 5.15 MAIL/EMAIL VOTE – Any action which may be taken at any regular or special meeting of the Board of Directors, except elections, or removals of appointed Board members, committee chairs and members, may be taken without a meeting. If an action is to be taken without a meeting, the Secretary, by first class mail, postage prepaid, or email, shall distribute a ballot to every Board Member entitled to vote on the matter. The ballot shall set forth the proposed action, provide an opportunity to specify approval or disapproval, and provide a reasonable time (but in no event less than the period specified in Section 5.16) within which to return the ballot to the Secretary. Action by ballot shall be valid only when the number of votes cast in favor of the proposed action within the time period specified constitutes a majority of the votes entitled to be cast.
- 5.16 NOTICES
- .1 TIME – Not ~~fewer less~~ than six (6) written day notice shall be given to each Board Member for any annual, regular or special meeting of the Board of Directors. ~~Separate notices need not be given for regular meetings that are designated in these Bylaws or otherwise scheduled and noticed well in advance.~~ (See Section 14.1.3 for the permitted means of notice.)
- .2 INFORMATION – The notice of a meeting shall contain the time, date and site and in the case of special meetings, the expected purpose, ~~which may be general.~~

ARTICLE 6

DIRECTORS AND OFFICERS

- 6.1 OFFICERS – The officers shall be as listed herein and shall be elected by the House of Delegates at its annual meeting:

- .1 General Chair – shall be elected, in the odd-numbered years, for a two (2) year term.
- .2 Administrative Vice-Chair – shall be elected, in the odd-numbered years, for a two (2) year term.
- .3 Finance Vice-Chair – shall be elected, in the even-numbered years, for a two (2) year term.
- .4 Senior Vice-Chair – shall be elected, in the odd-numbered years, for a two (2) year term.
- .5 Age Group Vice-Chair – shall be elected, in the odd-numbered years, for a two (2) year term.
- .6 Secretary – shall be elected annually for a one (1) year term.
- .7 Treasurer/Registration Chair – shall be elected annually for a one (1) year term.

6.2 OTHER DIRECTORS

- .1 ~~ATHLETE BOARD REPRESENTATIVES – Two (2) Athlete Representatives shall be elected, one each year for a two year term, or until their successors are elected. At the time of election shall take place at a meeting called for that purpose by the Senior Athlete Representative, or failing that, at a time and in a manner designated by the Board of Directors. The Athlete Representative elected shall be determined by a majority of the Athlete Members, in good standing, present and voting who are thirteen (13) years of age or older. At the time of their election, the Athlete Representative must (a) be an Athlete member in good standing, (b) be at least sixteen (16) years of age or at least a sophomore in high school, (c) be currently competing, or have competed during the three (3) immediately preceding years in the program of swimming conducted by FGSJ or another LSC, and (d) have his or her place of permanent residence in the Territory and expect to reside therein throughout at least the first half of the term (other than periods of enrollment in an institution of higher education). At least twenty (20) days written notice of the election shall be given to all clubs.~~

Two (2) Athlete Board Representatives shall be elected by the House of Delegates, one each year, for a two year term or until their respective successors are elected. At the time of election, the Athlete Board Representative must (a) be an athlete member in good standing; (b) be at least a sophomore in high school or at least 16 years of age, (c) be currently competing, or have competed within the ~~three (3)~~ two (2) immediately preceding years, in the program of swimming a USA Swimming sanctioned event conducted by FGSJ or another LSC; and (d) have his or her place of

permanent residence in the Territory and expect to reside therein throughout at least the first half of the term (other than periods of enrollment in an institution of higher education).

- .2 COACHES REPRESENTATIVE – The Coach representative shall be elected, in the odd-numbered years, for a two (2) year term, or until a successor is elected. The election of the Coach Representative shall be conducted at the annual meeting of the House of Delegates and determined by a majority vote of the members of the House of Delegates present and voting, or, failing that, at a time and place and in a manner designated by the Board of Directors.

- .3 COMMITTEE CHAIRS/COORDINATORS/AT LARGE BOARD MEMBERS –

- A. The following committee chairs/coordinators/at-large Board members shall be elected by the House of Delegates:

1. OFFICIALS REPRESENTATIVE – shall be elected, in the even-numbered years, for a two (2) year term.
2. OPERATIONAL RISK / SAFE SPORT CHAIR – shall be elected, in the even-numbered years, for a two (2) year term.
3. DEI CHAIR/COORDINATOR - shall be elected, in the even numbered years, for a two (2) year term.
4. NONATHLETE AT-LARGE MEMBERS – shall be elected each year for a one (1) year term.

- B. The Athlete at Large Board Members shall be elected at the same time and in the same manner as the Athlete Board Representatives.

- 6.3 ELIGIBILITY – Only Individual Members of USA Swimming FGS, in good standing with FGS and USA Swimming shall be eligible to hold office and must maintain their eligibility throughout their term of office.

- 6.4 DOUBLE VOTE PROHIBITED – An Individual member entitled to vote in Board of Directors meetings may only have one vote, regardless of the number of positions held by such Member.

6.5 OFFICES SPLIT OR COMBINED –

- .1 OFFICE HELD BY TWO PERSONS – Any office other than General Chair, Finance Vice-Chair and Treasurer, may be held jointly by two Individual Members. Two individuals who are sharing an office shall share one vote.
- .2 OFFICES COMBINED – Any office other than General Chair may be combined with any other office except that the offices of Finance Vice-Chair and Treasurer may not be combined.

6.6 TERMS OF OFFICE –

- .1 TERM OF OFFICE – The terms of office of all members of the Board of Directors shall be two (2) years, except for the Non-Athlete At-Large Board Members, which is for one (1) year.
- .2 ELECTIONS – The House of Delegates, at its annual meeting, shall elect the General Chair, the Administrative Vice-Chair, the Senior Vice-Chair, the Age Group Vice-Chair, the Coach Representative, the Operational Risk/Safe Sport Vice-Chair and in the odd-numbered years and shall elect the Secretary, the Treasurer /Registration Chair, the Finance Vice-Chair, the Officials Representative, and the DEI Chair in the even-numbered years. Non Athlete At-Large Members shall be elected for a one-year term.
- .3 COMMENCEMENT OF TERM – Each person elected or appointed to a position shall assume office upon election or appointment and shall serve until a successor is chosen.
- .4 CONSECUTIVE TERMS LIMITATION – Except for the Secretary, Treasurer and Officials Representative, no Individual Member who has served two successive two-year terms shall be eligible for re-election or appointment to the same position until a lapse of one term. Non Athlete At-Large Members may serve no more than four (4) consecutive one-year terms. A portion of any term served to fill a vacancy in the position shall not be considered in the computation of this successive term limitation.

6.7 DUTIES – The duties of the officers and other Board members shall be to attend and participate in all meetings of the House of Delegates and the Board of Directors and as defined in these Bylaws, the FGSI Policies and Procedures and applicable state laws.

6.8 RESIGNATIONS – Any officer may resign by submitting a written resignation to the General Chair or the Board of Directors specifying an effective date of the resignation. In the absence of a specified effective date, any such resignation shall take effect upon the appointment or election of a successor.

6.9 VACANCIES AND INCAPACITIES –

.1 OFFICE OF GENERAL CHAIR – In the event of a vacancy in the office of General Chair, or of the General Chair's temporary or permanent incapacity, the Administrative Vice-Chair shall become the acting General Chair until an election can be held at the next meeting of the House of Delegates, to fill the remaining term, if any, of the former General Chair, or until the General Chair ceases to suffer from any temporary incapacity. While serving as acting General Chair, the Administrative Vice-Chair shall vacate the office of Administrative Vice-Chair, except in the case of the General Chair's temporary incapacity. If the General Chair is to be absent from the Territory, the General Chair may, but is not obligated to, designate the Administrative Vice-Chair as acting General Chair for the duration of the absence.

.2 OFFICES OF ATHLETE BOARD REPRESENTATIVES OR COACH REPRESENTATIVES OR ANY POSITION ELECTED – In the event of a vacancy or of the permanent incapacity of a person holding the office of Athlete Board Representative or Coach Representative, or person who has been elected, the General Chair may appoint, with the advice and consent of the Board of Directors, an eligible member to serve the remainder of the term of office or until the respective body shall elect a successor.

.3 DETERMINATION OF VACANCY OR INCAPACITY – The determination of when an office becomes vacant or an officer becomes incapacitated shall be within the discretion of the Board of Directors or the House of Delegates with the advice and consent of the electing body. The determination as to when the General Chair is temporarily incapacitated shall be made, where the circumstances permit, by the General Chair and otherwise shall be within the discretion of the Board of Directors, subject to any subsequent action by the House of Delegates.

6.10 REMOVAL OF DIRECTORS – Directors may be removed in accordance with 4.5.7 and 5.6.11 of these Bylaws.

6.11 OFFICERS' POWERS GENERALLY –

- .1 AUTHORITY TO EXECUTE CONTRACTS, ETC. – The General Chair, Administrative Vice-Chair and Treasurer/Registration Chair each may sign and execute in the name of FGSI deeds, mortgages, bonds, contracts, agreements or other instruments duly authorized by the FGSI Policies and Procedures, the Board of Directors or the House of Delegates, except in cases where the signing and execution thereof shall be expressly delegated by the Board of Directors to another officer or agent, expressly requires two or more signatures or is required by law to be otherwise executed. Additional signing authority may be provided by standing resolutions of the Board of Directors or the House of Delegates.
- .2 ADDITIONAL POWERS AND DUTIES – Each officer shall have other powers and perform other duties as prescribed in the FGSI Policies and Procedures or by the House of Delegates, the Board of Directors, the General Chair, the respective division Chair, the delegating officer, or these Bylaws.
- .3 DELEGATION – Officers of FGSI may delegate any portion of their powers or duties to an individual or a committee, except that neither the Finance Vice-Chair nor the Treasurer may delegate duties to the other without the consent of the Board of Directors. In addition, the authority to sign checks, drafts, orders of withdrawal or wire transfers shall not be delegated other than by the Board of Directors. Any delegation of powers or duties shall not relieve the delegating officer of the ultimate responsibility to see that these duties and obligations are properly executed or fulfilled.

6.12 DEPOSITORIES AND BANKING AUTHORITY –

- .1 DEPOSITORIES, ETC. – All receipts, income, charges and fees of FGSI shall be deposited to its credit in the banks, trust companies, or depositories or custodians, investment companies or investment management companies as the Board of Directors determines.
- .2 SIGNATURE AUTHORITY – All checks, drafts or other orders for the payment or transfer of money, and all notes or other evidences of indebtedness issued in the name of FGSI shall be signed by the Treasurer and/or the General Chair and in the manner as shall be determined by the Board of Directors.

ARTICLE 7

DIVISIONS, COMMITTEES AND COORDINATORS

7.1 DIVISIONAL, ORGANIZATION AND JURISDICTIONS, STANDING COMMITTEES AND COORDINATORS – The divisions of FGSI shall each be chaired as indicated below with respective duties, jurisdiction and responsibilities described in the FGSI Policies and Procedures.

- .1 ADMINISTRATIVE DIVISION – Administrative Vice-Chair
- .2 AGE GROUP DIVISION – Age Group Vice-Chair
- .3 SENIOR DIVISION – Senior Vice-Chair
- .4 FINANCE DIVISION – Finance Vice-Chair
- .5 ATHLETES DIVISION – Senior Athlete Representative
- .6 COACHES DIVISION – Coach Representative

7.2 ELECTED, EX-OFFICIO AND APPOINTED CHAIRS AND COORDINATORS –

- 1. ELECTED, ~~EX-OFFICIO AND APPOINTED~~ CHAIRS AND COORDINATORS – Committee chairs and coordinators who are not Board members, but are elected by the House of Delegates, a committee or division, are as follows: Governance Committee Chair shall be elected by the Governance Committee.
- 2. EX-OFFICIO CHAIR – Certain other committee chairs are designated ex-officio by virtue of an office currently held.
- .3 APPOINTED CHAIRS AND COORDINATORS – The chairs of all other committees and all other coordinators shall be appointed by the General Chair with the advice and consent of the Board of Directors and the respective division chair. The appointed committee chair or coordinator shall assume office upon appointment, or the date designated by the General Chair and shall serve until a successor is appointed and assumes office.

7.3 COMMITTEES – In addition to the standing committees listed herein, the Board of Directors and the House of Delegates are each authorized to establish additional committees to meet programming needs. Except as otherwise provided in these Bylaws or the FGSI Policies and Procedures, members of each committee shall be appointed by the General Chair with the advice and consent of the respective division chair and the chair of the committee. Athlete ~~members~~ Representatives of each committee shall be appointed by the General Chair with the advice of the Senior Athlete ~~Board~~ Representative. Athlete membership shall constitute at least ~~thirty three and a third percent (33.3%)~~ twenty percent (20%) of the voting membership of every committee. The division chair shall be an ex-officio member, with voice and vote, of each committee within the respective division.

7.4 STANDING COMMITTEES AND COORDINATORS

.1 ATHLETES COMMITTEE –

- A. CHAIR – The Senior Athlete **Board** Representative or his/her designee shall be the chair of the committee.
- B. MEMBERS – The Athletes Committee shall consist of the Athlete **Board** Representatives and the Athlete At-Large Board members.
- C. DUTIES – The Athletes' committee shall have general charge of the business and affairs of the Athletes of FGSI, and shall undertake such activities (a) delegated to it by the Board of Directors or the General Chair or (b) undertaken by the Committee as being in the best interests of the Athlete Members, FGSI, USA Swimming and the sport of swimming.

.2 FINANCE COMMITTEE –

- A. CHAIR – The chair shall be the Finance Vice-Chair.
- B. MEMBERS – The members of the Finance Committee shall be the Finance Vice-Chair, the Treasurer/Registration Chair, and two (2) additional non-athlete members appointed by the General Chair with the advice and consent of the Board of Directors and a sufficient number of **athletes-Athlete Representatives** so as to constitute at least twenty percent **(33%) (20%)** of the voting membership of the Committee.
- C. DUTIES –
 - (1) To develop, establish where so authorized, or recommend to the Board of Directors, and supervise the execution of policy regarding the investment of FGSI's working capital, funded reserves and endowment funds, within the guidelines, if any, established by the Board of Directors or the House of Delegates. The Finance committee shall also regularly review FGSI's equipment needs **(both operational and office)** and the various methods available to finance the acquisition of any needed equipment and make a determination and recommendation of the best financing method.
 - (2) To conduct a review or audit or recommend an independent auditor to conduct the required annual review or audit of the books of FGSI. If conducted internally, a minimum of three (3) committee members with **enough—a sufficient number of** **athletes—Athlete Representatives** to

constitute at least ~~33%~~ 20% of the voting membership, must conduct the review or audit. The Treasurer cannot be a member of the group performing the audit, but can be present to provide clarification, information and answer questions.

- (3) To submit the review or audit and other reports and make recommendations to the Board of Directors with regard thereto.
- (4) To consult with the officers, committee chairs and coordinators and prepare and present a proposed budget for consideration and approval by the Board of Directors and the House of Delegates. The officers, committee chairs and coordinators shall ~~promptly~~ provide promptly such financial information (current and projected) and budget proposals, as the Finance Committee may request. The proposed budget may contain alternatives.
- (5) To complete and submit any state and local reports and filings.

.3 GOVERNANCE COMMITTEE –

- A. CHAIR – The chair shall be elected annually by the Governance Committee from among its own members.
- B. MEMBER – The Governance Committee members shall be appointed by the General Chair with advice and consent of the Board of Directors. The Committee shall comprise of six (6) nonathlete members, plus a sufficient number of ~~athletes~~ Athlete Representatives so as to constitute at least twenty percent ~~(33%)~~ (20%) of the voting membership of the Committee. Each ~~nonathlete~~ member shall serve a three-year term, staggered so that one-third (1/3) of such members are appointed each year. ~~Athlete members shall serve a two year term, staggered so that approximately one half of such members are appointed each year.~~ No more than one-half (1/2) of the Governance Committee members shall be members of the FGSI Board of Directors at any given time. After completion of two consecutive terms, members are not eligible for reappointment to the Governance Committee until after a lapse of two years. A portion of any term served to fill a vacancy in the position shall not be considered in the computation of the successive term limitation. In no case shall the General Chair serve on the Governance Committee.
- C. QUORUM – When making nominations, a quorum for any meeting of the Governance Committee shall consist of a majority of its voting members. For all other meetings, a quorum shall consist of those members present and voting.

D. DUTIES –

- (1) To assist in periodic evaluation of the mission and vision statements and the Bylaws of FGSI;
- (2) To aid in the development of operating policies regarding conflict of interest (Board and staff), document retention, ethics, whistle-blower, procurement, contract review, grievance and other employment-related practices, etc.;
- (3) To aid in the development of personnel practices procedures including job descriptions and annual review of staff;
- (4) To ensure that the Board's focus remains on the strategic plan;
- (5) To aid in the development of expectations and processes for accountability of Board members;
- (6) To develop criteria for the qualities and required characteristics of Board members;
- (7) To lead Board succession planning by assessing current and anticipated needs for Board composition and identifying and recruiting potential Board members;
- (8) To nominate Board members to be elected by the House of Delegates consistent with the matrix of skills, demographics, and talents needed;
- (9) To publish the slate of candidates to the FGSI membership at least Twenty (20) days prior to the election. ~~To be included in the slate of candidates will be the Officers, plus the Coaches Representative, Officials Representative, Operational Risk/Safe Sport Chair, and the DEI Chair.~~ Additional nominations may be made from the floor of the House of Delegates by voting members of the House of Delegates;
- (10) To design and implement Board orientation and an ongoing program of Board education and development; and
- (11) To lead periodic assessment of the Board's performance (as a whole and of individual members) and make recommendations to enhance Board effectiveness.

.4 OPERATIONAL RISK COMMITTEE/ SAFE SPORT CHAIR–

- A. CHAIR – The chair shall be the Operational Risk/Safe Sport **Committee** Chair.
- B. MEMBERS – The Committee shall be comprised of the Operational Risk/Safe Sport **Committee** Chair, **at least** one (1) other member appointed by the General Chair with the advice and consent of the Board and **enough sufficient number of athletes-Athlete Representatives** so as to constitute at least twenty percent ~~(33.3%)~~ **(20%)** of the voting membership of the Committee.

C. DUTIES – The duties shall be as outlined in the FGSI Policies and Procedures

.5 EXECUTIVE COMMITTEE –

A. AUTHORITY AND POWER – The Executive Committee shall have the authority and power to act for the Board of Directors and FGSI between meetings of the Board and the House of Delegates. Limitations to the authority and power of the Executive Committee shall be determined by the Board of Directors and included in the FGSI Policies and Procedures.

B. MEMBERS – The members of the executive Committee shall be the:

- (1) General Chair, who shall act as chair,
- (2) Administrative Vice-Chair,
- (3) Senior Vice-Chair,
- (4) Age group Vice-Chair,
- (5) Treasurer/Registration Chair,
- (6) Finance Vice-Chair,
- (7) Coach Representative,
- (8) Senior Athlete Board Representative, and
- (9) Junior Athlete Board Representative.

C. MEETINGS AND NOTICE – Meetings of the Executive Committee shall be held at any time or place within the Territory when called by the General Chair or any three (3) members of the Committee with a minimum of five (5) days' notice required.

D. QUORUM – A quorum of the Executive Committee shall consist of a majority of the members of the Committee.

E. REPORT OF ACTION TO BOARD OF DIRECTORS – At the next regular or special meeting of the Board of Directors, the Executive Committee shall make a report of its activities since the last Board of Directors' meeting for ratification or prospective modification or rescission, provided, however, that any action of the Executive Committee upon which a third party may have relied (e.g., by signing, or authorizing the signing of a contract) may not be modified or rescinded by the Board of Directors or the House of Delegates.

.6 TECHNICAL PLANNING COMMITTEE –

A. **AUTHORITY AND POWER** – The Technical Planning Committee is responsible for long-range planning regarding the swimming programs conducted by Florida Gold Coast Swimming, the continuing review and development of the Florida Gold Coast Swimming philosophy and for advising other committees and divisions regarding the implementation of the philosophy in the context of the programs of Florida Gold Coast Swimming. The Technical Planning Committee shall work with the appropriate committees to establish the Florida Gold Coast Swimming meet schedule, championship time standards and championship meet information.

B. **TECHNICAL COMMITTEE CHAIR** – The sitting Administrative Vice Chair will chair the Technical Planning Committee. The Technical Planning Chair is involved in reviewing all bids either for regular season or end of season meets

C. **MEMBERS** – Members of the Technical Planning Committee shall consist of the Senior Chair, Age Group Chair, Athlete Members (33% of committee's votes), and non-Board and nonathlete Members (33% of committee votes). The Non-Board Members and nonathlete Members shall be appointed by the General Chair with the Advice and consent of the Board of Directors.

D. **DUTIES** –

1. The Technical Planning Committee (TPC) is responsible for developing the comprehensive schedule of dates for the proposed meet schedule.
2. The Technical Planning Committee (TPC) is responsible for developing a long-term calendar.
3. The Technical Planning Committee (TPC) is responsible for making sure the FGC Policy and Procedures and FGC Rules and Regulations are up-to-date.
4. The Technical Planning Committee (TPC) is responsible for developing the LSC Championships meets

7.5 **DUTIES OF CHAIRS AND COORDINATORS GENERALLY** – The duties of the General Chair, the division chairs, committee chairs, and coordinators (in addition to those provided elsewhere in these Bylaws) shall be as follows:

- (1) Preside at all meetings of the respective division, committee or subcommittee;
- (2) See that all duties and responsibilities of the coordinator or the respective division, committee or subcommittee in his/her his or her charge are properly and promptly carried out;
- (3) Appoint such committees or subcommittees as may be necessary to fulfill the duties and responsibilities of the division or committee, respectively;
- (4) Communicate with the General Chair, respective division, committee or subcommittee members and the Secretary to keep them fully informed;

- (5) Appoint a member as secretary of the committee or subcommittee charged with taking minutes of each meeting and forward reports or minutes of all meetings to the Secretary; and
 - (6) Perform the other specific duties listed in FGSI's Policies and Procedures or as may be delegated by the General Chair, the respective division chair or committee chair, the Board of Directors or the House of Delegates.
- 7.6 DUTIES OF COMMITTEES GENERALLY – Except as otherwise provided in these Bylaws, the duties of the committees shall be prescribed by the FGSI's Policies and Procedures.
- 7.7 REGULAR AND SPECIAL MEETINGS – Regular and special meetings of committees or subcommittees of FGSI shall be held as determined by the respective Vice-chairs or committee or subcommittee chair.
- 7.8 OPEN MEETINGS/CLOSED SESSIONS – Meetings of committees and sub-committees, other than a Personnel Committee meeting, shall be open to all members of FGSI. Matters relating to personnel, disciplinary action, legal, taxation and similar affairs shall be deliberated and decided in a closed session which only the respective members are entitled to attend. By a majority vote, a committee or subcommittee may decide to go into closed session on any matter deserving of confidential treatment or of personal concern to any member of the committee or sub-committee.
- 7.9 VOICE AND VOTING RIGHTS OF COMMITTEE MEMBERS – Each Committee member shall have both voice and vote in their respective meetings.
- 7.10 ACTION BY WRITTEN CONSENT – Any action required or permitted to be taken at any meeting of a committee may be taken without a meeting if all the committee members entitled to vote consent to the action in writing and the written consents are filed with the records of the meetings. These consents shall be treated for all purposes as a vote taken at a meeting.
- 7.11 PARTICIPATION THROUGH COMMUNICATIONS EQUIPMENT – Members of any committee may participate in a meeting of the committee or through conference equipment by means of which all persons participating in the meeting can hear each other at the same time. Participation by such means shall constitute presence at a meeting.
- 7.12 QUORUM – Except as otherwise provided in these Bylaws or in the resolution or other action establishing a committee, a quorum of any committee shall consist of those members present.

- 7.13 VOTING – Except as otherwise provided in these Bylaws or the Parliamentary Authority, all motions, orders and other propositions coming before a committee shall be determined by majority vote.
- 7.14 PROXY VOTE – Voting by proxy in any meeting of a committee shall not be permitted.
- 7.15 NOTICES –
- .1 TIME – Except as otherwise provided in these Bylaws or the resolution or other action establishing a committee, not less than five (5) days’ written notice shall be given for any meeting of a committee.
- .2 INFORMATION – The notice of a meeting shall contain the time, date, and site.
- 7.16 RESIGNATIONS – Any committee chair or member may resign by submitting a written resignation to the General Chair or the Board of Directors specifying an effective date of the resignation. If such date is not specified, the resignation shall take effect upon the appointment of a successor.
- 7.17 VACANCIES – The determination of when the position of an appointed committee chair, committee member **or coordinator** becomes vacant or a person becomes incapacitated, if not made by the person, shall be within the discretion of the Board of Directors. In the event of a vacancy or permanent incapacity, the General Chair, with the advice and consent of the Board of Directors and the respective division chair, shall appoint a successor to serve until the conclusion of the incumbent’s term. A temporary incapacity may be left unfilled at the discretion of the General Chair or an appointment may be made for the duration of the temporary incapacity.
- 7.18 DELEGATION – With the consent of the Board of Directors or the respective division chair, a committee chair **or coordinator** may delegate a portion of their powers or duties to another officer of FGSI, or to another committee, sub-committee, **or coordinator** with the consent of the Board of Directors to the paid staff of FGSI. Notwithstanding any delegation, the ultimate responsibility for the delegated duties and obligations shall remain with the delegator.
- 7.19 APPLICATION TO COMMITTEES – Sections 7.5 through 7.18 shall apply to all committees, unless otherwise provided in these Bylaws, in the resolution creating the committee or in the FGSI Policies and Procedures.

ARTICLE 8

ANNUAL AUDIT, REPORTS AND REMITTANCES

- 8.1 ANNUAL AUDIT, REPORTS AND REMITTANCES – FGSI shall submit any reports and remittances required by the USA Swimming Corporate Bylaws, by the USA Swimming Board of Directors, the President/CEO of USA Swimming or by any agreement between FGSI and USA Swimming. Reports required to be submitted to USA Swimming by FGSI include annual financial and federal tax reports and the annual audit or review.

ARTICLE 9

ORGANIZATION, AMENDMENT OF BYLAWS AND DISSOLUTION

- 9.1 NON-PROFIT AND CHARITABLE PURPOSES – FGSI is organized exclusively for charitable and educational purposes and for the purpose of fostering national or international amateur sports competition within the meaning of section 501(c)(3) of the IRS Code. Notwithstanding any other provision of these Bylaws, FGSI shall not, except to an insubstantial degree, (1) engage in any activities or exercise any powers that are not in furtherance of the purposes and objectives of FGSI or (2) engage in any activities not permitted to be carried on by: (A) a corporation exempt from federal income tax under such section 501(c)(3) of the IRS Code or (B) a corporation to which contributions, gifts and bequests are deductible under sections 170(c)(2), 2055(a)(2) and 2522(a)(2) of the IRS Code.
- 9.2 DEDICATION OF ASSETS, ETC. – The revenues, properties and assets of FGSI are irrevocably dedicated to the purposes set forth in Sections 1.2 and 9.1 of these Bylaws. No part of the net earnings, properties or assets of FGSI shall inure to the benefit of any private person or any member, officer or Director of FGSI.
- 9.3 AMENDMENTS – Any provision of these Bylaws not mandated by USA Swimming may be amended at any meeting of the FGSI House of Delegates by a two-thirds (2/3) vote of the members present and voting. Amendments so approved shall not take effect until reviewed and approved by the USA Swimming Rules and Regulations Committee. Changes to Required LSC Bylaws shall be effective on the date established in the amending USA Swimming legislation.
- 9.4 DISSOLUTION – FGSI may be dissolved only upon a two-thirds (2/3) vote of all the voting members of the House of Delegates. Upon dissolution, the net assets of FGSI shall not inure to the benefit of any private individual, unincorporated organization or corporation, including any member, officer or director of FGSI, but shall be distributed to USA Swimming, to be used exclusively for educational or charitable purposes. If USA Swimming, is not then in existence, or is not then a corporation which is exempt under section 501(c)(3) of the IRS Code and to which contributions, bequests and gifts are

deductible under sections 170(c)(2), 2055(a)(2), and 2522(a)(2) of the IRS Code, the net assets of FGSI shall be distributed to a corporation or other organization meeting those criteria and designated by the House of Delegates at the time of dissolution, to be used exclusively for educational or charitable purposes.

ARTICLE 10 INDEMNIFICATION

- 10.1 INDEMNITY – FGSI shall indemnify, protect and defend, in the manner and to the full extent permitted by law, any Indemnified Person in respect of any threatened, pending or completed action, suit or proceeding, whether or not by or in the right of FGSI, and whether civil, criminal, administrative, investigative or otherwise, by reason of the fact that the Indemnified Person bears or bore one or more of the relationships to FGSI specified in Section 10.3 and was acting or failing to act in one or more of those capacities or reasonably believed that to be the case. Where specifically required by law, this indemnification shall be made only as authorized in the specific case upon a determination, in the manner provided by law, that indemnification of the Indemnified Person is proper in the circumstances, FGSI may, to the full extent permitted by law, purchase additional insurance to that provided by USA Swimming, and maintain insurance on behalf of any Indemnified Person against any liability that could be asserted against the Indemnified Person.
- 10.2 EXCLUSION – The indemnification provided by this Article 10, shall not apply to any Indemnified Party whose otherwise indemnified conduct is finally determined to have been in bad faith, self-dealing, gross negligence, wanton and willful disregard of applicable laws, rules and regulations, of the USA Swimming Rules and Regulations, of the USA Swimming Code of Conduct or these Bylaws or who is convicted of a crime (including felony, misdemeanor and lesser crimes) involving sexual misconduct, child abuse, violation of a law specifically designed to protect minors or similar offenses, or who is found by the National Board of Review or the U.S. Center for SafeSport to have committed actions which would be the basis for such a conviction and , in each case, the otherwise indemnifiable conduct (or failure to act) was, or was directly related to, the predicate acts of the conviction or finding.
- 10.3 INDEMNIFIED PERSONS – As used in this Article 10, “Indemnified Person” shall mean any person who is or was a Board Member, Group Member Representative, officer, official, coach, committee chair or member, coordinator, volunteer, employee or agent of FGSI, or is or was serving at the direct request of FGSI as a director, officer, Group Member Representative, meet director, official, coach committee chair or member, coordinator,

member volunteer, employee or agent of another person or entity involved with the sport of swimming.

- 10.4 EXTENT OF INDEMNITY – To the full extent permitted by law, the indemnification provided in this Article shall include expenses (including attorney’s fees, disbursements and expenses), judgments, fines, penalties and amounts paid in settlement, and, except as limited by applicable laws, these expenses shall be paid by FGSI in advance of the final disposition of such action, suit or proceeding. If doubt exists as to the applicability of an exclusion to FGSI’s obligation to indemnify, FGSI may require an undertaking from the Indemnified Person obliging him to repay such sums if it is subsequently determined that an exclusion is applicable. In the case of any person engaged in the sport of swimming for compensation or other gain, if FGSI determines that there is reasonable doubt as to such person’s ability to make any repayment, FGSI shall not be obligated to make any payment in advance of the final determination. This indemnification shall not be deemed to limit the right of FGSI to indemnify any other person for any such expenses to the full extent permitted by law, nor shall it be deemed exclusive of any other rights to which any Indemnified Person may be entitled under any agreement, vote of members or disinterested directors or otherwise, both as to action in an official capacity and as to action in another capacity while holding such office.
- 10.5 SUCCESSORS, ETC. – The indemnification provided by this Article shall continue as to an Indemnified Person who has died or been determined to be legally incompetent and shall apply for the benefit of the successors, guardians, conservators, heirs, executors, administrators and trustees of the Indemnified Person.

ARTICLE 11

PARLIAMENTARY AUTHORITY

- 11.1 - ROBERT’S RULES – Robert’s Rules of Order Newly Revised shall govern FGSI and any of its constituent or component parts, committees, etc., in the conduct of meetings in all cases to which they apply and in which they are not inconsistent with these Bylaws and any special rules of order FGSI, the House of Delegates, the Board of Directors or its divisions, committees, etc., may adopt.

ARTICLE 12

MISCELLANEOUS

- 12.1 EFFECT OF STATE LAW CHANGES (SEVERABILITY) – If any portion of these Bylaws shall be determined by a final judicial decision to be, or as a result of a change in the law of the

State of Florida become, illegal, invalid or unenforceable, the remainder of these Bylaws shall continue in full force and effect.

- 12.2 FISCAL YEAR – The fiscal year of FGSI shall end on the last day of December.
- 12.3 TAX STATUS, INTERPRETATION OF BYLAWS – It is intended that FGSI shall have and continue to have the status of an organization which is exempt from federal income taxation under section 501(c)(3) of the IRS Code and to which contributions, bequests and gifts are deductible for federal income, estate and gift tax purposes under section 170(c)(2), 2055(a)(2) and 2522(a)(2) of the IRS Code, respectively. Similarly, it is intended that FGSI shall have that or similar status under the applicable state and local laws as will exempt it from taxation to the maximum extent possible to the extent not contrary to applicable federal requirements. These Bylaws shall be interpreted accordingly.

ARTICLE 13

Intentionally Deleted

ARTICLE 14

CONVENTIONS AND DEFINITIONS

- 14.1 CONVENTIONS –
- .1 TERMS GENERALLY – Whenever the context may require, any pronoun or official title shall include the corresponding masculine, feminine and neuter form. The words “include”, “includes” and “including” shall be deemed to be followed by the phrase “without limitations”. The singular shall include the plural and the plural shall include the singular as the context may require. Where the context permits, the term “or” shall be interpreted as though it were “and/or”. Captions have been used for convenience only and shall not be used in interpreting the Bylaws.
 - .2 CAPITALIZED TITLES – Capitalized titles, such as Secretary or Treasurer, when appearing alone shall refer to FGSI positions and not to USA Swimming or another organization.
 - .3 NOTICE DEEMED GIVEN; LAST KNOWN ADDRESS –
 - A. Notice by mail – Notice given, and other writings delivered by first class mail, postage prepaid, and addressed to the last known address shall be deemed given or delivered upon the postmark date for all purposes under these Bylaws.

- B. Notice by Email – Notice given, and writings delivered by electronic mail to the last known email address shall be deemed given or delivered for all purposes under these Bylaws.
 - C. Last Known Mail or Email Address – For all purposes under these Bylaws, the last known mail or email address of a member of FGSI shall be the mail or email address on file with FGSI or in SWIMS.
- .4 TIME PERIOD CONVENTION – In computing time periods established by these Bylaws, the initial time period (days or hours) shall not be included but the last period shall be included.
 - .5 WAIVER OF NOTICE CONVENTION – Untimely or insufficient notice for any meeting held under the authority of these Bylaws shall be considered to have been waived if a member attends or participates in the meeting to which such notice referred or to which notice was lacking without, at the earliest opportunity, raising an objection of untimely or insufficient notice having been given for such meeting. If the member is a Group Member Representative, then the relevant Group Member shall be treated as having waived the untimely or insufficient notice to the same extent.
- 14.2 DEFINITIONS – When used in these Bylaws, the following terms shall have the meanings indicated in this Section, and the definitions of such terms are equally applicable both to the singular and plural forms.
- .1 ARTICLE – a principal subdivision of these Bylaws.
 - .2 ARTICLES OF INCORPORATION – the document filed with the Secretary of State of Florida pursuant to which FGSI was formed.
 - .3 ATHLETE **BOARD** REPRESENTATIVE – an Athlete Member elected to represent athletes in the House of Delegates and on the Board of Directors.
 - .4 **ATHLETE REPRESENTATIVE - shall be (a) an athlete member in good standing; (b) currently competing, or have competed within the two (2) immediately preceding years, in a USA Swimming sanctioned event conducted by FGSI or another LSC, and (c) have his or her place of permanent residence in the Territory and expect to reside therein throughout at least the first half of the term (other than periods of enrollment in an institution of higher education).**

- .5 BOARD MEMBER – a member of the Board of Directors, including the At-Large Board Members.
- .6 BOARD OF DIRECTORS – the Board of Directors of FGSI.
- .7 BYLAWS – these bylaws as adopted and amended from time to time by, and in effect for, FGSI.
- .8 COACH REPRESENTATIVE – a Coach Member elected to represent the coaches in the House of Delegates and on the Board of Directors.
- .9 ~~FINA – the Federation Internationale de Natation, the international governing body for the sport of swimming.~~ WORLD AQUATICS - the sole and exclusive world governing body for all aquatics.
- .10 GROUP MEMBER REPRESENTATIVE – an individual appointed to represent a Group Member in the House of Delegates.
- .11 HOUSE OF DELEGATES – the House of Delegates of FGSI as established by Article 4 of these Bylaws.
- .12 IMMEDIATE PAST GENERAL CHAIR - the individual who is the immediate past General Chair of FGSI
- .13 IRS CODE – the current United States Internal Revenue Code.
- .14 LOCAL SWIMMING COMMITTEE (LSC) – FGSI as defined by the USA Swimming Corporate Bylaws.
- .15 MEMBER – a Group Member or an Individual Member.
- .16 NATIONAL BOARD OF REVIEW – the National Board of Review of USA Swimming established pursuant to Part Four of the USA Swimming Rules and Regulations in accordance with the National Board of Review procedures, pursuant to Policy 26.0 of the USA Swimming Operating Policy Manual. Where the context requires, a reference to the National Board of Review shall include a reference to the USA Swimming Board of Directors when that body is acting upon an appeal from the National Board of Review.
- .17 POLICIES AND PROCEDURES – the principles, rules, and guidelines of FGSI, as amended and adopted by the Board of Directors or the House of Delegates.

- .18 SECTION – a subdivision of the Articles of these Bylaws.
- .19 TERRITORY – the geographic territory over which FGSI has jurisdiction as a Local Swimming Committee.
- .20 USA SWIMMING – USA Swimming, Inc., a Colorado nonprofit corporation which is the national governing body for the United States for the sport of swimming.
- .21 FGSI - the Florida not-for-profit corporation to which these Bylaws pertain.