

USA SWIMMING
RULES & REGULATIONS COMMITTEE

**2020 PROPOSED AMENDMENTS
TO USA SWIMMING RULES & REGULATIONS**

Prepared by Clark Hammond (Chair),

Mickey Smythe (Secretary)

Version: September 26, 2020 / Meeting Packet

1. The legislative items will be considered in block order.
2. Section A contains items which have been withdrawn by the maker. If there is no objection from the House, the items will be considered withdrawn.
3. Sections B and C will be considered as omnibus motions, except for those items pulled for discussion. Within the block, delegates will be given the opportunity to pull items. Section D will be considered one item at a time. Changes to the rules adopted because of changes by FINA are informational only and are not included in any block.
4. To pull an item, type "PULL R-#" in the "Ask a Question" box with your name and LSC or committee in the LUMI Global platform. Anonymous requests will not be recognized.
5. Items pulled will be considered in numerical order after the respective omnibus motion.
6. Omnibus motions are in the affirmative as motions to approve the block of items.
7. Other motions should generally be stated in the affirmative.
8. Any amendment requires simple majority for approval. The subsequent amended main motion will require the original percentage (majority, 2/3 or 90%). An entirely new item will require 90% for adoption.
9. If you wish to speak to an item, please reference the attached LUMI Global instructions which can also be found at <https://www.usaswimming.org/about-usas/governance/convention-2020>. Anonymous requests will not be recognized.
10. The LUMI Global platform will be used for all voting matters.
11. A main motion may only have two amendments pending at any one time.

The makers have requested these items be withdrawn. If there is no objection, a motion authorizing withdrawal of these items will be considered passed EXCEPT if pulled.

A	Description	Location
R-4	To assign authority and responsibility for the sanctioning or approving of all open water meets to USA Swimming	202.1
R-16	To ensure appropriate athlete representation within national committees	501.1
R-17	To clarify the requirements and eligibility of Athlete Representatives serving on operational committees	501.2 (new)
R-20	To manage requested changes to LSC bylaws by USA Swimming staff to remove the administrative burden to the Rules Committee	602.7 & 602.8
R-26	To provide appropriate representation of the athlete membership on the Board of Directors	Corp. Bylaws Article 4.2
R-27	To clarify the requirements of athlete representation in the House of Delegates	Corp. Bylaws Article 6.1
R-29	To provide a third provision for Athlete Representatives where representatives are elected to one year terms	Required LSC Bylaws Template

Considered as a block EXCEPT for any items pulled.

B	Description	Location	R&R Rec	Required
R-1	To clarify what constitutes an Official Time	Glossary (new)	Approval	50%
R-2	To define Intra-Squad and Virtual Meets	Glossary, 102.1 (new) & 102.10	Approval	50%
R-3	To clarify a Time Trial must be a sanctioned, approved or observed event	102.1	Approval	50%
R-5	To clarify and refine requirements and process for sanctioning or approval of open water meets	202.4, 202.6 & 701.3	Approval	50%
R-7	To permit flexibility in scheduling the U.S. Championships	206.1	Approval	50%
R-8	To provide the National Team Managing Director with flexibility in scheduling the U.S. Open Championships	206.4	Approval	50%
R-9	To reflect USA Swimming current practices.	207.1	Approval	50%
R-10	To include both Long Course and Short Course World Championships as Trials Class Meets	207.5	Approval	50%
R-11	To facilitate the implementation of online membership registration	302.2	Approval	50%
R-12	To update doping control language to account for athlete support personnel and other persons, consistent with USOPC requirements	Article 303	Approval	50%
R-13	To require all USA Swimming member clubs to adopt a photography policy to enhance our Minor Athlete Abuse Prevention Policies	Article 305	Approval	50%
R-14	To memorialize the existing practice of having NBOR complaints sent to and handled by the CEO's designee	405.1,.3,.4, 406.1,.3 & 407.1	Approval	50%
R-22	To better reflect the administrative nature of Zones	605.2	Approval	50%
R-23	To clarify the use of wetsuits for open water competitions	701.1 & 701.5	Approval	50%
R-24	To create a section on Zone Open Water Championships	701.2 & Article 704 (new)	Approval	50%
R-25	To clarify the required officials for open water competitions	701.10	Approval	50%
R-28	The COVID-19 pandemic has made it obvious that a provision is needed to permit virtual meetings of an LSC HOD if certain public health and public safety circumstances prevail	Required LSC Bylaws Template	Approval	50%

Considered as a block EXCEPT for any items pulled.

C	Description	Location	R&R Rec	Required
R-15	To align athlete representation on committees with USOPC Bylaws and to provide for designees for certain ex-officio members on the Rules & Regulations Committee	501.1	Approval	2/3
R-18	To provide for biennial legislation in odd years	502.1	Approval	2/3
R-19	To permit the Board of Directors to amend the USA Swimming Rules & Regulations to fulfill requirements imposed by the United States Olympic & Paralympic Committee, the U.S. Anti-Doping Agency and the U.S. Center for SafeSport	502.1 (new) & Corp. Bylaws 10.1 (new)	Approval	2/3
HK-1	To conform all designee and Chief Executive Officer references to one term	Various	Approval	2/3

Each item considered separately.

D	Description	Location	R&R Rec	Required
R-6	To create a Sectional Business Committee to oversee meets and to address overcrowding by reducing the number of swimmers at two course meets	204.9	No Recommendation	50%
R-21	To align the formation of a new LSC adoption vote with that of other Article 604 adoption votes	604.3	No Recommendation	50%
R-30	To codify the emergency action taken by the Board of Directors regarding COVID-19 for sanctioned and approved meets	202.4 & 202.6	Approval	90%

According to *Robert*, “an amendment must be germane to be in order. To be germane, an amendment must in some way involve the same question that is raised by the motion to which it is applied. A secondary amendment must relate to the primary amendment in the same way. An amendment cannot introduce an independent question; but an amendment can be hostile to, or even defeat, the spirit of the original motion and still be germane.”

Tech Specs

Cheat Sheet for Attendees of the Virtual Convention

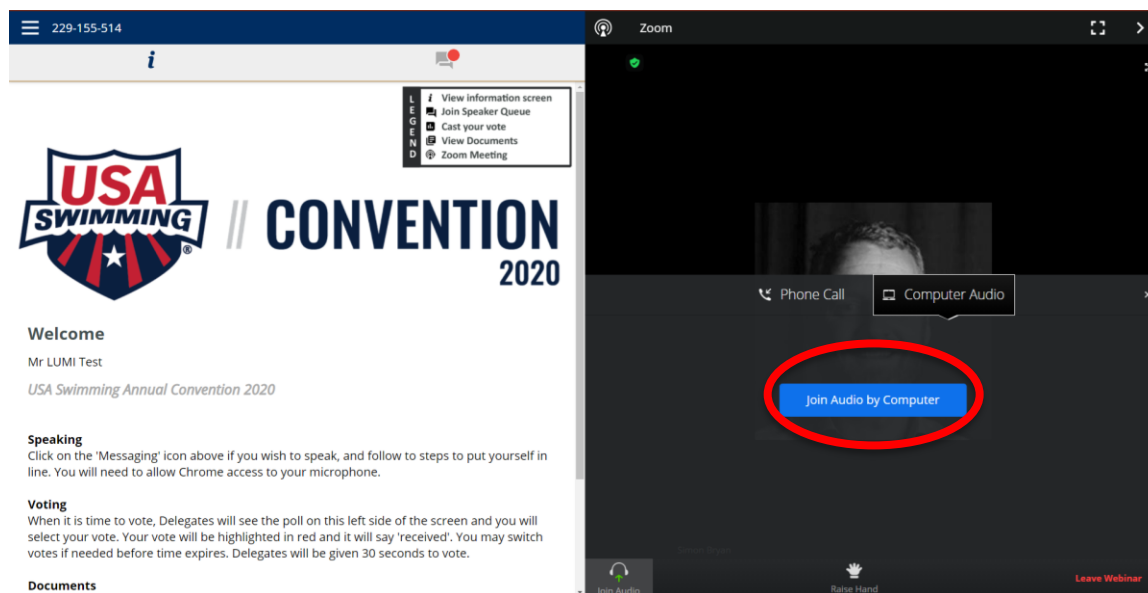
This cheat sheet is provided to assist attendees with navigating the virtual meeting. Information such as understanding how to use and log into platforms, how to join the speaking queue and what to do if you are having technical problems are included. We advise reading this cheat sheet prior to attendance at the virtual meeting. Keep it available during the virtual meeting for reference as well.

How to Login

- Use this link to access the virtual meeting: <https://web.lumiagm.com/229155514>
 - Username = the 8-digit alpha-numeric code provided to you by email.
 - Password is **VC2020** (all upper-case).

After Logging in

- After logging into the virtual platform, you must connect your Computer Audio to the Zoom Webinar that is inside the Lumi Platform. To do this:
 - Click on the blue “Join Audio by Computer” button that pops up on the right Zoom panel of the virtual platform.

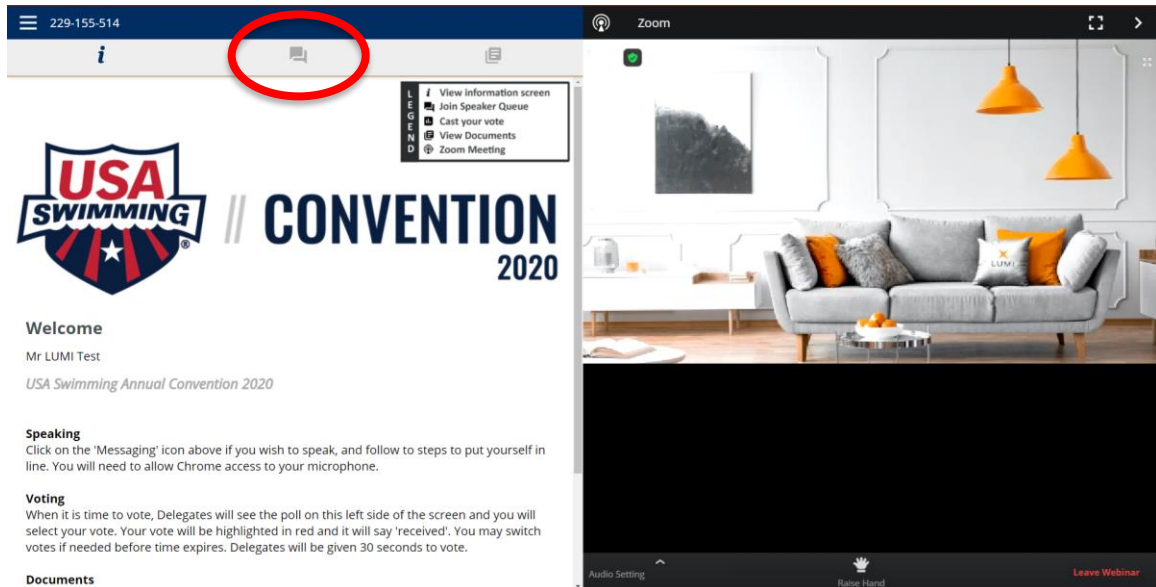


Once you have logged in and connected your audio, you will see the Info Page on the left side of your screen and the Zoom window on the right side of your screen. This is what you will use each side for:

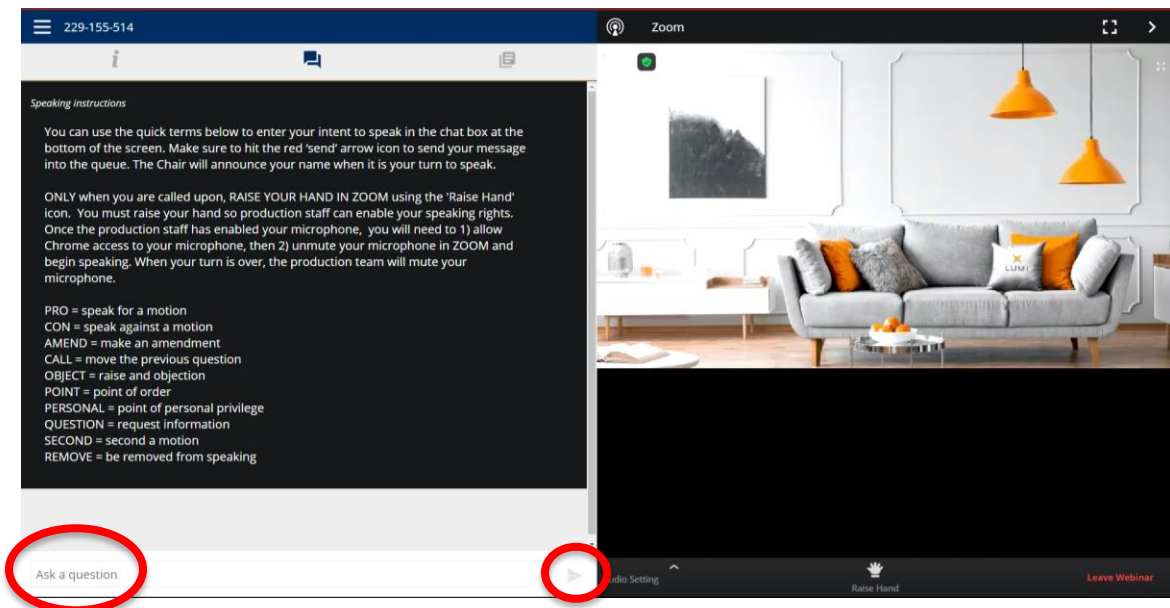
Info Page / Messaging (left)	Zoom window (right)
Use for: • Viewing Information • Accessing documents • Entering the speaking queue • Voting on business and elections (<i>Note: voting is only available to voting delegates</i>).	Use for: • Viewing / listening to meeting proceedings • Raising your hand to speak <i>after being called on by the Chair</i> • Enabling audio to participate in the discussion, <i>after being called on by the Chair</i>

Speaking during the virtual meeting

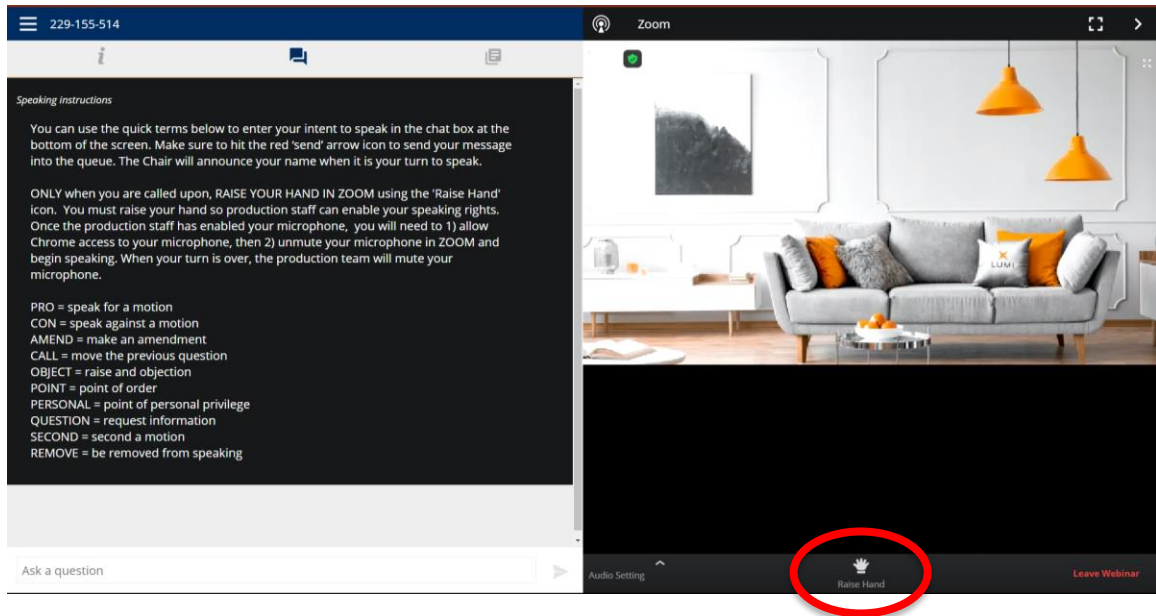
- Once the Chair opens the Speaking Queue, if you wish to request to speak, click the messaging icon in the upper menu bar:



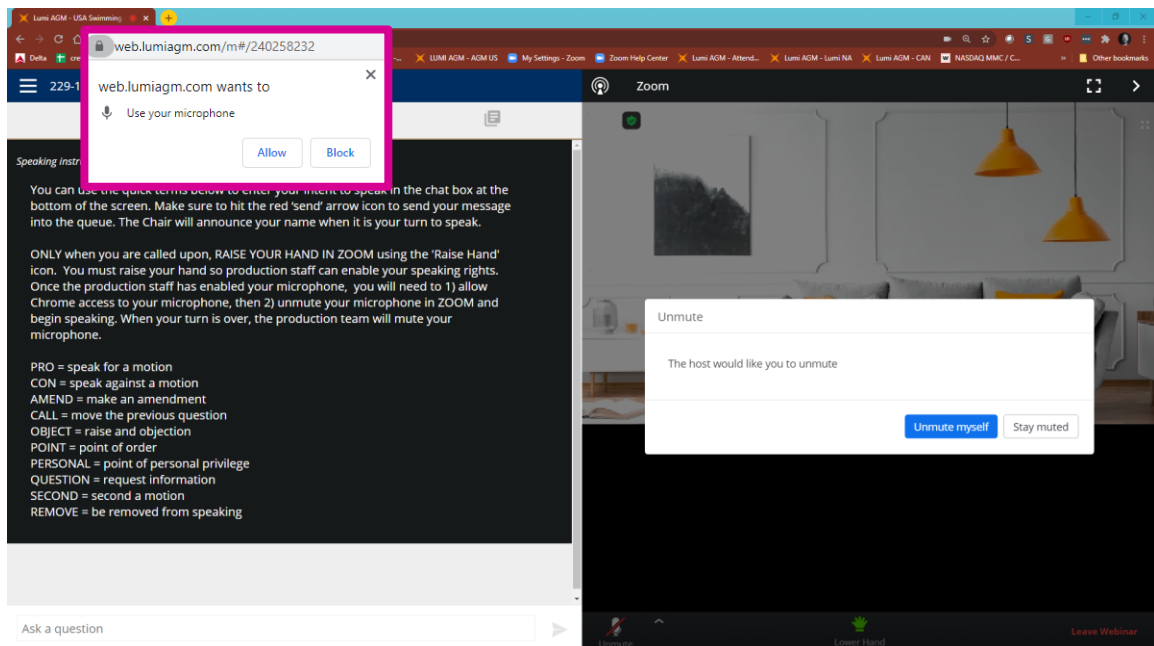
1. Use the quick terms guide to enter your intent to speak in the text box at the bottom of the screen and hit the 'send' arrow icon to send your message into the queue.
 - For example, you may type in: SPEAK – PRO or SPEAK – CON or SPEAK – POINT OF ORDER:



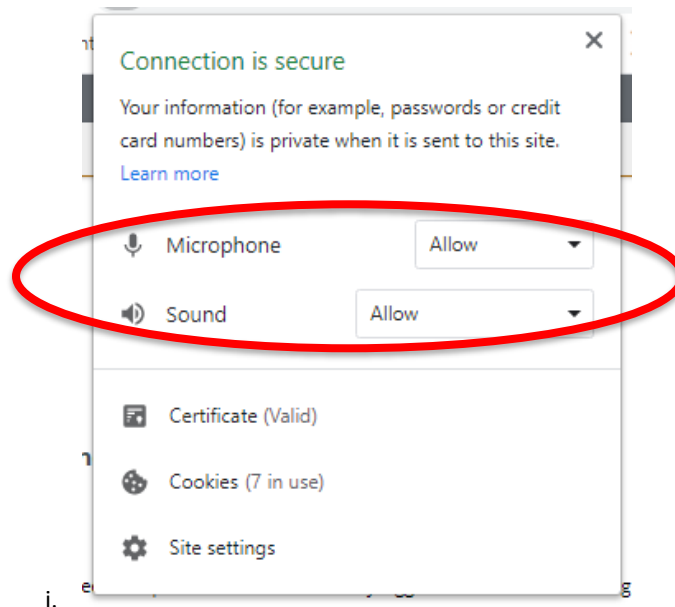
2. The Chair will announce the order of delegates to speak. **WHEN** you are called upon to speak by the Chair, raise your hand in the Zoom Platform on the right side of the screen:



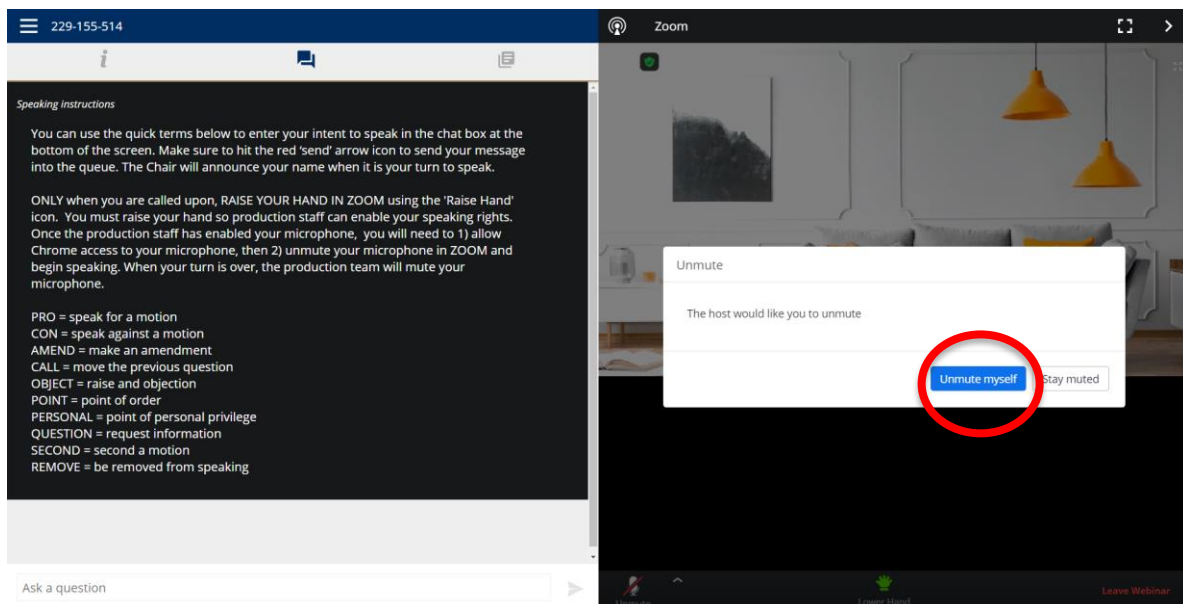
3. Once the production staff have enabled your microphone, **Firstly** you will be prompted to click “ALLOW” on the pop up from your web browser to give your browser access to your microphone, (you only need to do this the first time you speak).



If you do not receive a pop up from your web browser to allow your audio and microphone, you can click on the padlock icon in the browser bar right before the web address to bring up your microphone and sound settings for your browser. Make sure both say ALLOW.



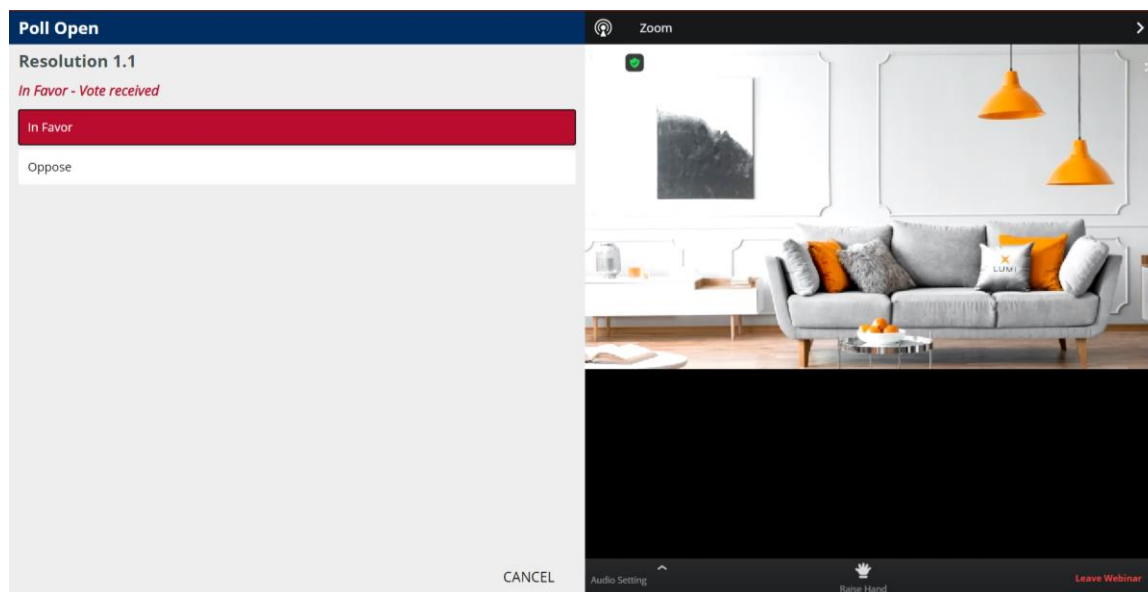
4. **Next**, you will unmute your microphone in Zoom:



- You may begin speaking.
- Once your turn to speak is over, the production team will mute your microphone.

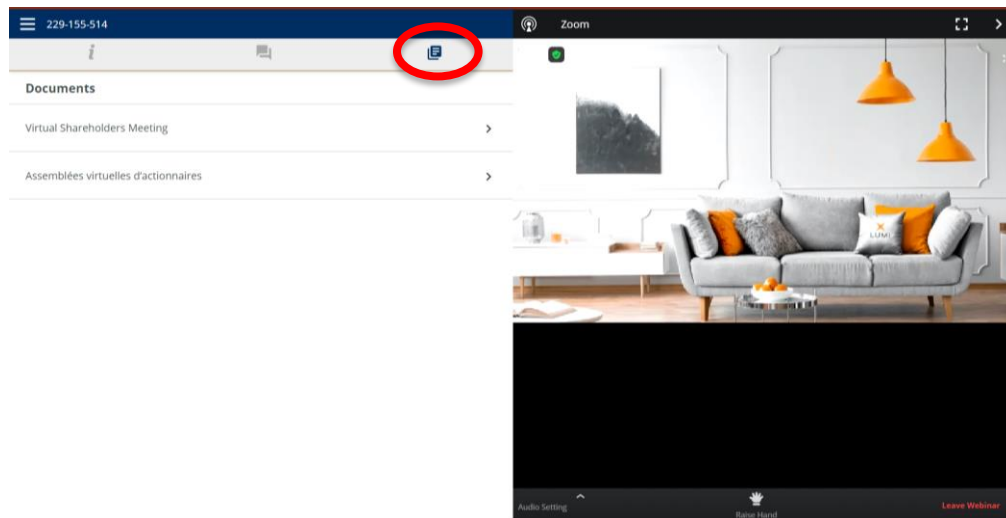
Voting during the virtual meeting

- When a motion / election is put before the meeting, the voting will automatically pop up within the virtual platform on the left. Simply click on your selection to cast your vote. *(Note: voting is only available to voting delegates).*
- To change your vote, simply click on another selection. You may change your vote at any time while the voting period is open.
- Once the voting period has closed, your last vote will be submitted.



Accessing documents during the virtual meeting

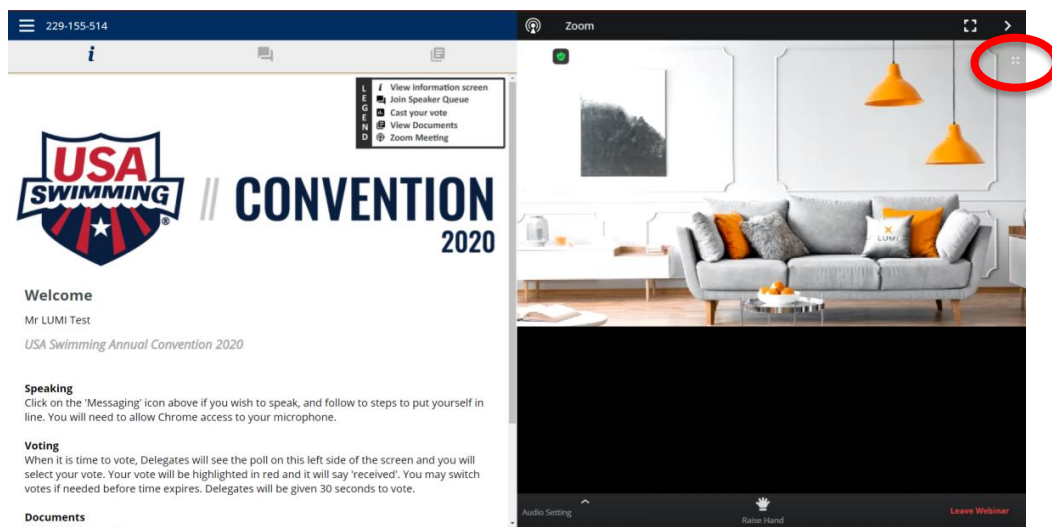
- Click on the document's icon in the upper menu bar.



Pro Tips

The following are tips to prepare for the best virtual meeting experience:

- You must join the meeting on a **desktop** or laptop **computer**, do not join on a mobile device.
- We do recommend using **Chrome** web browser for the best experience. Microsoft Edge is also supported browser. Do not use Internet Explorer.
- If possible, connect to the Internet via an Ethernet cable. If using WiFi, ensure that you are close to your wireless router and that your connection is stable.
- Headsets are helpful for hearing audio more clearly.
- Should you hit the Zoom 'Full Screen' button, be sure to hit 'Escape' on your keyboard to take you back to the side by side view to access voting and the speaking queue.



Getting Connected

The following are tips for getting connected to the virtual meeting:

- Log into the platform during the Test Your Tech time on Friday, September 25 from 2p – 10p MT to test your log in credentials and audio.
- Check your internet connectivity.
- Check your headset for speaker and microphone.
- Log into the Lumi platform **AT LEAST** 15 minutes before the meeting start time of 8:00am MT on Saturday, September 26.
- Familiarize yourself with Zoom: Join Audio: if you do not receive a blue pop up message that says “Join Computer Audio” you can click on the “Join Audio” button in the lower left hand corner of the Zoom window to connect to Computer Audio. (You must connect your computer audio to hear the meeting proceedings).
- Raise your hand: Click on the “Raise Hand” icon.

Test Your Tech Practice Sessions

- There will be a designated time for all delegates and attendees to practice logging into the virtual platform before the virtual meeting. We encourage all delegates and attendees to try logging into the virtual platform at some point during the below time to ensure that you are prepared for the virtual meeting.
 - Friday, September 25, 2020 between 2pm – 10pm MT.

Troubleshooting

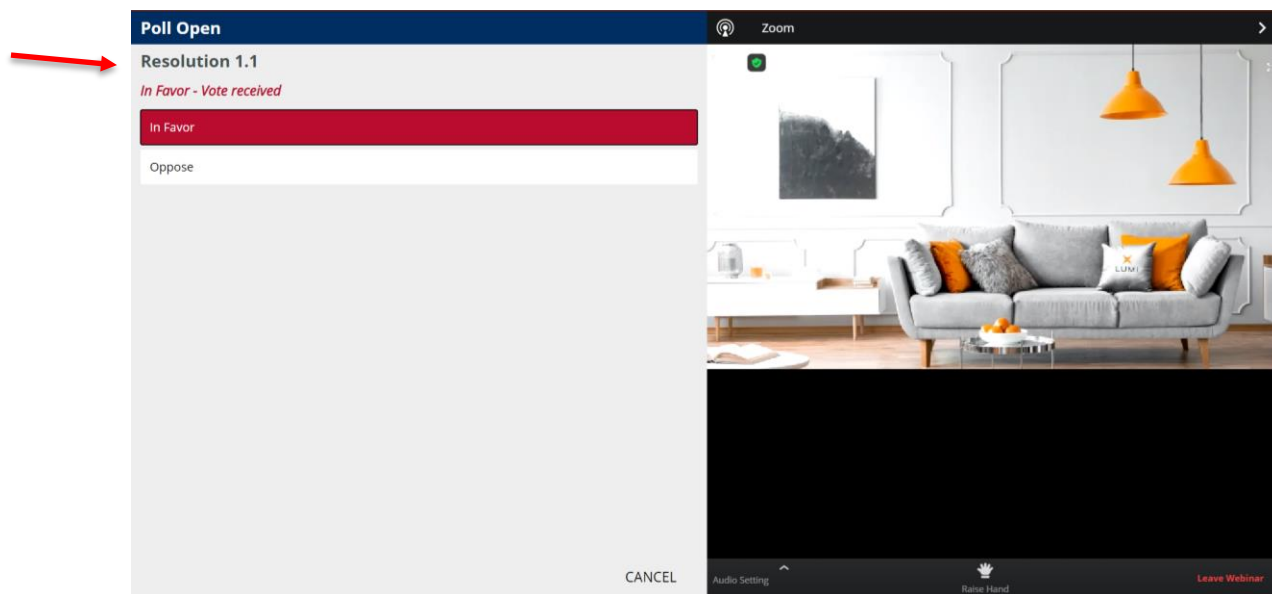
- Delegates with technical issues may contact membership@usaswimming.org for assistance. Please note that unless there is a widespread outage in one area, proceedings will continue.

FAQs

- **What is my username / password to log into the Lumi platform?**
Your username will be the 8 digit alpha-numeric code provided to you by email.
Your password will be **VC2020**.
Contact membership@usaswimming.org for assistance with obtaining your username.
- **Does the platform allow for voting members to group chat with each other and other voting members during the virtual meeting?**
Attendees are responsible for determining a preferred method of communications outside of the provided Lumi platform and Zoom platform. Some options include use of free group chat platforms like Slack, group text or email chains, conference lines, or apps like GroupMe.
- **How do I vote?**
When a motion / resolution is put before the meeting, the voting will automatically pop up within the virtual platform on the left. Simply click on your selection to cast your vote. *(Note: voting is only available to voting delegates).*

To change your vote, simply click on another selection. You may change your vote at any time while the voting period is open.

Once the voting period has closed, your last vote will be submitted.



- **How do I speak?**
First, click on the messaging icon from the top menu bar.
Then, type in the text box at the bottom of the screen if you would like to speak PRO, CON, or POINT OF ORDER etc and click the arrow button to send your intent.
Wait for the Chair to call your name.
Then Raise your hand in Zoom.
Allow your browser to access your microphone and then unmute yourself.
- **Which browsers are supported?**
It is recommended to use the latest versions of Chrome or Edge.
It is not recommended to use Internet Explorer or Safari.

USA SWIMMING
RULES & REGULATIONS COMMITTEE
PROPOSED
AMENDMENTS TO RULES AND REGULATIONS

R-1	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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Location: Page 14 – (new) **Official Glossary**

Proposed by: Times and Recognition Committee

Purpose: To clarify what constitutes an Official Time.

Recommendation: *The Rules and Regulations Committee recommends approval.*

Official Time – a time achieved in a USA Swimming sanctioned or approved competition or in an observed swim in accordance with USA Swimming technical rules.

R-2	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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Location: Page 14 – (new) **Official Glossary**
Page 24 – (new) **102.1 Events**
Page 32 – **102.10 Officials**

Proposed by: Times and Recognition Committee

Purpose: To define Intra-Squad and Virtual Meets.

Recommendation: *The Rules and Regulations Committee recommends approval.*

Effective Date: Immediately

Intra-Squad Meet – a competition exclusively among members of a single club.

Virtual Meet – a competition held at multiple venues.

102.1 EVENTS — Meets should be planned to terminate within a maximum period of eight (8) hours of competitive events for any group of swimmers in any one day and to provide adequate meal and rest breaks and properly supervised sheltered rest areas. Refer to 205.3.1 F for additional provisions.

.1-.5 [no changes]

.6 VIRTUAL EVENTS – A Virtual Meet shall be conducted with the same order of events with all results merged. All venues shall complete their competition within a ten (10) day period. It shall be officiated in accordance with 102.10 at each venue and conducted according to the Virtual Meet guidelines.

102.10 OFFICIALS

.1 All officials accepting an invitation to officiate at a swimming meet should arrive promptly and report immediately to the Meet Director or Meet Referee.

.2 All officials acting in the capacity of Referee, Starter, Administrative Official, or Stroke and/or Turn Judge at a swimming meet shall be certified in such position by their LSC prior to being assigned to officiate in that capacity. Uncertified trainees may perform the duties of such positions when they are under the direct supervision of a certified official. See Article 202 for USA Swimming membership requirements.

~~.3 For all swimming meets or time trials,~~ With the exception of intra-squad and dual meets, there should not be fewer than the following officiating positions filled or approved by the LSC in authority for all swim meets and time trials. Officials other than the Referee and Administrative Official may act in more than one officiating capacity only when sufficient qualified officials are not available, but no one may simultaneously time and judge the order of finish. An LSC House of Delegates may establish additional minimum requirements.

1 Referee

- 36 1 Starter
- 37 3 Timers per lane (one minimum if automatic equipment with touchpads is used)
- 38 1 Clerk of Course (if applicable)
- 39 1 Place Judge (2 are preferred)
- 40 2 Stroke Judges and 2 Turn Judges or 2 Stroke & Turn Judges Relay Take-off Judges (if applicable)
- 41 1 Administrative Official
- 42 1 Announcer Timing Equipment Operators (as needed)
- 43 Marshal(s) (number determined by the LSC)

44 **.4 Minimum Number of Officials Required for Dual and Intra-Squad Meets**

- 45 1 Referee, who may also act as a stroke and turn judge
- 46 1 Starter 1 Other Stroke and Turn Judge (may be the Starter)
- 47 1 Announcer
- 48 3 Timers per lane (one minimum if automatic timing equipment with touchpads is used)
- 49 1 Administrative Official
- 50 1 Place Judge
- 51 Relay Take-off Judges (if applicable)
- 52 Timing Equipment Operators (as needed)
- 53 Marshal(s) (number determined by the LSC)

R-3	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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54 **Location:** Page 24 – **102.1 Events**

55 **Proposed by:** Times and Recognition Committee

56 **Purpose:** To clarify a Time Trial must be a sanctioned, approved or observed event.

57 **Recommendation:** *The Rules and Regulations Committee recommends approval.*

58 **102.1 EVENTS** — Meets should be planned to terminate within a maximum period of eight (8) hours of competitive events for
59 any group of swimmers in any one day and to provide adequate meal and rest breaks and properly supervised sheltered rest
60 areas. Refer to 205.3.1 F for additional provisions.

61 .1-.4 [no changes]

62 **.5 TIME TRIALS** — Time trial events may be held in conjunction with a sanctioned, approved, or observed competition if all
63 information about the conduct of the time trials is included in the meet announcement as sanctioned or approved by the
64 LSC. ~~If time trials are held as may be a separate event,~~ they shall be sanctioned, approved, or observed in compliance
65 with Article 202.

R-4	WITHDRAWN PENDING APPROVAL OF THE HOUSE OF DELEGATES
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66 **Location:** Page 59 – **202.1 Jurisdiction**

67 **202.1 JURISDICTION** — As the National Governing Body for competitive swimming in the United States and as a Federation
68 member of FINA, USA Swimming has the sole and exclusive authority to sanction or approve domestic and international
69 swimming competition conducted within its jurisdiction. Each Local Swimming Committee (LSC) has been authorized by USA
70 Swimming to issue the sanction or approval for all swimming competition and benefits, exhibitions, clinics and entertainment
71 involving competitive swimming within its geographical boundaries, except that USA Swimming shall sanction all open water
72 competitions and national swimming competitions as defined by the President/CEO or his/her designee. *Additional*
73 *requirements/conditions for sanction or approval, other than those listed in Article 202, may be established by a vote of the LSC*
74 *House of Delegates in accordance with LSC Bylaws.*

R-5	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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75 **Location:** Page 60 – **202.4 Requirements for Sanction**

76 Page 63 – **202.6 Requirements for Approval**

Page 123 – **701.3 Rules**

Proposed by: Open Water Committee

Purpose: To clarify and refine requirements and process for sanctioning or approval of open water meets.

Recommendation: *The Rules and Regulations Committee recommends approval.*

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

.1-.6 [no changes]

.7 Applicants for sanction of an open water competition shall complete the application ~~approved~~ provided by USA Swimming. ~~Before an open water competition submitted is sanctioned by the LSC, the LSC sanction officer shall submit completed sanction packet to USA Swimming for review and approval.~~

.8 The Host Committee of an open water competition shall develop a safety plan for the competition in compliance with all requirements included in the published application for sanction of an open water event.

[re-number remaining]

.8 All sanctions must be signed by a designated member of the LSC and a record thereof must be retained.

.9 [no change]

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

A-M [no changes]

N For open water competitions, the policy for abandonment, the race timeline, the course map, and a statement whether the race will be an “escorted” or “unescorted” event.

.11-.15 [no changes]

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

.1 [no change]

.2 Applicants for approval of an open water competition shall complete the application ~~approved~~ provided by USA Swimming. ~~Before an open water competition application is approved by the LSC, the LSC sanction officer shall submit the completed sanction/approval packet to USA Swimming for review and approval.~~

.3-.6 [no changes]

A-G [no changes]

H For open water competitions, the policy for abandonment, the race timeline, the course map, and a statement whether the race will be an “escorted” or “unescorted” event

.7-.18 [no changes]

701.3 RULES

.1 All open water competitions shall be freestyle events.

~~.2 The Host Committee shall include in the meet announcement:~~

~~A The policy for abandonment; and~~

~~B Whether the race will be an “escorted” or “unescorted” swim.~~

~~.3 The Host Committee shall develop a safety plan for the competition in compliance with all requirements included in the published application for sanction of an open water event.~~

[re-number remaining]

R-6	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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- 117 **Location:** Page 69 – **204.9 Sectional Championships**
- 118 **Proposed by:** Senior Development Committee
- 119 **Purpose:** To create a Sectional Business Committee to oversee meets and to address overcrowding by reducing the
120 number of swimmers at two course meets.
- 121 **Recommendation:** *The Rules and Regulations Committee makes no recommendation.*
- 122 **Effective Date:** Immediately
- 123 **204.9 SECTIONAL CHAMPIONSHIPS**
- 124 .1 Each Zone shall designate its Sections. Each Sectional meet shall be governed by a Sectional Business Committee
125 comprised of elected officers. Oversight and selection criteria of each Sectional Business Committee shall be governed by
126 each Zone's Policies & Procedures.
- 127 .2 The Senior Development Committee will set nationwide time standards for Sectionals. Individual Sections may have
128 standards that are slower than these standards, but not faster.
- 129 .3 The goal size for the Sectional meet is 700 athletes. If 800 or more athletes enter a given meet, the Section shall either (a)
130 tighten the time standards (but not faster than the maximum standards established by the Senior Development Committee),
131 or (b) split the meet into two meets for the following year. For meets held in two courses, the goal size of the meet is ~~4,000~~
132 800 athletes. If ~~4,400~~ 900 or more athletes enter a given meet, the Section shall either (a) tighten the time standards (but
133 not faster than the maximum standards established by the Senior Development Committee), (b) limit the out-of-section
134 athletes (this number should be equal to the difference between the entry cap and the number of swimmers entered by in-
135 section teams), or (bc) split the meet into two meets add an additional meet for the following year.
- 136 .4 Sectional meets shall use Online Meet Entry, via USA Swimming. The number of Sectional meets in each Zone is
137 determined by the number of athletes that entered Sectional meets via Online Meet Entry for the meet the previous year.
- 138 .5 USA Swimming shall provide a bid form, financial and operating agreements and all other documents related to the
139 responsibilities of the meet host and conduct of the event. Each Section shall notify the Zone Directors of bid winners for the
140 following year's meets by the close of the annual meeting of USA Swimming's House of Delegates.

R-7	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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- 141 **Location:** Page 73 – **206.1 General**
- 142 **Proposed by:** National Team Steering Committee
- 143 **Purpose:** To permit flexibility in scheduling the U.S. Championships.
- 144 **Recommendation:** *The Rules and Regulations Committee recommends approval.*
- 145 **Effective Date:** Immediately
- 146 **206.1 GENERAL** — USA Swimming Championships shall be conducted annually.
- 147 .1 ~~A winter National Championships~~ The U.S. Open shall be conducted annually in November or December the week following
148 Thanksgiving.
- 149 .2-.3 [no changes]

R-8	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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- 150 **Location:** Page 74 – **206.4 Dates**
- 151 **Proposed by:** National Team Steering Committee
- 152 **Purpose:** To provide the National Team Managing Director with flexibility in scheduling the U.S. Open Championships.
- 153 **Recommendation:** *The Rules and Regulations Committee recommends approval.*

Effective Date: Immediately

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 **Short Course Yards National Championships U.S. Open** – To start ~~the Thursday in November or December, as decided by the National Team Managing Director in order to best conform to the international calendar following Thanksgiving.~~

.2-3 [no changes]

R-9	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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Location: Page 74 – **207.1 General**

Proposed by: National Team Steering Committee

Purpose: To reflect USA Swimming current practices.

Recommendation: *The Rules and Regulations Committee recommends approval.*

Effective Date: Immediately

ARTICLE 207

USA SWIMMING CHAMPIONSHIPS

207.1 GENERAL — USA Swimming may conduct USA Swimming National Championships, Trials Class meets, U.S. Open Championships, and Open Water Championships. The designation of each of these championships shall include the name of the national sponsor, if any, for that meet. Additional sponsorship may be requested for the host club or the host LSCs provided the sponsorship is in accordance with the USA Swimming Policy Manual and approved in writing by the ~~Chief Marketing Officer~~ President/CEO or his/her designee.

R-10	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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Location: Page 75 – **207.5 Trials Class Meets**

Proposed by: National Team Steering Committee

Purpose: To include both Long Course and Short Course World Championships as Trials Class Meets.

Recommendation: *The Rules and Regulations Committee recommends approval.*

Effective Date: Immediately

207.5 TRIALS CLASS MEETS — Trials Class shall be the selection meets for United States teams for the ~~Long Course~~ World Championships and Olympic Games and may be held in conjunction with the USA Swimming National Championships. The Trials Class meets shall be governed by the National Team Managing Director and conducted by the Program & Events Committee. The event format will be established by the National Team Managing Director and may emulate the Olympic Games or ~~Long Course~~ World Championship program. The men's 800 meter freestyle and women's 1500 meter freestyle will be conducted if the Trials are held in conjunction with the National Championships. There shall be no relays or scoring in the Olympic Team Selection Meet. Touch pads shall conform to 103.21.3E. Only United States citizens eligible to represent the United States on the Olympic or ~~Long Course~~ World Championship teams may compete in these Trials.

R-11	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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Location: Page 92 – **302.2. Application/Renewal**

Proposed by: Board of Directors

Purpose: To facilitate the implementation of online member registration.

Recommendation: *The Rules and Regulations Committee recommends approval.*

Effective Date: Immediately

~~**302.2 APPLICATION/RENEWAL**—Athlete membership applications and payment as set forth in Article 2.7 of the Corporate Bylaws shall be submitted to the Registration Chair of the LSC. The Registration Chair may designate deputy registrars to accept applications on behalf of the Chair and forward for approval.~~

[Re-number remaining]

R-12	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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Location: Page 92 – **303 Eligibility**

Proposed by: Board of Directors

Purpose: To update doping control language to account for athlete support personnel and other persons, consistent with USOPC requirements and changing references from USOC to USOPC.

Recommendation: *The Rules and Regulations Committee recommends approval.*

Effective Date: Immediately

ARTICLE 303 ELIGIBILITY

303.1-2 [no changes]

303.3 As a member National Governing Body of the United States Olympic & Paralympic Committee (USOPC), and as a member Federation of Federation Internationale de Natation (FINA), USA Swimming is obligated to adhere to the anti-doping rules of the USOPC and FINA. In addition, USOPC Bylaw Chapter XXIII, Section 2(G) provides that, as a condition of membership in the USOPC, each National Governing Body shall comply with the procedures pertaining to drug testing and adjudication of related doping offenses of the independent anti-doping organization designated by the USOPC to conduct drug testing. The USOPC has designated the United States Anti-Doping Agency (“USADA”) as that organization. The current anti-doping rules of the USOPC, FINA and USADA are available at the offices of USA Swimming or on line at the following websites:

WADA www.wada-ama.org

FINA www.fina.org

USOPC ~~www.usoc.org~~ www.teamusa.org

USADA www.usada.org

As a condition of membership in USA Swimming, it is the ~~responsibility~~ duty of each ~~athlete individual member of USA Swimming, including athletes, athlete support personnel, and other persons.~~ to comply with ~~the all~~ anti-doping rules of ~~the World Anti-Doping Agency (WADA), FINA, USOPC and USADA, including the USOPC National Anti-Doping Policy, the USADA Protocol for Doping Policy, and all other policies and rules adopted by WADA, FINA, the USOPC, and USADA.~~ Athlete members ~~agree and~~ to submit, without reservation or condition, to in-competition and out-of-competition doping controls conducted by either FINA or USADA or their designees at any time and understand that the use of methods or substances prohibited by the applicable anti-doping rules make them subject to penalties including, but not limited to, disqualification and suspensions. ~~(Out-of-competition doping controls by USADA may take place at USA Swimming elite level camps, training sessions at USOC facilities, or with no advance notice any time for athletes designated by USA Swimming and USADA for inclusion in USA Swimming's no advance notice testing pool.)~~ If it is determined that an individual member may have committed a doping violation, the member agrees to submit to the results management authority and processes of USADA, including arbitration under the USADA Protocol, or to the results management authority of FINA, if applicable or referred by USADA.

Pursuant to USOC Bylaw Chapter XXIII, Section 2(G), the management of positive and elevated test results for USA Swimming athletes has become the responsibility of USADA. Any inconsistent provisions elsewhere in USA Swimming rules are hereby superseded. USA Swimming will, without further process, enforce and publish any sanction communicated to USA Swimming by USADA resulting from adjudication of a doping control under the USADA Protocol for Olympic Movement Testing.

Note: Various housekeeping changes throughout the Rulebook to correct USOPC references are considered to be part of this legislation.

R-13	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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- 232 **Location:** Page 95 – (new) **305 Minor Athlete Abuse Protection Policies**
- 233 **Proposed by:** Board of Directors
- 234 **Purpose:** To require all USA Swimming member clubs to adopt a photography policy to enhance our Minor Athlete
- 235 Abuse Prevention Policies.
- 236 **Recommendation:** *The Rules and Regulations Committee recommends approval.*
- 237 **Effective Date:** Immediately
- 238 **305.3** Clubs shall establish their own photography policy. USA Swimming shall provide a model policy as an example, which
- 239 shall serve as the default for any club that fails to establish its own policy. Club photography policies should be reviewed and
- 240 agreed to annually by all athletes, parents, coaches and other non-athlete members of the club.
- 241 [re-number remaining]

R-14	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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- 242 **Location:** Page 99 – **405.1 Filing Complaints**
- 243 Page 100 – **405.3 Disposition After Investigation**
- 244 Page 100 – **405.4 Emergency Hearing**
- 245 Page 100 – **406.1 Petition**
- 246 Page 101 – **406.3 Response**
- 247 Page 102 – **407.1 Procedure**
- 248 **Proposed by:** Board of Directors
- 249 **Purpose:** To memorialize the existing practice of having NBOR complaints sent to and handled by the CEO's designee
- 250 and housekeep terminology regarding designee throughout the rulebook.
- 251 **Recommendation:** *The Rules and Regulations Committee recommends approval.*
- 252 **Effective Date:** Immediately
- 253 **405.1 FILING COMPLAINTS** – All complaints within the exclusive jurisdiction of the National Board of Review as set out in
- 254 403.1.1A through E above shall set forth the allegations and be filed with the Chief Executive Officer of USA Swimming (or
- 255 his/her designee), who shall promptly perform an initial inquiry and, as appropriate, initiate an investigation of the matter as set
- 256 forth below.
- 257 **405.3 DISPOSITION AFTER INVESTIGATION** – After the initial investigation has been completed, the Chief Executive Officer
- 258 (or his/her designee) may decide to initiate a complaint in the name of USA Swimming by filing the complaint with the Chair of
- 259 the National Board of Review and requesting that a hearing on the complaint be conducted. Any decision of the Chief Executive
- 260 Officer (or his/her designee) not to forward a complaint to the National Board of Review shall be reviewed by the Board Chair of
- 261 USA Swimming for a final decision. The Chief Executive Officer (or his/her designee) may also seek an emergency hearing as
- 262 set forth in 405.4 below. If the Chief Executive Officer (or his/her designee) does not decide to initiate a complaint in the name of
- 263 USA Swimming, then the Chief Executive Officer (or his/her designee) may (i) cause further investigation to be conducted into
- 264 the alleged violations; (ii) seek to mediate the complaint; or (iii) advise the complaining party that, while USA Swimming will not
- 265 initiate a complaint in its own name, the complaining party may still file his/her complaint directly with the Chair of the National
- 266 Board of Review. If the complaining party chooses to go forward with the complaint, the Chair of the National Board of Review
- 267 may then decide to either assign the matter for hearing or dismiss the complaint.
- 268 **405.4 EMERGENCY HEARING** – After the initial investigation has been completed and upon the request of the Chief Executive
- 269 Officer (or his/her designee) in accordance with 405.3 above, the Chair of the National Board of Review may order an
- 270 emergency hearing before the National Board of Review to determine if the member should be suspended pending the outcome
- 271 of a full hearing before the National Board of Review. If an emergency hearing is ordered, the National Board of Review shall
- 272 conduct the hearing and publish its results within twenty-one (21) days. Until such time as the National Board of Review makes a
- 273 decision, all proceedings shall be confidential and not subject to disclosure to anyone other than the parties to the review and
- 274 witnesses.
- 275 **406.1 PETITION** — Matters under the original jurisdiction of the National Board of Review shall be instituted by a written

complaint ~~(the "Petition")~~ served upon the Chief Executive Officer (or his/her designee). An investigation of the matter shall be conducted in accordance with Article 405. If the results of the investigation warrant referring the case to a National Board of Review, the Chief Executive Officer or (his/her designee) shall send a ~~copy of the~~ Petition together with the results of the investigation to the Chair of the National Board of Review.

406.3 RESPONSE — The Chair shall deliver the Notice of Hearing, together with a copy of the Petition received by the Chief Executive Officer (or his/her designee) to the Respondent(s) and a copy of the Notice of Hearing to the Petitioner(s). The Respondent(s) shall have thirty (30) days from the date of issuance to submit a written Response to the charges. The Response shall be delivered to the Chair, the Chief Executive Officer of USA Swimming (or his/her designee) and the Petitioner(s) or its counsel.

407.1 PROCEDURE

.1 Any real party in interest, including any officer of USA Swimming or the Chief Executive Officer (or his/her designee), may appeal any decision of the National Board of Review as follows:

A Matters heard by the National Board of Review pursuant to its original jurisdiction, heard de novo or heard pursuant to its discretionary jurisdiction, may be appealed to the Board of Directors within thirty (30) days of the date of the issuing of its written decision.

.2 The Petition on appeal is to be served upon the Chief Executive Officer (or his/her designee), as well as the other party(ies) to the National Board of Review proceeding, and shall be accompanied by a \$250 filing fee payable to USA Swimming.

R-15	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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Location: Page 107 – **501.1 Operating Committees**

Proposed by: Board of Directors

Purpose: To align athlete representation on committees with USOPC Bylaws and to provide for designees for certain ex-officio members on the Rules & Regulations Committee.

Recommendation: *The Rules and Regulations Committee recommends approval.*

Effective Date: September 26, 2020

501.1 OPERATING COMMITTEES — the following committees shall report to the President/ CEO or his or her designees:

.1 RULES & REGULATIONS COMMITTEE

A The Rules & Regulations Committee shall consist of the following:

(1) The Officials Committee Chair, the Director of Sport Swimming and Diving of the National Federation of State High School Associations (NFHS) or designee, the Chair of the Program & Events Committee, the immediate past Chair of the Rules & Regulations Committee, the USA Swimming representative to the FINA Open Water Swimming Technical Committee and the USA Swimming representative to the FINA Technical Swimming Committee, or their respective designees;

(2) A sufficient number of active athletes appointed by the ~~Athletes Committee~~ Athletes' Executive Committee so as to constitute at least twenty percent (20%) of the voting membership of the Committee;

(3) A representative, or his/her designee, from the NCAA and a representative, or his/ her designee, from the YMCA;

(4) Eight (8) non-athlete members appointed by the President/CEO or his or her designee, at least three (3) of whom shall be coaches; and

(5) The President/CEO, and the Secretary & General Counsel of the Corporation, or their respective designees, and others appointed by the Rules & Regulations Committee Chair, as ex-officio members with voice but no vote.

B-E [no changes]

.2 NATIONAL TEAM STEERING COMMITTEE

A Membership: The National Team Steering Committee shall consist of:

- (1) Eight (8) coaches selected as follows; Preceding Head Men's Olympic Coach (1) Preceding Head Women's Olympic Coach (1) The Head Women's Coach for the two (2) Long Course World Championships preceding the Olympic Games (2) The Head Men's Coach for the two (2) Long Course World Championships preceding the Olympic Games (2) Two coaches appointed by the President/CEO or his or designee in consultation with the National Team Managing Director (2) Any vacancies on the committee shall be filled by appointment by the President or his or designee in consultation with the National Team Managing Director.
- (2) The Chair of the committee shall be elected by its voting members.
- (3) Once the new Head Olympic Coaches are named, they shall become ex-officio members of the National Team Steering Committee, if not already on the Committee.
- (4) Two (2) athletes (different genders) ~~selected~~ appointed by the ~~Athletes Committee~~ Athletes' Executive Committee; ~~one (1) female/one (1) male~~, both former USA National Team members; and
- (5) The Chair of the Senior Development Committee, and the Chair of the Sports Medicine Committee shall be ex-officio members of the Committee with voice but no vote. The Committee may name additional ex-officio members.

B-D [no changes]

.3 SENIOR DEVELOPMENT COMMITTEE

- A The Senior Development Committee shall consist of ten (10) members. The President/ CEO or his or her designee shall appoint eight (8) members, at least five (5) of whom shall be coaches, and the ~~Athletes Chair~~ Athletes' Executive Committee shall appoint two (2) athlete members. The Age Group Development Committee Chair or his/her designee shall be an ex-officio member with voice but no vote.

B-C [no changes]

.4 AGE GROUP DEVELOPMENT COMMITTEE

- A The Age Group Development Committee shall consist of ten (10) members. The President/CEO or his or her designee shall appoint (8) members, with at least one (1) representative from each Zone and at least five (5) coach members. The ~~Athletes Chair~~ Athletes' Executive Committee shall appoint two (2) athlete members. The Senior Development Committee Chair or his/her designee shall be an ex-officio member with voice but no vote.

B-C [no changes]

R-16	WITHDRAWN PENDING APPROVAL OF THE HOUSE OF DELEGATES
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Location: Page 107 – 501.1 Operating Committees

501.1 OPERATING COMMITTEES — the following committees shall report to the President/ CEO or his or her designees:

.1 RULES & REGULATIONS COMMITTEE

- A The Rules & Regulations Committee shall consist of the following:

(1) [no change]

(2) A sufficient number of active athletes shall be appointed by the Athletes Committee Chair with the advice and consent of the athletes serving on the Board of Directors. ~~so as to constitute at least twenty percent (20%) of the voting membership of the Committee;~~ At least twenty percent (20%) of the voting membership shall be athlete representatives as defined by the current USOPC bylaws. An additional twenty percent (20%) of the voting membership of the committee shall be athletes who do not meet the competition criteria outlined within the current USOPC bylaws to qualify as an "athlete representative". All athletes must at the time of his/her appointment be engaged in swimming within ten (10) years preceding his/her appointment.

(3)-(5) [no changes]

B-E [no changes]

.2 NATIONAL TEAM STEERING COMMITTEE

A-D [no changes]

.3 SENIOR DEVELOPMENT COMMITTEE

- A The Senior Development Committee shall consist of ~~ten (10)~~ twelve (12) members. The President/ CEO or his or her designee shall appoint eight (8) members, at least five (5) of whom shall be coaches, ~~and the Athletes Chair shall appoint two (2) athlete members.~~ The Athletes Chair, with the advice and consent of the Board of Directors athletes, shall appoint four (4) athletes, two (2) of whom shall be athlete representatives as defined by the current USOPC bylaws and two (2) who do not meet the competition criteria outlined within the current USOPC bylaws to qualify as an "athlete representative". The Age Group Development Committee Chair or his/her designee shall be an ex-officio member with voice but no vote.

B-C [no changes]

.4 AGE GROUP DEVELOPMENT COMMITTEE

- A The Age Group Development Committee shall consist of ~~ten (10)~~ twelve (12) members. The President/CEO or his or her designee shall appoint (8) members, with at least one (1) representative from each Zone and at least five (5) coach members. The Athletes Chair, with the advice and consent of the Board of Directors athletes, shall appoint ~~two (2) athlete members~~ four (4) athletes, two (2) of whom shall be athlete representatives as defined by the current USOPC bylaws and two (2) who do not meet the competition criteria outlined within the current USOPC bylaws to qualify as an "athlete representative". The Senior Development Committee Chair or his/her designee shall be an ex-officio member with voice but no vote.

B-C [no changes]

R-17	WITHDRAWN PENDING APPROVAL OF THE HOUSE OF DELEGATES
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- Location:** Page 107 – (new) 501.2 Operating Committees
Proposed by: Athletes' Executive Committee
Purpose: To clarify the requirements and eligibility of Athlete Representatives serving on operational committees.
Recommendation: *The Rules and Regulations Committee recommends approval.*
Effective Date: Immediately

**ARTICLE 501
OPERATING COMMITTEES**

501.1-.4 [no changes]

- 501.2** An athlete member may not serve as a voting member on more than one national operating committee simultaneously. Athletes serving on the Board of Directors, the Athletes Executive Committee, subcommittees of the Athletes Executive Committee, or as Zone Athlete Representatives, may serve on a single additional national operating committee.

R-18	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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- Location:** Page 109 – 502.1 Amendments
Proposed by: Board of Directors
Purpose: To provide for biennial legislation in odd years.
Recommendation: *The Rules and Regulations Committee recommends approval.*
Effective Date: Immediately

502.1 AMENDMENTS – The USA Swimming House of Delegates may amend the Rules and Regulations and certain provisions of the Corporate Bylaws biennially at its annual meeting hosted in odd years in accordance with Article 10 of the Corporate Bylaws and this Section 502.1 of the Rules and Regulations.

R-19	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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398 **Location:** Page 109 – (new) **502.1 Amendments**
399 Page 18 – (new) **Corporate Bylaws – 10.1 Authority to Amend and Vote Required**
400 **Proposed by:** Board of Directors
401 **Purpose:** To permit the Board of Directors to amend the USA Swimming Rules & Regulations to fulfill requirements
402 imposed by the United States Olympic & Paralympic Committee, the U.S. Anti-Doping Agency and the U.S.
403 Center for SafeSport.
404 **Recommendation:** *The Rules and Regulations Committee recommends approval.*
405 **Effective Date:** Immediately

406 **502.1 AMENDMENTS** — The USA Swimming House of Delegates may amend the Rules and Regulations and certain
407 provisions of the Corporate Bylaws at its annual meeting in accordance with Article 10 of the Corporate Bylaws and this Section
408 502.1 of the Rules and Regulations.

- 409 .1 The USA Swimming House of Delegates may amend the Rules and Regulations at its annual meeting as follows:
410 A Parts One, Two, Three, Four, Six and Seven: by a majority vote.
411 B. Part Five by a two-thirds (2/3) vote.
412 .2 By a two-thirds (2/3) vote, the House of Delegates may amend the following provisions within the Corporate Bylaws: the
413 number of Board members, their terms, or the number of which are elected by the House of Delegates, the composition of
414 the House of Delegates, and membership fees for membership classes in existence as of the 2017 registration year (see
415 2.7.1A and B of the Corporate Bylaws).
416 .3 ~~Additionally,~~ The Rules & Regulations Committee may alter, amend, or repeal any portion of Part One or Part Seven of the
417 USA Swimming Rules and Regulations at any time to conform to the rules of the Federation Internationale de Natation
418 (FINA).
419 .4 The Board of Directors may alter, amend, or repeal any portion of the USA Swimming Rules & Regulations at any time to
420 conform to the rules and requirements of the United States Olympic & Paralympic Committee (USOPC), the United States
421 Anti-Doping Association (USADA), and/or the U.S. Center for SafeSport.

422 [re-number remaining]

CORPORATE BYLAWS OF USA SWIMMING

ARTICLE 10

AMENDMENTS

426 10.1 AUTHORITY TO AMEND AND VOTE REQUIRED

- 427 .1 These Corporate Bylaws, excepting those items outlined below in 10.1.4, may be altered, amended or repealed by the
428 Board of Directors by a two-thirds (2/3) majority vote. The Board of Directors shall have no authority to amend the USA
429 Swimming Rules and Regulations except as permitted under 4.7 of these Bylaws (Authority/Emergency Powers).
430 .2 The Rules & Regulations Committee may alter, amend, or repeal any portion of Part One or Part Seven of the USA
431 Swimming Rules and Regulations at any time to conform to the rules of the Federation Internationale de Natation (FINA).
432 .3 The USA Swimming House of Delegates may amend the Rules and Regulations at its annual meeting as follows:
433 A Parts One, Two, Three, Four, Six and Seven: by a majority vote.
434 B Part Five by a 2/3 vote.
435 .4 The Board of Directors may alter, amend, or repeal any portion of the USA Swimming Rules & Regulations at any time to
436 conform to the rules and requirements of the United States Olympic & Paralympic Committee (USOPC), the United States
437 Anti-Doping Association (USADA), and/or the U.S. Center for SafeSport.
438 .5 By a two-thirds (2/3) vote, the House of Delegates may amend the following provisions of the Corporate Bylaws: the number
439 of Board members, their terms, or the number of which are elected by the House of Delegates, the composition of the
440 House of Delegates, and membership fees for membership classes in existence as of the 2017 registration year (see 2.7.1A
441 and B of these Bylaws).

R-20

WITHDRAWN PENDING APPROVAL OF THE HOUSE OF DELEGATES

Location: Page 114 – **602.7 USA Swimming Rules & Regulations Committee Jurisdiction over LSC Bylaws**
Page 114 – **602.8 LSC Bylaws**

~~**602.7 — USA SWIMMING RULES & REGULATIONS COMMITTEE JURISDICTION OVER LSC BYLAWS** — This Article grants jurisdiction to the USA Swimming Rules & Regulations Committee relating to the Required LSC Bylaws.~~

~~.1 Jurisdiction of the Rules & Regulations Committee — The USA Swimming Rules & Regulations Committee is authorized and directed to assume jurisdiction over (a) changes to the mandatory portions of the Required LSC Bylaws, (b) approval of the use of certain alternative provisions set forth in Required LSC Bylaws, (c) review and approval of all Bylaws adopted by the LSCs and (d) review and approval of all subsequent amendments to the Bylaws by an LSC and related matters. The USA Swimming Rules & Regulations Committee may adopt rules and procedures to govern the invocation and exercise of this jurisdiction which may be appropriate and helpful and in the best interests of the sport of swimming.~~

~~.2 Request for Approval — An LSC may request permission to change mandatory provisions of the Required LSC Bylaws or request an approval as required in Required LSC Bylaws in a written application conforming to the rules and procedures adopted by the USA Swimming Rules & Regulations Committee. The request shall be addressed to the Chair of the USA Swimming Rules & Regulations Committee. The approval power of the USA Swimming Rules & Regulations Committee over requested changes to mandatory parts of the Bylaws shall be applied generously where an LSC demonstrates a need for the changes.~~

~~.3 Action by Committee — The changes may be approved or disapproved in their entirety, or the USA Swimming Rules & Regulations Committee may modify the requested change as appears to be in the best interests of swimming. The USA Swimming Rules & Regulations Committee may adopt reasonable rules and procedures regarding the form and content of the application for permission, its deliberations and decisions.~~

~~.4 Deadline for Decision — The USA Swimming Rules & Regulations Committee shall make its determination within forty-five (45) days of receipt by its Chair of the request; failing which, the request shall be deemed to have been approved unless the Chair shall certify that more than ten (10) approvals are pending at the end of that period.~~

~~.5 Appeal of Decisions — An LSC may appeal a decision of any USA Swimming Rules & Regulations Subcommittee to the full Rules & Regulations Committee. An LSC may appeal a decision of the USA Swimming Rules & Regulations Committee to the USA Swimming Board of Directors.~~

~~**602.8** — Amendments to the LSC Bylaws must be submitted to the USA Swimming Rules & Regulations Committee in accordance with this Article 602. Once the amendments have been approved, the LSC shall forward the amended Bylaws to the USA Swimming National Office.~~

602.7 JURISDICTION OVER LSC BYLAWS

.1 The USA Swimming National Office is authorized and directed to assume jurisdiction over (a) requested changes to the mandatory portions of the Required LSC Bylaws, (b) approval of the use of certain alternative provisions set forth in Required LSC Bylaws, (c) review and approval of all Bylaws adopted by the LSCs and (d) review and approval of all subsequent amendments to the Bylaws by an LSC and related matters.

.2 An LSC may appeal a decision of the USA Swimming National Office to the Rules & Regulation Committee. An LSC may appeal a decision of the USA Swimming Rules & Regulations Committee to the USA Swimming Board of Directors.

R-21

ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

Location: Page 119 – **604.3 Formation of a New LSC**

Proposed by: David Salo, National Team Steering Committee Member

Purpose: To align the formation of a new LSC adoption vote with that of other Article 604 adoption votes.

Recommendation: *The Rules and Regulations Committee makes no recommendation.*

604.3 FORMATION OF A NEW LSC

.1 If two-thirds (2/3) of the number of Club Members in a contiguous area within an LSC wish to form a new and independent LSC, and should the House of Delegates of the LSC, by a two-thirds (2/3) majority vote of the members present approve the change, the proposed formation of the new LSC shall be submitted to the Chair of the USA Swimming Rules & Regulations

486 Committee. Such request must be received by the Chair prior to April 1.

487 .2-.4 [no changes]

R-22	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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488 **Location:** Page 120 – **605.2 Zone Bylaws, Elections of Directors and Voting**

489 **Proposed by:** Board of Directors

490 **Purpose:** To better reflect the administrative nature of Zones.

491 **Recommendation:** *The Rules and Regulations Committee recommends approval.*

492 **Effective Date:** Immediately

493 **605.2 ZONE BYLAWS ADMINISTRATIVE PROCEDURES, ELECTIONS OF DIRECTORS AND VOTING**

494 .1 Each Zone shall adopt ~~Bylaws~~ Administrative Procedures which shall govern its affairs and shall be approved by the USA
495 Swimming Secretary & General Counsel or his/her designee.

496 .2 Zone Directors shall be elected in accordance with Zone ~~Bylaws~~ Administrative Procedures.

497 .3 On all voting matters, each LSC is entitled to five votes, of which at least one vote must be designated to the LSC Athlete
498 Representative(s). If no Athlete Representative is present, the LSC shall cast only four votes.

R-23	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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499 **Location:** Page 123 – **701.1 Events/Meets**

500 Page 125 – **701.5 Swimwear**

501 **Proposed by:** Open Water Committee

502 **Purpose:** To clarify the use of wetsuits for open water competitions.

503 **Recommendation:** *The Rules and Regulations Committee recommends approval.*

504 **ARTICLE 701**

505 **CONDUCT AND OFFICIATING OF THE COMPETITION**

506 **701.1 EVENTS/MEETS**

507 .1 Recommended individual events are listed in 102.1.3.

508 .2 **Wetsuit Events** — ~~For open water swimming competitions in water with temperature below 20°C (68°F), men and women~~
509 ~~may use either swimsuits or wetsuits. When the water temperature is below 18°C (64.4°F), the use of wetsuits is~~
510 ~~compulsory.~~

511 A At Junior National and National Championships and any sanctioned open water competition with a race distance of
512 5k and greater, FINA rules regarding use of wetsuits shall apply.

513 B For all other open water competitions with water temperature below 20.0°C (68.0°F), participants may use either
514 swimsuits or wetsuits (refer to 701.5.5).

515 .3 **Team Events** — Team events may be conducted in various formats concurrently with individual events, with the results
516 achieved in the individual event used to compute the team scoring as announced in the meet announcement.

517 **701.5 SWIMWEAR**

518 .1 No swimmer shall be allowed to use or wear any device that may be an aid to his/her speed, endurance, or buoyancy. A
519 maximum of two (2) caps may be used.

520 .2 Except as provided in 701.1.2, wetsuits, flotation aids or any similar items, and anything used to maintain body heat, except
521 a reasonable application of body grease, are not allowed.

522 .3 Only swimsuits complying with FINA Open Water swimsuit specifications may be worn in any USA Swimming sanctioned or
523 approved open water competition.

- 524 .4 Swimsuits for both men and women shall not cover the neck, extend past the shoulder, nor extend below the ankle.
- 525 .5 **Wetsuits** — Wetsuits are swimsuits made of material providing thermal insulation. Wetsuits for both men and women shall
- 526 completely cover the torso, back, ~~shoulders and knees~~ and shall not extend beyond the neck, wrists or ankles. The
- 527 thickness of material(s) used shall be ~~minimum 3 mm and~~ a maximum 5 mm. In addition, the outer surface of the wetsuit
- 528 shall not include outstanding shapes, such as ridges, fins, etc.

R-24	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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- 529 **Location:** Page 123 – **701.2 Eligibility**
- 530 Page 133 – **Article 704 (new) Zone Open Water Championships**
- 531 **Proposed by:** Open Water Committee
- 532 **Purpose:** To create a section on Zone Open Water Championships.
- 533 **Recommendation:** *The Rules and Regulations Committee recommends approval.*
- 534 ~~701.2 ELIGIBILITY~~ Age for Open Water Zone Championships shall be determined by the swimmer's age as of December
- 535 31 of that year.
- 536 [re-number remaining]

ARTICLE 704 ZONE OPEN WATER CHAMPIONSHIPS

[Renumber Remaining]

- 540 **704.1 EVENTS** – A 5k shall be a required event for all Zone Open Water Championships and designated as the qualifying
- 541 event for the Open Water Junior National and National Championships. All other events for Zone Open Water Championships
- 542 shall be determined by the Zone.
- 543 **704.2 ELIGIBILITY** – Age for Open Water Zone Championships shall be determined by the swimmer's age as of December 31
- 544 in the year of competition.
- 545 [re-number remaining]

R-25	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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- 546 **Location:** Page 127 – **701.10 Officials**
- 547 **Proposed by:** Open Water Committee
- 548 **Purpose:** To clarify the required officials for open water competitions.
- 549 **Recommendation:** *The Rules and Regulations Committee recommends approval.*
- 550 **Effective Date:**
- 551 ~~701.10 OFFICIALS~~ — There should be no fewer than the following officiating positions filled. The positions of Referee, Safety
- 552 Officer, Finish Judge and Timer shall not be combined with the duties of any other official.
- 553 ~~The Referee, Assistant Referee, Administrative Referee or Administrative Official, and Starter must have passed the USA~~
- 554 ~~Swimming Open Water Referee online test prior to officiating a sanctioned Open Water competition.~~
- | | |
|---|---|
| <p>555 Referee</p> <p>556 Administrative Referee or Administrative Official</p> <p>557 Safety Officer</p> <p>558 Course Officer</p> <p>559 Starter</p> <p>560 Chief Finish Judge and 2 finish judges</p> <p>561 Race Judge (one per competitor in escorted races)</p> <p>562 Turn Judge (one at each change in the direction of the course)</p> | <p>Assistant Referee</p> <p>Announcer</p> <p>Medical Officer</p> <p>Clerk of Course</p> <p>Chief Timer and 3 timers</p> <p>Recorder</p> |
|---|---|
- 563 **701.10 OFFICIALS** – The Referee, Administrative Referee, and Starter must have passed the USA Swimming Open Water
- 564 Referee online test prior to officiating a sanctioned Open Water competition.

.1 The following positions are required for all open water competitions:

Referee*
Administrative Referee* or Administrative Official*
Finish Judge
Meet Director *
Independent Safety Monitor*
Medical Officer*
Turn Judge (one at each change in the direction of the course)
Starter

Note: All positions noted with an asterisk () above shall not be combined with any other role.*

.2 The following additional positions are recommended for all open water competitions, and are required for championship meets at or above the zone level:

Recorder
Race Judge (one per competitor in escorted races)
Timer
Announcer
Course Officer
The Clerk Of Course
Assistant Referee

R-26	WITHDRAWN PENDING APPROVAL OF THE HOUSE OF DELEGATES
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Location: Page 5 – Corporate Bylaws Article 4.2 Voting Board Members

**ARTICLE 4
BOARD OF DIRECTORS**

4.1 GENERAL MEMBERSHIP – The Board of Directors shall have ~~fifteen (15)~~ eighteen (18) voting members. The President/CEO and Secretary/General Counsel shall be ex-officio members with no vote

4.2 VOTING BOARD MEMBERS shall be as listed herein; a minimum of one individual from each zone's geographic area shall be maintained among the members who are elected by the House of Delegates; a minimum of three coaches shall be maintained, inclusive of the Chair of the National Team Steering Committee.

.1-.2 [no changes]

.3 ~~Three~~ Four "athlete representatives" (as defined in the then-current USOC Bylaws) directly elected by athletes who meet the same standards as an "athlete representative" shall be voting members.

.4 Two additional athlete members, not bound to the competition criteria defining "athlete representatives" as defined in the then-current USOC Bylaws, directly elected by the Athletes Committee shall be voting members.

[re-numbering remaining]

R-27	WITHDRAWN PENDING APPROVAL OF THE HOUSE OF DELEGATES
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Location: Page 13 – Corporate Bylaws Article 6.1 Organization

**ARTICLE 6
HOUSE OF DELEGATES**

6.1 ORGANIZATION

.1 [no change]

.2 The members of the Athletes Executive Committee and ten (10) National Representatives, five (5) being appointed each year by the Athletes Chair and each serving a two (2)-year term, shall be members of the House of Delegates. The National Representatives and their alternates must at the time of their appointment be engaged in senior swimming, or have competed in USA Swimming Championships within five (5) years preceding their appointment. The Board Chair may

607 appoint, from a slate of nominees submitted by the Athletes Committee, such further at-large athlete members so as to
608 bring the total athlete representation in the House of Delegates to at least twenty percent (20%). "Weighted" membership or
609 voting may not be used to satisfy this quota.

R-28	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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610 **Location:** Required LSC Bylaws Template

611 **Proposed by:** Rules & Regulations Committee

612 **Purpose:** The COVID-19 pandemic has made it obvious that a provision is needed to permit virtual meetings of the
613 HOD if certain public health and public safety circumstances prevail.

614 **Recommendation:** *The Rules and Regulations Committee recommends approval.*

615 **Effective Date:** Immediately

616 4.8 MEETING LOCATION AND TIME - All meetings of the House of Delegates shall take place at a site
617 within the Territory. The House of Delegates or the Board of Directors shall determine the location and
618 time of all meetings of the House of Delegates. If federal, state, or local law, policy, or regulation prohibits
619 physical gathering sufficient to conduct a House of Delegates meeting within the Territory, a House of
620 Delegates meeting may be conducted through conference equipment by means of which all persons
621 participating in the meeting can hear each other at the same time. In that circumstance, participation by
622 such means shall constitute presence at that meeting.

623 *If the LSC state of incorporation does not permit electronic meetings, the LSC should not include this language.*

R-29	WITHDRAWN PENDING APPROVAL OF THE HOUSE OF DELEGATES
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624 **Location:** Required LSC Bylaws Template

625 6.2 OTHER DIRECTORS

626 Two Three provisions are offered concerning the method of selection of the Athlete Representatives to the Board of
627 Directors. Select one and delete the other two.

628 .1 ATHLETE REPRESENTATIVES -

629 *Provision A:* Two (2) Athlete Representatives shall be elected, one each year for a two-year term, or
630 until their respective successors are elected. At the time of election, the Athlete Representative must
631 (a) be an athlete member in good standing; (b) be at least a sophomore in high school or at least 16
632 years of age, (c) be currently competing, or have competed within the three (3) immediately
633 preceding years, in the program of swimming conducted by XXSI or another LSC; and (d) have his
634 or her place of permanent residence in the Territory and expect to reside therein throughout at least
635 the first half of the term (other than periods of enrollment in an institution of higher education). The
636 balloting shall take place via electronic vote^[1] and/or at a meeting called for that purpose by the
637 Senior Athlete Representative *or the Athletes Committee*, or failing that, at a time and in a manner
638 designated by the Board of Directors. At least *twenty (20)* days' written notice of the election shall
639 be given to all clubs. The Athlete Representatives elected shall be determined by a majority of the
640 [define the athlete voting members who elect the Athlete Representatives].

641 *Provision B:* Two (2) Athlete Representatives shall be elected by the House of Delegates, one each
642 year, for a two-year term or until their respective successors are elected. At the time of election, the
643 Athlete Representative must (a) be an athlete member in good standing; (b) be at least a sophomore
644 in high school or at least 16 years of age, (c) be currently competing, or have competed within the
645 three (3) immediately preceding years, in the program of swimming conducted by XXSI or another
646 LSC; and (d) have his or her place of permanent residence in the Territory and expect to reside
647 therein throughout at least the first half of the term (other than periods of enrollment in an institution
648 of higher education).

649 *Provision C:* Two (2) Athlete Representatives shall be elected, ~~one~~ two each year for a one-year
650 term, or until their respective successors are elected. At the time of election, the Athlete

651 Representative must (a) be an athlete member in good standing; (b) be at least a sophomore in high
 652 school or at least 16 years of age, (c) be currently competing, or have competed within the three (3)
 653 immediately preceding years, in the program of swimming conducted by XXSI or another LSC; and
 654 (d) have his or her place of permanent residence in the Territory and expect to reside therein
 655 throughout at least the first half of the term (other than periods of enrollment in an institution of
 656 higher education). The balloting shall take place via electronic vote^[1] and/or at a meeting called for
 657 that purpose by the Senior Athlete Representative or the Athletes Committee, or failing that, at a time
 658 and in a manner designated by the Board of Directors. At least twenty (20) days' written notice of
 659 the election shall be given to all clubs. The Athlete Representatives elected shall be determined by a
 660 majority of the [define the athlete voting members who elect the Athlete Representatives].

R-30	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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661 **Location:** **Page 60** – 202.4 Requirements for Sanction
 662 **Page 63** – 202.6 Requirements for Approval

663 **Proposed by:** Board of Directors

664 **Purpose:** To codify the emergency action taken by the Board of Directors regarding COVID-19 for sanctioned and
 665 approved meets.

666 **Recommendation:** *The Rules and Regulations Committee recommends approval.*

667 **Effective Date:** Immediately

668 **202.4 REQUIREMENTS FOR SANCTION** — Sanctions are issued, withheld or withdrawn in accordance with the following
 669 regulations:

670 .1-.9 [no changes]

671 .10 Application for sanction must be accompanied by a copy of the complete meet announcement which must include the
 672 following:

673 A-M [no changes]

674 N The following statement:

675 An inherent risk of exposure to COVID-19 exists in any public place where people are present. COVID-19 is
 676 an extremely contagious disease that can lead to severe illness and death. According to the Centers for
 677 Disease Control and Prevention, senior citizens and individuals with underlying medical conditions are
 678 especially vulnerable.

679 USA Swimming, Inc., cannot prevent you (or your child(ren)) from becoming exposed to, contracting, or
 680 spreading COVID-19 while participating in USA Swimming sanctioned events. It is not possible to prevent
 681 against the presence of the disease. Therefore, if you choose to participate in a USA Swimming sanctioned
 682 event, you may be exposing yourself to and/or increasing your risk of contracting or spreading COVID-19.

683 **BY ATTENDING OR PARTICIPATING IN THIS COMPETITION, YOU VOLUNTARILY ASSUME ALL**
 684 **RISKS ASSOCIATED WITH EXPOSURE TO COVID-19 AND FOREVER RELEASE AND HOLD**
 685 **HARMLESS USA SWIMMING AND [THE LSC] AND EACH OF THEIR OFFICERS, DIRECTORS,**
 686 **AGENTS, EMPLOYEES OR OTHER REPRESENTATIVES FROM ANY LIABILITY OR CLAIMS**
 687 **INCLUDING FOR PERSONAL INJURIES, DEATH, DISEASE OR PROPERTY LOSSES, OR ANY OTHER**
 688 **LOSS, INCLUDING BUT NOT LIMITED TO CLAIMS OF NEGLIGENCE AND GIVE UP ANY CLAIMS YOU**
 689 **MAY HAVE TO SEEK DAMAGES, WHETHER KNOWN OR UNKNOWN, FORESEEN OR UNFORESEEN,**
 690 **IN CONNECTION THEREWITH.**

691 This statement shall also be included in heat sheets.

692 .11-.15 [no changes]

693 .16 To address circumstances related to COVID-19, a supplemental document to the meet sanction request shall include:

694 A A statement of the local protocols and requirements;

695 B The plan for spectator ingress and egress;

- 696 C The planned number of individuals gathering in the spaces: pool, deck, spectator seating, etc.;
697 D Safe Sport considerations to ensure parents have access to and/or the opportunity to observe their child; and
698 E An attestation statement in which the meet host attests that the conduct of the meet will adhere to local jurisdictional
699 guidelines.

700 **202.6 REQUIREMENTS FOR APPROVAL** — Approval of competition may be issued, withheld or withdrawn by an LSC in
701 accordance with the following regulations:

702 .1-.5 [no changes]

703 .6 Written application for approval shall be made not later than the period established by the LSC prior to the competition. The
704 LSC may establish a fee for processing such applications. Application for approval shall be accompanied by the meet
705 announcement which shall include the following:

706 A-G [no changes]

707 H The following statement:

708 An inherent risk of exposure to COVID-19 exists in any public place where people are present. COVID-19 is
709 an extremely contagious disease that can lead to severe illness and death. According to the Centers for
710 Disease Control and Prevention, senior citizens and individuals with underlying medical conditions are
711 especially vulnerable.

712 USA Swimming, Inc., cannot prevent you (or your child(ren)) from becoming exposed to, contracting, or
713 spreading COVID-19 while participating in USA Swimming sanctioned events. It is not possible to prevent
714 against the presence of the disease. Therefore, if you choose to participate in a USA Swimming sanctioned
715 event, you may be exposing yourself to and/or increasing your risk of contracting or spreading COVID-19.

716 **BY ATTENDING OR PARTICIPATING IN THIS COMPETITION, YOU VOLUNTARILY ASSUME ALL**
717 **RISKS ASSOCIATED WITH EXPOSURE TO COVID-19 AND FOREVER RELEASE AND HOLD**
718 **HARMLESS USA SWIMMING AND [THE LSC] AND EACH OF THEIR OFFICERS, DIRECTORS,**
719 **AGENTS, EMPLOYEES OR OTHER REPRESENTATIVES FROM ANY LIABILITY OR CLAIMS**
720 **INCLUDING FOR PERSONAL INJURIES, DEATH, DISEASE OR PROPERTY LOSSES, OR ANY OTHER**
721 **LOSS, INCLUDING BUT NOT LIMITED TO CLAIMS OF NEGLIGENCE AND GIVE UP ANY CLAIMS YOU**
722 **MAY HAVE TO SEEK DAMAGES, WHETHER KNOWN OR UNKNOWN, FORESEEN OR UNFORESEEN,**
723 **IN CONNECTION THEREWITH.**

724 This statement shall also be included in heat sheets.

725 .7-.18 [no changes]

726 .19 To address circumstances related to COVID-19, a supplemental document to the meet sanction request shall include:

- 727 A A statement of the local protocols and requirements;
728 B The plan for spectator ingress and egress;
729 C The planned number of individuals gathering in the spaces: pool, deck, spectator seating, etc.;
730 D Safe Sport considerations to ensure parents have access to and/or the opportunity to observe their child; and
731 E An attestation statement in which the meet host attests that the conduct of the meet will adhere to local jurisdictional
732 guidelines.

HK-1	ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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733 **Location:** **Various**

734 **Proposed by:** Rules & Regulations Committee

735 **Purpose:** To conform all designee and Chief Executive Officer references to one term.

736 **Recommendation:** *The Rules and Regulations Committee recommends approval*

737 *Various housekeeping changes throughout the Rulebook to correct designee references to his/her designee and Chief Executive*

738 *Officer references to President/CEO.*

CHANGES TO CORPORATE BYLAWS OF USA SWIMMING
AS AMENDED BY THE BOARD OF DIRECTORS AT THE APRIL BOARD MEETING
[Informational Only – currently effective except as otherwise noted]

2.6 PRIVILEGES AND RESPONSIBILITIES OF MEMBERSHIP

.1-.5 [no changes]

.6 Employees and volunteers of USA Swimming, Zones, LSCs and member clubs who interact directly and frequently with athletes as a regular part of their duties, and individuals with any ownership interest in a member club or serving on the board of directors of a member club must be non-athlete members of USA Swimming. This does not apply to volunteers such as timers, marshals, computer operators, etc., who only have limited contact with athletes during a meet; however, any individual who is banned, currently suspended or ineligible for membership is prohibited from serving as a timer, marshal, or computer operator, or otherwise being on deck at any time in connection with a USA Swimming activity

.7-.11 [no changes]

.12 All clubs must have either (i) at least one member coach and a board of directors or other governing board; or (ii) at least two member coaches. [Effective January 1, 2021]

5.1 STANDING COMMITTEES

.1 Standing committees of the USA Swimming Board of Directors shall be as listed in this Article.

.2 Except for those individuals who qualify for their positions under some other provision of Article 5:

A-C [no changes]

D ~~At least twenty percent (20%) of the voting membership of each committee shall be athletes, each of whom must at the time of his/her appointment be engaged in swimming within ten (10) years preceding his/her appointment.~~ [Effective September 26, 2020]

E [no changes]

5.3 INVESTMENT COMMITTEE – There shall be an Investment Committee of five (5) persons. Two (2) of the members shall be the Board Chair, or the Board Chair's duly appointed representative, and the Vice-Chair Fiscal Oversight, who shall serve as the committee chairperson. Three additional members, who shall not be members of the Board of Directors, shall be appointed, one each year, to serve a three-year term. These shall include: (i) an individual appointed by the Board Chair and Vice Chair-Fiscal Oversight with the approval of the Board of Directors; (ii) an athlete proposed by the Board Chair and approved by the Board athlete representatives; and (iii) an individual appointed by the Foundation Board Chair with the approval of the Foundation Board. ~~One (1) member shall be an athlete proposed by the Board Chair and approved by the Board athlete representatives. (The remaining three (3) members shall be appointed jointly by the Board Chair and Vice Chair Fiscal Oversight with the approval of the Board of Directors. One (1) member shall be appointed each year to serve a three-year term. At least two (2) of the appointed members shall be non-members of the Board of Directors, one (1) of whom shall be appointed chair by the Board Chair and Vice Chair Fiscal Oversight with the approval of the Board of Directors. At least one (1) of the appointed members shall be an athlete.~~ [Effective September 26, 2020]

5.4 AUDIT COMMITTEE

.1 Membership: The Audit Committee shall consist of five (5) members appointed by the Board Chair, as follows: the Vice-Chair Fiscal Oversight, who shall serve as chair of the committee; the USA Swimming Foundation Treasurer, a non-officer Board member; an athlete from a slate submitted by the Athletes Committee whose appointment shall be approved by the Board athlete representatives; and two one additional members with designated financial experience. There shall be no member of the committee who has check signing authority for the Corporation. [Effective September 26, 2020]

.2-.3 [no changes]

5.5 CREDENTIALS/ELECTIONS COMMITTEE

.1 Membership: The Credentials/Elections Committee shall consist of eight (8) non-athlete members appointed by the Board Chair and a sufficient number of athlete members appointed by the Board Chair and approved by the Board athlete representatives so as to constitute at least twenty percent (20%) of the voting membership. [Effective September 26, 2020]

.2-.3 [no changes]

CHANGES TO CORPORATE BYLAWS OF USA SWIMMING
AS AMENDED BY THE BOARD OF DIRECTORS AT THE APRIL BOARD MEETING
[Informational Only – currently effective except as otherwise noted]

5.6 NATIONAL BOARD OF REVIEW COMMITTEE

- .1 Membership: The National Board of Review Committee shall consist of such number of members as the Board Chair may deem appropriate from time to time; such members shall be appointed by the Board Chair, with the advice of the Secretary & General Counsel, who shall serve as an ex-officio member with voice but no vote. At least twenty percent (20%) of the voting membership of the National Board of Review Committee shall be athlete members who meet the USOPC's definition of "athlete representative" and whose appointments are approved by the Board athlete representatives. The Chair and Vice-Chair(s) of the National Board of Review shall serve as the Chair and Vice-Chair(s), respectively, of the National Board of Review Committee. [Effective September 26, 2020]

.2-.3 [no changes]

5.7 NOMINATING COMMITTEE

- .1 Membership: The Nominating Committee shall consist of nine (9) voting members and one (1) non-voting ex-officio member.

A Two (2) shall be athlete members (different genders) who meet the USOPC definition of an "athlete representative," proposed by the Athletes Advisory Committee and approved by the Board athlete representatives ~~appointed by the Athletes Executive Committee~~. [Effective September 26, 2020]

[no further changes]

6.2 MEETINGS

- .1 The annual meeting of the House of Delegates shall be held at any date, time, and place, including via telecommunication, as may be fixed in the notice of such meeting.

.2-.4 [no changes]

- .5 Each member shall have one (1) vote on each matter submitted to the House of Delegates. There shall be no voting by proxy. At all meetings of the House of Delegates only those members duly certified and present (including virtually present at all meetings conducted via telecommunication) shall be permitted to vote.