

Suzanne Dangelmaier
General Chair, North Texas Swimming
10/9/2022 House of Delegate Meeting

On behalf of the North Texas Board of Directors, I would like to welcome you to the 2022 North Texas Fall House of Delegates. I want to begin by thanking each one of the board members for their selfless dedication to serving our athletes and members of North Texas Swimming. Each member has sacrificed countless hours to realize more robust business processes and practices that continue to transform us into a stronger and more vital organization. Because of these committed board members we have accomplished several goals to improve our organizational communication and processes.

A few of our organizational goals attained include hiring part-time employees, streamlining our payment transactions, educating more members to be Safe Sport recognized, hosting a DEI LSC camp, and activating our athlete committee. We are encouraged by the increased participation of our athlete committee where our athletes are not only active within our North Texas committee, but they are also mentoring other LSC athletes across the country to encourage greater participation in their local communities.

I would be remiss if I did not thank our other LSC volunteers. Another large portion of our success comes from our volunteers who sacrifice their time and energy to achieve competitive success. From our National Time Standards person to our Sanction Chairs, to our hundreds of swim meet officials and volunteers, we are able to provide our athletes with high caliber swim meets.

As we continue to move into the 2023 registration year, our membership growth is trending towards exceeding pre-pandemic numbers. In 2022, we registered 7096 athletes, 337 coaches, and 213 officials; we anticipate surpassing 2019 membership numbers of 7304 athletes, 271 coaches, and 220 officials. To help support the continued growth our sport, it is paramount we continue to collaborate, review, and develop programs and services that serve all our athletes, from the novice level swimmer to the elite level swimmer. As a board of directors, we are committed to serving our athletes and encourage cooperation among all stakeholders to fulfill the mission and vision of North Texas Swimming.

We appreciate your continued commitment to serving our North Texas athletes in the coming years and look forward to fulfilling our mission, striving to be leaders within USA Swimming by inspiring excellence in swimming and life.



Bylaws - Major Amendments

BOARD PRESENTATION, SEPTEMBER 2022

North Texas Swimming: Bylaws – Major Amendments



HOD
Members —
Article 4.1

BOD
Additions
— Article 5

Athlete
Committee
Composition —
Article 7.4.1

Finance
Committee
Composition —
Article 7.4.2

Operational
Risk Change
— Article 7.4.4

Admin Board
of Review
Deletion —
Article 13

North Texas Swimming: Bylaws – Art. 4.1

HOUSE OF DELEGATE MEMBERS

1. Current allocation is based on team size, with up to 6 delegates allotted – based on proportional team size.
2. Appointments made quarterly, which results in administrative burden and likelihood that appointments change frequently during the year. This results in uneducated voting members.
3. Proposed change would enhance likelihood that voters are fully aware of their position and the issues on which they are asked to cast votes. Also reduces chances that wrong people vote.
4. Majority of LSCs have adopted this format – the number of delegates vary (e.g., 2, 3 or 4)
5. Discuss: timeframe for appointment of delegates.



- Currently, clubs allotted 2 – 6 delegates based on proportional team size
- Propose that ALL clubs have 3 delegates, regardless of size
- Delegates comprised of: Coach, Non-Athlete, and Athlete
- *Delegate appointments to be made when requested*

North Texas Swimming: Bylaws – Art. 5

BOARD OF DIRECTORS

1. Technical Planning Chair plays integral role in the LSC.
2. Giving the Technical Planning Chair voice and vote will promote more effective long term planning.
3. The Operational Risk Coordinator plays a vital role in maintaining safety in the LSC.
4. Giving the Operational Risk Coordinator voice and vote displays the importance of keep all of the North Texas members safe.



- Add Technical Planning Chair
- Add Operational Risk Coordinator

North Texas Swimming: Bylaws – Art. 7.4.1

ATHLETE COMMITTEE

1. Currently, election by each team has not been followed.
2. Unengaged athletes are named by coaches.
3. Proposal would allow for athletes who wish to participate to have an opportunity to apply and be evaluated by their peers.
4. Members of NTSI worked with USA-S LSC Development Committee to develop this structure which has already led to an active group of athletes interested in being involved in the LSC.



- Currently consists of Athlete Reps, At-Large Athletes, athletes elected by each team based on size
- Propose that it consist of Athlete Reps, At-Large Athletes and between 6-26 athletes selected by an application process
- Immediate past chair of the Athlete Committee will be an Ex-Officio member

North Texas Swimming: Bylaws – Art. 7.4.2

FINANCE COMMITTEE

1. Current process is not practiced.
2. Proposal would reflect current processes.
3. Smaller committee of knowledgeable members will lead to greater efficiency and sound financial decisions.



- Currently consists of 9 members - General Chair, Finance Vice-Chair, Admin Vice-Chair, Treasurer, 3 appointed non-athletes, 20% athletes.
- Propose that it consist of 5 members – General Chair, Finance Vice-Chair, Admin Vice-Chair, Treasurer, and 20% athletes (i.e., 1).

North Texas Swimming: Bylaws – Art. 7.4.4

OPERATIONAL RISK COMMITTEE

1. There is not enough work for a full committee.
2. Would replace committee with Operational Risk Coordinator.
3. Operational Risk Coordinator would be accountable to the BOD to serve as Subject Matter Expert (SME) to update North Texas Swimming safety procedures – including expected update to Meet Marshall training.



- Eliminate Operational Risk Committee
- Create Operational Risk Coordinator, which would have a seat on the BOD (see Article 5).

North Texas Swimming: Bylaws – Art. 13

ADMINISTRATIVE REVIEW BOARD

1. Current process is not practiced.
2. Current by-law requires that members of the Admin Board of Review be elected by HOD which makes it difficult to provide an impartial review board given the nature of NTSI as an LSC
3. Proposed new policy would follow what is actually practiced where the complaint is heard by the General Chair and Admin Vice-Chair and a process is coordinator to ensure a fair hearing.



- Currently offered by USA-Swimming as a way to provide a mechanism for resolving disputes.
- Was adopted by NTSI to hear complaints and appeals regarding administrative matters that don't arise to Code of Conduct violations.
- Propose to delete Article 13 and replace with a policy (TBD) that reflects what is practiced in NTSI currently.

Appendix

BYLAW DETAILS



North Texas Swimming: Bylaw Detail – Article 4.1

HOUSE OF DELEGATE MEMBERS APPOINTMENTS

1. → GROUP MEMBER REPRESENTATIVES--Each Group Member in good standing shall appoint from its membership Group Member Representatives and one or more alternates for each. The appointment shall be in writing, addressed to the Secretary of NTSI 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 or one or more of its alternates and substitute new Group Member Representatives or new alternates by written notice, addressed to the Secretary of NTSI and signed by the chief executive officer or secretary of the appointing Group Member. Each Group Member shall appoint at least one coach and one athlete to be representatives for that Group Member. The number of representatives allowed for each Group Member shall correspond to the number of registered swimmers for that Group Member, but each Group Member shall always appoint at least one coach representative and one athlete representative. Athlete representatives shall always constitute at least 20% (twenty percent) of the total number of representatives for each Group Member. For example, where two (2) group Member Representatives are appointed, one shall be a coach and one shall be an athlete. The total number of Group Member Representatives for a given quarter shall be determined by the total number of non-seasonal swimmers registered seven (7) days before the end of March, June, September, and December. The following table illustrates how the foregoing rules shall apply by Group Member size.¶

GROUP MEMBER REPRESENTATIVES--Each Group Member in good standing shall appoint from its membership Group Member Representatives and one or more alternates for each. The appointment shall be submitted on the form provided for this purpose. The appointing Group Member may withdraw one or more of its Group Member Representatives or one or more of its alternates and substitute new Group Member Representatives or new alternates by submitting the form provided for this purpose. Each Group Member shall appoint one coach, one non-athlete (or coach), and one athlete to be representatives for that Group Member. Athlete representatives shall always constitute at least 20% (twenty percent) of the total number of representatives for each Group Member. For example, where three (3) group Member Representatives are appointed, one shall be an athlete.¶

North Texas Swimming: Bylaw Detail – Article 5

BOARD OF DIRECTORS

- .1 → General Chair¶
- .2 → Administrative Vice-Chair¶
- .3 → Finance Vice-Chair¶
- .4 → Coach Representative¶
- .5 → Athlete Representatives (2)¶
- .6 → Secretary¶
- .7 → Treasurer¶
- .8 → Senior Vice-Chair¶
- .9 → Age Group Vice-Chair¶
- .10 → Safe Sport Chair¶
- .11 → At-Large Athlete Board Members [as needed]¶
- .12 → Officials Committee Chair¶
- .13 → Diversity, Equity and Inclusion Committee Chair¶

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- .10 → Safe Sport Chair¶
- .11 → At-Large Athlete Board Members [as needed]¶
- .12 → Officials Committee Chair¶
- .13 → Diversity, Equity and Inclusion Committee Chair¶
- .14 → Operational Risk Coordinator¶
- .15 Technical Planning Chair¶

North Texas Swimming: Bylaw Detail – Article 7.4.1

ATHLETE COMMITTEE

MEMBERS--The Athletes Committee shall consist of the Athlete Representatives, the Athlete At-Large Board members and Individual members elected by the athletes of each Group Member using the formula of one member of the Athletes' Committee for each 100 (or fraction thereof) athletes registered to that Group member on April 1. ¶

MEMBERS--The Athletes Committee shall consist of the Athlete Representatives, the Athlete At-Large Board members and at least 6 and not more than 26 that will be selected via an application process overseen by the Senior Athlete Representative, the Senior At-Large Athlete Representative, the immediate past Senior Athlete At-Large Representative, and Senior Vice-Chair. No more than one-third (1/3) of the voting athlete members may be from the same Group Member. The immediate past chair of the Athletes' Committee shall be an Ex Officio member of the Athletes' Committee with voice but no vote.

North Texas Swimming: Bylaw Detail – Article 7.4.2

FINANCE COMMITTEE

MEMBERS--The members of the Finance Committee shall be the General Chair, the Finance Vice-Chair, the Administrative Vice-Chair, and the Treasurer, three (3) additional nonathlete members appointed by the General Chair with advice and consent of the Board of Directors and a sufficient number of athletes so as to constitute at least twenty percent (20%) of the voting membership of the Committee.¶

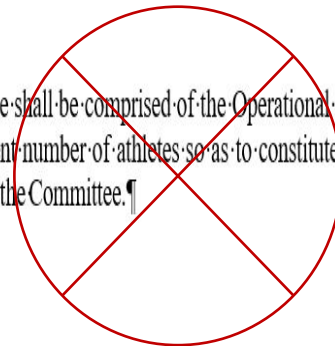
MEMBERS--The members of the Finance Committee shall be the General Chair, the Finance Vice-Chair, the Administrative Vice-Chair, and the Treasurer, with sufficient number of athletes so as to constitute at least twenty percent (20%) of the voting membership of the Committee.¶

North Texas Swimming: Bylaw Detail – Article 7.4.4

OPERATIONAL RISK COMMITTEE

• MEMBERS - The Committee shall be comprised of the Operational Risk Committee Chair, at least four members with a sufficient number of athletes so as to constitute at least twenty percent (20%) of the voting membership of the Committee.¶

• MEMBERS - The Committee shall be comprised of the Operational Risk Committee Chair, at least four members with a sufficient number of athletes so as to constitute at least twenty percent (20%) of the voting membership of the Committee.¶



North Texas Swimming: Bylaw Detail – Article 13

ADMINISTRATIVE REVIEW BOARD

ARTICLE 13
ADMINISTRATIVE REVIEW BOARD



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

NORTH TEXAS SWIMMING, INC. BYLAWS

ARTICLE 1

NAME, OBJECTIVES, TERRITORY AND JURISDICTION

- 1.1 **NAME** - The name of the corporation shall be North Texas Swimming, Inc. (NTSI).
- 1.2 **OBJECTIVES** - The objectives and primary purpose of NTSI shall be the education, instruction and training of individuals to develop and improve their capabilities in the sport of swimming. NTSI 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, USA Swimming, and NTSI and its Articles of Incorporation.
- 1.3 **GEOGRAPHIC TERRITORY** - The geographic territory of NTSI is as set forth in Article 603 of the USA Swimming Rules and Regulations.
- 1.4 **JURISDICTION** - NTSI 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 NTSI'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). NTSI 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** - NTSI shall comply with all agreements between NTSI and USA Swimming.

ARTICLE 2

MEMBERSHIP

- 2.1 **MEMBERS** - The membership of NTSI shall consist of the clubs, organizations and individuals who have registered with NTSI as set forth in the USA Swimming Corporate Bylaws, including the optional categories of seasonal athlete membership, and seasonal club 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, regulations, policies, procedures and code of conduct of NTSI and USA Swimming.
 - .2 **MEMBERSHIP A PRIVILEGE NOT A RIGHT** - Membership in NTSI 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.
- 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 NTSI, 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 NTSI,

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 NTSI House of Delegates.
- 3.2 SANCTION, APPROVAL AND OTHER FEES
- .1 SANCTION AND APPROVAL FEES - The NTSI 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 NTSI Board of Directors may establish a reasonable service charge consistent with the nature of the event.
- .3 PAYMENT - Each applicant for a sanction, approval or observation shall submit with its application the fees and any service charges specified by NTSI. 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 NTSI when due in accordance with NTSI's fee schedule.
- .4 FINES - The NTSI House of Delegates may establish fines for noncompliance with policies adopted by the NTSI House of Delegates and/or the 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 NTSI shall consist of the Group Member Representatives, the Board of Director Members, the Non-Athlete At-Large House Members, and Athlete At-Large House Members appointed.
- .1 GROUP MEMBER REPRESENTATIVES - Each Group Member in good standing shall appoint from its membership Group Member Representatives and one or more alternates for each. The appointment shall be in writing, addressed to the Secretary of NTSI 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 or one or more of its alternates and substitute new Group Member Representatives or new alternates by written notice, addressed to the Secretary of NTSI and signed by the chief executive officer or secretary of the appointing Group Member. Each Group Member shall appoint at least one coach and one athlete to be representatives for that Group Member. The number of representatives allowed for each Group Member shall correspond to the number of registered swimmers for that Group Member, but each Group Member shall always appoint at least one coach representative and one athlete representative. Athlete representatives shall always constitute at least 20% (twenty percent) of the total number of representatives for each Group Member. For example, where two (2) group Member Representatives are appointed, one shall be a coach and one shall be an athlete. The total number of Group Member Representatives for a given quarter shall be determined by the total number of non-seasonal swimmers registered seven (7) days before the end of March, June, September, and December. The following table illustrates how the foregoing rules shall apply by Group Member size.
- 1-49 registered swimmers 2 representatives (coach and athlete)

50-149 registered swimmers	3 representatives (At least 1 coach and 1 athlete)
150-249 registered swimmers	4 representatives (At least 1 coach 1 athlete)
250-349 registered swimmers	5 representatives (At least 1 coach and 2 athletes)
350 or more registered swimmers	6 representatives (At least 1 coach and 2 athletes)

The representatives of any Group Member are not required to be Individual Members of NTSI or USA Swimming.

- .2 BOARD OF DIRECTORS - Board of Director Members as designated in Section 5.
 - .3 NON-ATHLETE AT-LARGE HOUSE MEMBERS - Up to ten (10) 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 constitute at least 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 rights of members of the House of Delegates and of individuals shall be as follows:
 - .1 GROUP MEMBER REPRESENTATIVES, BOARD MEMBERS, AND AT-LARGE HOUSE MEMBERS - Each of the Group Member Representatives, the Board Members, and the At-Large House 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 at the discretion of the presiding officer.
 - 4.5 DUTIES AND POWERS - The House of Delegates shall oversee the establishment of policies, 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, members of the Administrative Review Board, and the committee chairs listed in Articles 6 and 7;
 - .2 Review, modify and adopt the annual budget of NTSI recommended by the Board of Directors;
 - .3 Call regular and special meetings of the House of Delegates;

- .4 Ratify or prospectively modify or rescind policy and program 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 NTSI;
 - .6 Amend the Bylaws of NTSI in accordance with Section 9.3; and
 - .7 Remove from office any persons elected by the House of Delegates (Board Members, members of the Administrative Review Board, or committee chairs) 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.
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- 4.6 ANNUAL AND REGULAR MEETINGS - The annual meeting of the House of Delegates of NTSI shall be held in the spring. Regular meetings of the House of Delegates may be held in accordance with a schedule adopted by the House of Delegates.
 - 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 that meeting. If voting is to take place at the meeting, the Board of Directors must implement reasonable measures to verify that every person voting at the meeting by means of remote communications is sufficiently identified; and keep a record of any vote or other action taken.
 - 4.9 OPEN MEETINGS/CLOSED SESSIONS - House of Delegates meetings shall be open to all members of NTSI. Issues pertaining to personnel, disciplinary action, legal, tax or similar affairs of NTSI shall be deliberated and decided in a closed session which only House of Delegates 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, and committee chairs of NTSI, together with those additional members designated in Sections 5.2 and 5.3:

- .1 General Chair
- .2 Administrative Vice-Chair
- .3 Finance Vice-Chair
- .4 Coach Representative
- .5 Athlete Representatives (2)
- .6 Secretary
- .7 Treasurer
- .8 Senior Vice-Chair
- .9 Age Group Vice-Chair
- .10 Safe Sport Chair
- .11 At-Large Athlete Board Members [as needed]
- .12 Officials Committee Chair
- .13 Diversity, Equity and Inclusion Committee Chair

5.2 AT-LARGE BOARD MEMBERS - A sufficient number of athlete members shall be appointed 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 Representatives). The Athlete At-Large Board Members shall meet the same requirements as the Athlete 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.

5.3 EX-OFFICIO MEMBERS - The following persons shall be ex-officio members of the Board of Directors:

- .1 The Immediate Past General Chair of NTSI, if the Individual Member is in good standing.
- .2 Members of the USA Swimming Board of Directors who are Individual Members in good standing.
- .3 USA Swimming Committee Chairs who are Individual Members in good standing.

5.4 LIMITATIONS -

- .1 No more than 3 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 and Non-Athlete Members.
- .2 No employee of NTSI may serve as a voting member of the Board of Directors.

5.5 VOICE AND VOTING RIGHTS OF BOARD MEMBERS - The voice and voting rights of Board Members and individuals shall be as follows:

- .1 BOARD MEMBERS - Each Board Member shall have both voice and vote in meetings of the Board of Directors and its committees.

- .2 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 NTSI and the House of Delegates during the intervals between meetings of the House of Delegates, except that it shall not remove a Board Member, an Administrative Review 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 NTSI;
- .2 Oversee the conduct by the officers of NTSI of the day-to-day management of the affairs of NTSI;
- .3 Provide advice and consent to appointments proposed by the General Chair as required under these Bylaws or the NTSI Policies and Procedures;
- .4 Cause the preparation and presentation to the House of Delegates of the annual budget of NTSI and make a recommendation to the House of Delegates concerning the approval or disapproval thereof;
- .5 Approve the annual review/audit;
- .6 Call regular or special meetings of the Board of Directors or the House of Delegates;
- .7 Retain such independent contractors and employ such persons as the Board shall determine are necessary or appropriate to conduct the affairs of NTSI;
- .8 Appoint other officers, agents, or committees, to hold office for the terms specified. These appointees shall have the authority and perform the duties as provided in these Bylaws, the NTSI Policies and Procedures 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, or committee the power to appoint any such subordinate officers, agents, or committees and to prescribe their respective terms of office, authorities and duties; and
- .9 Remove from office any Board Members, committee chairs, or committee members of NTSI 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. However, no At-Large Board Member, or committee chair 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 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.
- 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 program established by the House of Delegates shall be determined by a two-thirds vote after at least fourteen (14) 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 less than fourteen (14) days' written notice shall be given to each Board Member for any annual, regular or special meeting of the Board of Directors. (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.

ARTICLE 6
OFFICERS AND DIRECTORS

6.1 OFFICERS - The officers shall be as listed herein and shall be elected by the House of Delegates at its annual meeting, with the General Chair, the Administrative Vice-Chair, the Treasurer, and the Senior Vice-Chair elected in even numbered years; and the Age Group Vice-Chair, the Secretary, and the Finance Vice-Chair elected in odd numbered years.

- .1 General Chair
- .2 Administrative Vice-Chair
- .3 Finance Vice-Chair
- .4 Senior Vice-Chair
- .5 Age Group Vice-Chair
- .6 Secretary
- .7 Treasurer

6.2 OTHER DIRECTORS

.1 ATHLETE REPRESENTATIVES -

Two (2) Athlete 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 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) immediately preceding years, in the program of swimming conducted by NTSI 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 Representative 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 Representatives elected shall be determined by a majority of the athlete members in good standing who are at least 13 years of age, currently competing and actually voting.

.2 COACH REPRESENTATIVE

One (1) Coach Representative shall be elected, in odd years for a two-year term, or until a successor is elected. The election of the Coach Representative shall be conducted via electronic vote and/or at a meeting called for that purpose by the Coach Representative or the Board of Directors, and determined by a majority of the Coach Members in good standing present and voting or, failing that, at a time and place 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.

.3 COMMITTEE CHAIRS/AT LARGE MEMBERS

A. The following committee chairs shall be elected by the House of Delegates:

- a. Safe Sport Chair (elected in even numbered years)

B. The following committee chairs shall be elected as follows:

- a. Officials Committee Chair shall be elected by the Officials Committee in accordance with the NTSI Policies and Procedures.

- C. The following committee chairs/at-large Board members shall be appointed by the General Chair with advice and consent of the Board of Directors:
 - a. Diversity, Equity and Inclusion Committee Chair
 - b. Athlete At-Large Members

6.3 ELIGIBILITY - Only Individual Members of NTSI in good standing 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 years.

.2 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.

.3 CONSECUTIVE TERMS LIMITATION - Except for the Treasurer, no Individual Member who has served two successive terms shall be eligible for re-election or appointment to the same position until a lapse of one term. 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 NTSI 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 OR COACH REPRESENTATIVE OR ANY POSITION ELECTED - In the event of a vacancy or of the permanent incapacity of a person holding the office of Athlete 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 5.6.9 of these Bylaws.

6.11 OFFICERS' POWERS GENERALLY -

- .1 AUTHORITY TO EXECUTE CONTRACTS, ETC. - The General Chair, and Administrative Vice-Chair each may sign and execute in the name of NTSI deeds, mortgages, bonds, contracts, agreements or other instruments duly authorized by the NTSI 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 NTSI Policies and Procedures or by the House of Delegates, the Board of Directors, and the General Chair, the respective division chair, the delegating officer, or these Bylaws.
- .3 DELEGATION - Officers of NTSI 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, and orders of withdrawal or wire transfers shall not be delegated other than by the Board of Directors. Except as otherwise provided in these Bylaws and with the consent of the Board of Directors any officer may delegate any portion of that officer's powers or duties to the paid staff of NTSI. A 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 NTSI shall be deposited to its credit in the banks, trust companies, other 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 NTSI shall be signed by the General Chair, the Treasurer or other officer or officers or agent or agents of NTSI, and in the manner, as shall be determined by the Board of Directors.

ARTICLE 7

DIVISIONS, COMMITTEES

7.1 DIVISIONAL ORGANIZATION AND JURISDICTIONS, STANDING COMMITTEES - The divisions of NTSI shall each be chaired as indicated below with respective duties, jurisdiction and responsibilities described in the NTSI 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 OFFICIALS DIVISION - Officials Committee Chair
- .8 DIVERSITY, EQUITY AND INCLUSION DIVISION – Diversity, Equity and Inclusion Committee Chair

7.2 ELECTED, EX OFFICIO AND APPOINTED CHAIRS

- .1 ELECTED CHAIR - Committee chairs who are not Board members, but are elected by the House of Delegates, a committee or division, are as follows:
 - a. Technical Planning Chair shall be elected by the House of Delegates in odd-numbered years
- .2 EX-OFFICIO CHAIR - Certain other committee chairs are designated ex-officio by virtue of an office currently held.
- .3 APPOINTED CHAIRS - The chairs of all other committees 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 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 NTSI 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 of each committee shall be appointed by the General Chair with the advice of the Senior Athlete 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 STANDING COMMITTEES

- .1 ATHLETES COMMITTEE -
 - A. CHAIR - The Senior Athlete Representative or his/her designee shall be the chair of the committee.
 - B. MEMBERS - The Athletes Committee shall consist of the Athlete Representatives, the Athlete At-Large Board members and Individual members elected by the athletes of each Group Member using the formula of one member of the Athletes' Committee for each 100 (or fraction thereof) athletes registered to that Group member on April 1.
 - C.
 - D. DUTIES - The Athletes' Committee shall have general charge of the business and affairs of the Athletes of NTSI, 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, NTSI, 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 General Chair, the Finance Vice- Chair, the Administrative Vice-Chair, and the Treasurer, three (3) additional nonathlete members appointed by the General Chair with advice and consent of the Board of Directors and a sufficient number of athletes so as to constitute at least twenty percent (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 NTSI'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 NTSI'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 NTSI. If conducted internally, a minimum of three (3) committee members with a sufficient number of athletes to constitute at least 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, and committee chairs and prepare and present a proposed budget for consideration and approval by the Board of Directors and the House of Delegates. The officers, and committee chairs shall 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 -

CHAIR - The chair shall be elected annually by the Governance Committee from among its own members.

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 4 non athletes and a sufficient number of athletes so as to constitute at least twenty percent (20%) of the voting membership of the Committee. Each non-athlete member shall serve a four-year term, staggered so that one-fourth (1/4) of such members are appointed each year and each athlete shall serve a two year term, staggered so that approximately one-half are appointed annually. No more than one-half (1/2) of the Governance Committee members shall be members of the NTSI 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.

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B. 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.

C. DUTIES

- (1) To assist in periodic evaluation of the mission and vision statements and the Bylaws of NTSI;
- (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 procedure 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 officers;
- (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, Administrative Review Board members, or chair positions 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 NTSI membership at least fourteen (14) 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;
- (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

A. CHAIR - The chair shall be the Operational Risk Committee Chair.

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

C. DUTIES - The duties shall be as outlined in the NTSI Policies and Procedures.

.5 OFFICIALS COMMITTEE

- A. CHAIR – The chair shall be the Officials Committee Chair. The chair shall be a member of NTSI, be certified as a Meet Referee, and in good standing.
- B. MEMBERS - The committee shall be comprised of no less than six (6) members elected to a two (2) year term in which one-half to be elected in the even years and one-half in odd years in accordance with the NTSI Policies and Procedures Manual, and a sufficient number of athletes appointed so as to constitute at least twenty percent (20%) of the voting membership of the Committee. All non-athlete members of the Officials Committee must be NTSI certified officials with a minimum of two years' experience.
- C. DUTIES - The duties shall be outlined in the NTSI Policies and Procedures.

.6 DIVERSITY EQUITY & INCLUSION COMMITTEE

- A. CHAIR - The chair shall be the Diversity, Equity and Inclusion Committee Chair.
- B. MEMBERS - The Committee shall be comprised of the Diversity, Equity and Inclusion Committee Chair, and at least four members with a sufficient number of athletes so as to constitute at least twenty percent (20%) of the voting membership of the Committee.
- C. DUTIES - The duties shall be as outlined in the NTSI Policies and Procedures.

7.5 DUTIES OF CHAIRS GENERALLY - The duties of the General Chair, the division chairs, and committee chairs (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 respective division, committee or sub-committee in his or her charge are properly and promptly carried out;
- .3 Appoint such committees or sub-committees 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 NTSI'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 NTSI Policies and Procedures.

7.7 REGULAR AND SPECIAL MEETINGS - Regular and special meetings of committees or sub-committees of NTSI shall be held as determined by the respective Vice-chairs or committee or sub-committee chair.

- 7.8 OPEN MEETING/CLOSED SESSIONS - Meetings of committees and sub-committees, other than a Personnel Committee meeting, shall be open to all members of NTSI. 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 sub-committee 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 a 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 six (6) 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, or committee member becomes vacant or the 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 may delegate a portion of their powers or duties to another officer of NTSI, or to another committee, or subcommittee, or with the consent of the Board of Directors and the Personnel Committee, to the paid staff of NTSI. Notwithstanding any delegation, the ultimate responsibility for the delegated duties and obligations shall remain with the delegator.

- 7.19 APPLICATION TO COMMITTEES AND ADMINISTRATIVE REVIEW BOARD - 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 NTSI Policies and Procedures. These provisions shall also apply to Administrative Review Board meetings but shall not apply to its hearings or deliberations.

ARTICLE 8 ANNUAL AUDIT, REPORTS AND REMITTANCES

NTSI 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 NTSI and USA Swimming. Reports required to be submitted to USA Swimming by NTSI 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 - NTSI 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, NTSI 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 NTSI 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 NTSI 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 NTSI shall inure to the benefit of any private person or any member, officer or director of NTSI.
- 9.3 AMENDMENTS - Any provision of these Bylaws not mandated by USA Swimming may be amended at any meeting of the NTSI 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 - NTSI 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 NTSI shall not inure to the benefit of any private individual, unincorporated organization or corporation, including any member, officer or director of NTSI, 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 NTSI 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 - NTSI 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 NTSI, 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 NTSI 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. NTSI 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, Administrative Review Board member, Group Member Representative, officer, official, coach, committee chair or member, volunteer, employee or agent of NTSI, or is or was serving at the direct request of NTSI as a director, officer, Group Member Representative, meet director, official, coach, committee chair or 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 attorneys' 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 NTSI in advance of the final disposition of such action, suit or proceeding. If doubt exists as to the applicability of an exclusion to NTSI's obligation to indemnify, NTSI 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 NTSI determines that there is reasonable doubt as to such person's ability to make any repayment, NTSI shall not be obligated to make any payments in advance of the final determination. This indemnification shall not be deemed to limit the right of NTSI 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

ROBERT'S RULES - Robert's Rules of Order Newly Revised shall govern NTSI 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 NTSI, the House of Delegates, the Board of Directors or its divisions, committees, etc., may adopt.

ARTICLE 12
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- 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 Texas 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 NTSI shall end on the last day of December.
- 12.3 TAX STATUS; INTERPRETATION OF BYLAWS - It is intended that NTSI 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 sections 170(c)(2), 2055(a)(2) and 2522(a)(2) of the IRS Code, respectively. Similarly, it is intended that NTSI 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 ADMINISTRATIVE REVIEW BOARD

- 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, 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, NTSI has established the Administrative Review Board to hear complaints and appeals regarding administrative matters within NTSI 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, NTSI or the sport of swimming into disrepute. This Article, together with Part Four of the USA Swimming Rules and Regulations, is intended to provide a fair hearing before a group of independent and impartial people. This Article and Part Four of the Rules shall be construed accordingly.
- 13.2 ADMINISTRATIVE REVIEW BOARD ORGANIZATION -
- .1 Establishment - The Administrative Review Board of NTSI shall be independent and impartial.
- .2 Members - The Administrative Review Board shall have at least 3 regular members, with a sufficient number of athlete members 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 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.
- .3 Election; Term of Office; Eligibility -

A. Election - The House of Delegates shall biennially elect regular and alternate members of the

Administrative Review Board:

- B. Term of Office - The term of office shall be two (2) years. Each member and alternate member shall assume office upon election and shall serve until a successor takes office.
- C. Eligibility - Each regular and alternate member of the Administrative Review Board shall be an Individual Member of NTSI and USA Swimming. In no case shall members of the Board of Directors serve on the Administrative Review Board.
- .4 Chair Elected by Board; Other Officers - The Chair of the Administrative Review Board (the "Chair") who must be a regular member, shall be elected biennially by a majority vote of the regular members of the Administrative Review Board. The Chair shall biennially appoint a Vice-Chair and a Secretary of the Administrative Review Board, each of whom must be regular members.
- .5 Meetings - The Administrative Review Board shall meet for administrative purposes as necessary, to elect the Chair, to adopt rules and procedures and to conduct other business as may be helpful or necessary to achieve the purposes of the Administrative Review Board and efficiently exercise its duties and powers. Other meetings may be called by the Chair or any two regular members. When meeting for administrative purposes, Section 7.19 shall apply to the Administrative Review Board.
- .6 Participation Through Communications Equipment - Members of the Administrative Review Board may participate in a meeting or hearing of the Administrative Review Board, and any hearing may be conducted, in whole or in part, 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 these means shall constitute presence in person at such a meeting or hearing.
- .7 Quorum - A quorum for any administrative meeting of the Administrative Review Board shall be fifty percent (50%) of its regular members.
- .8 Resignations - Any regular or alternate member of the Administrative Review Board may resign by submitting a written resignation to the Chair, 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.
- .9 Determination of Vacancy or Incapacity - The determination of when an office becomes vacant or an officer becomes incapacitated shall be in accordance with 6.9.
- .10 Substitutions for Member - In the event that a regular member of the Administrative Review Board is unable or unwilling to promptly act for any reason, recuses herself or himself or is disqualified in any particular circumstance, the Chair (or, if the person so unable or unwilling to act or recused or disqualified is the Chair, the Vice-Chair; or failing that, the General Chair) shall appoint an alternate member to act in the regular member's place in respect of that circumstance.

13.3 GENERAL -

- .1 Administrative Powers - The Administrative Review Board shall have the powers and the duty to:
 - A. administer and conduct the affairs and achieve the purposes of the Administrative Review Board,
 - B. establish policies, procedures and guidelines,
 - C. elect the Chair,
 - D. call regular or special meetings of the Administrative Review Board,retain attorneys, agents and independent contractors and employ those persons which the

- Administrative Review Board may determine are appropriate, necessary or helpful in the administration and conduct of its affairs, and
- E. take such action as may otherwise be appropriate, necessary or helpful in the administration and conduct of its affairs, the achievement of its purposes and the efficient exercise of its duties and powers.
- .2 Rule Making Powers - The Administrative Review Board shall have the power and the duty to promulgate reasonable rules and procedures consistent with the corporation laws of NTSI with respect to any matter within its jurisdiction or appropriate, necessary or helpful in the administration and conduct of its affairs. Such rules and procedures shall have the same force and effect as if they had been adopted as part of these Bylaws.
 - .3 Exercise of Powers and Decisions - Except for authority and power granted to the Chair, the exercise of the authority and powers of the Administrative Review Board and the decision of matters which are the subject of a hearing shall be decided by a majority vote of the Administrative Review Board. The views of any dissenters shall be included in the record of the proceeding if requested by the dissenters. The exercise of the Administrative Review Board's authority and power shall be solely in its discretion and the interests of justice and the sport of swimming.
 - .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.

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 forms. The words "include", "includes" and "including" shall be deemed to be followed by the phrase "without limitation". 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 NTSI 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 NTSI shall be the mail or email address on file with NTSI 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 Texas Secretary of State pursuant to which NTSI was formed.
- .3 ATHLETE REPRESENTATIVE - an Athlete Member elected to represent athletes in the House of Delegates and on the Board of Directors.
- .4 BOARD MEMBER - a member of the Board of Directors, including the At-Large Board Members.
- .5 BOARD OF DIRECTORS - the Board of Directors of NTSI.
- .6 BYLAWS - these bylaws as adopted and amended from time to time by, and in effect for, NTSI.
- .7 COACH REPRESENTATIVE - a Coach Member elected to represent the coaches in the House of Delegates and on the Board of Directors.
- .8 FINA - the Federation Internationale de Natation, the international governing body for the sport of swimming.
- .9 GROUP MEMBER REPRESENTATIVE - an individual appointed to represent a Group Member in the House of Delegates.
- .10 HOUSE OF DELEGATES - the House of Delegates of NTSI as established by Article 4 of these Bylaws.
- .11 IMMEDIATE PAST GENERAL CHAIR - the individual who is the immediate past General Chair of NTSI.
- .12 IRS CODE - the current United States Internal Revenue Code.
- .13 LOCAL SWIMMING COMMITTEE / LSC - NTSI as defined by the USA Swimming Corporate Bylaws.
- .14 MEMBER - a Group Member or an Individual Member.
- .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. 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.

- .16 POLICIES AND PROCEDURES - the principles, rules, and guidelines of NTSI, as amended and adopted by the Board of Directors or the House of Delegates.
- .17 SECTION - a subdivision of the Articles of these Bylaws.
- .18 TERRITORY - the geographic territory over which NTSI has jurisdiction as a Local Swimming Committee.
- .19 USA SWIMMING - USA Swimming, Inc., a Colorado nonprofit corporation which is the national governing body for the United States for the sport of swimming.
- .20 NTSI - the State of Texas not-for-profit corporation to which these Bylaws pertain.

North Texas Swimming, Inc.

Budget vs. Actuals: Budget 2022 - FY22 P&L

January 1, 2022 - October 7, 2022

	TOTAL		
	ACTUAL	BUDGET	% OF BUDGET
Income			
Donations Received		3,000.00	
Meet Surcharges	61,839.00	95,000.00	65.09 %
Miscellaneous Income	525.00		
Rents - Equipment	1,500.00	2,500.00	60.00 %
Sanction Fees	1,625.00	2,500.00	65.00 %
TNT - All Star Meet		15,000.00	
TNT - Open Water Meet		30,000.00	
TNT - Zones team	18,235.00	19,000.00	95.97 %
USA Registration Fees	93,875.52	150,000.00	62.58 %
Total Income	\$177,599.52	\$317,000.00	56.03 %
GROSS PROFIT	\$177,599.52	\$317,000.00	56.03 %
Expenses			
Accounting & Tax Services	4,800.00	3,000.00	160.00 %
Bank Charges	62.00		
Coaches' Rep		500.00	
Contract Labor	1,395.00	5,000.00	27.90 %
Convention - USAS		12,000.00	
Diversity and Inclusion	2,536.00	4,500.00	56.36 %
Dues & Subscriptions	50.00	50.00	100.00 %
Evaluator Fees	4,022.50	3,200.00	125.70 %
Insurance		1,000.00	
Meeting Expenses	215.32	1,500.00	14.35 %
Office Expenses			
Employee & Volunteer Expenses	2,605.72	2,500.00	104.23 %
Employee Recruiting Expenses		600.00	
Office Services	183.99	600.00	30.67 %
Office Supplies	36.89	240.00	15.37 %
Postage	190.75	400.00	47.69 %
Software & Subscriptions	2,941.40	2,360.00	124.64 %
Total Office Expenses	5,958.75	6,700.00	88.94 %
Payment Fees			
PayPal Fees	597.91	750.00	79.72 %
QuickBooks Payments Fees	2,020.38	2,500.00	80.82 %
Total Payment Fees	2,618.29	3,250.00	80.56 %
Payroll Expenses			
Taxes	1,699.85	2,200.00	77.27 %
Wages	22,220.17	34,600.00	64.22 %
Workers Comp	403.62	400.00	100.91 %
Total Payroll Expenses	24,323.64	37,200.00	65.39 %
Repair & Maintenance	3.05	1,500.00	0.20 %
Safe Sport	187.58	1,000.00	18.76 %

North Texas Swimming, Inc.

Budget vs. Actuals: Budget 2022 - FY22 P&L

January - December 2022

	TOTAL		
	ACTUAL	BUDGET	% OF BUDGET
Scholarships Awarded	1,500.00	3,000.00	50.00 %
Taxes & Licenses	-8.00	250.00	-3.20 %
Telephone & Internet	128.17	200.00	64.09 %
TNT Allstars Meet exp		14,000.00	
TNT Open Water Meet exp		40,000.00	
TNT Zones Team Exp	41,640.56	42,750.00	97.40 %
Training & Supplies - Coaches	0.00	4,000.00	0.00 %
Training & Supplies - Officials	226.24	3,300.00	6.86 %
Travel			
Travel - Athlete Reimbursement	114,735.39	105,000.00	109.27 %
Travel - Coach Reimbursement	11,710.48	7,500.00	156.14 %
Travel - LSC Officers	5,924.60	7,500.00	78.99 %
Travel - Meet Official Reimbursement	7,599.55	9,000.00	84.44 %
Total Travel	139,970.02	129,000.00	108.50 %
Total Expenses	\$229,629.12	\$316,900.00	72.46 %
NET OPERATING INCOME	\$ -52,029.60	\$100.00	-52,029.60 %
Other Income			
Interest Income	30.80		
Total Other Income	\$30.80	\$0.00	0.00%
Other Expenses			
Interest Expense		50.00	
Miscellaneous Exp		150.00	
Total Other Expenses	\$0.00	\$200.00	0.00%
NET OTHER INCOME	\$30.80	\$ -200.00	-15.40 %
NET INCOME (Surplus)	\$ -51,998.80	\$ -100.00	51,998.80 %

North Texas Swimming - Proposed Budget Fiscal Year 2023

	2022 Actuals thru 09/30/2022	2022 Fcst 10/1 thru 12/31/2022	2022 Budget	2022 Expected Over/(Under) Budget	Proposed 2023 Budget	Difference 2022 to 2023 Budget	% 2022 to 2023 Budget	
Income								
Donations Received	\$0.00	\$896.00	\$3,000.00	(\$2,104.00)	\$2,000.00	(\$1,000.00)	-33.33%	
Meet Surcharges	\$61,839.00	\$26,745.00	\$95,000.00	(\$6,416.00)	\$90,000.00	(\$5,000.00)	-5.26%	
Miscellaneous Income	\$525.00	\$50.00	\$0.00	\$575.00	\$0.00	\$0.00	0.00%	
Rents - Equipment	\$1,500.00	\$0.00	\$2,500.00	(\$1,000.00)	\$1,500.00	(\$1,000.00)	-40.00%	
Sanction Fees	\$1,625.00	\$650.00	\$2,500.00	(\$225.00)	\$2,400.00	(\$100.00)	-4.00%	
TNT - All Star Meet	\$0.00	\$0.00	\$15,000.00	(\$15,000.00)	\$15,000.00	\$0.00	0.00%	
TNT - Open Water Meet	\$0.00	\$0.00	\$30,000.00	(\$30,000.00)	\$0.00	(\$30,000.00)	-100.00%	Propose eliminating TNT Open Water
TNT - Zones team	\$18,235.00	\$0.00	\$19,000.00	(\$765.00)	\$26,000.00	\$7,000.00	36.84%	Adjusted athlete participation to \$1000
USA Registration Fees	\$93,958.52	\$57,283.00	\$150,000.00	\$1,241.52	\$150,000.00	\$0.00	0.00%	Assumes LSC fees flat
Total Income	\$177,682.52	\$85,624.00	\$317,000.00	(\$53,693.48)	\$286,900.00	(\$30,100.00)	-9.50%	
Expenses								
Accounting & Tax Services	\$4,800.00	\$0.00	\$3,000.00	\$1,800.00	\$2,000.00	(\$1,000.00)	-33.33%	2020 and 2021 AUP billed in same year
Bank Charges	\$62.00	\$0.00	\$0.00	\$62.00	\$0.00	\$0.00	0.00%	
Coaches' Rep	\$0.00	\$0.00	\$500.00	(\$500.00)	\$500.00	\$0.00	0.00%	
Contract Labor	\$1,395.00	\$605.00	\$5,000.00	(\$3,000.00)	\$2,500.00	(\$2,500.00)	-50.00%	
Convention - USAS	\$0.00	\$1,500.00	\$12,000.00	(\$10,500.00)	\$3,000.00	(\$9,000.00)	-75.00%	
Diversity and Inclusion	\$2,536.00	\$0.00	\$4,500.00	(\$1,964.00)	\$4,500.00	\$0.00	0.00%	
Dues & Subscriptions	\$50.00	\$0.00	\$50.00	\$0.00	\$600.00	\$550.00	1100.00%	New higher zones fees
Evaluator Fees	\$4,022.50	\$0.00	\$3,200.00	\$822.50	\$3,200.00	\$0.00	0.00%	
Insurance	\$0.00	\$445.64	\$1,000.00	(\$554.36)	\$500.00	(\$500.00)	-50.00%	
Meetings Exp	\$215.32	\$0.00	\$1,500.00	(\$1,284.68)	\$1,500.00	\$0.00	0.00%	HOD meetings going back to in-person
Office Expenses: Employee / Volunteer	\$2,605.72	\$385.00	\$2,500.00	\$490.72	\$2,000.00	(\$500.00)	-20.00%	
Office Expenses: Employee Recruiting	\$0.00	\$77.13	\$600.00	(\$522.87)	\$300.00	(\$300.00)	-50.00%	
Office Expenses: Services	\$183.36	\$0.00	\$600.00	(\$416.64)	\$300.00	(\$300.00)	-50.00%	
Office Expenses: Supplies	\$36.89	\$0.00	\$240.00	(\$203.11)	\$200.00	(\$40.00)	-16.67%	
Office Expenses: Postage	\$190.75	\$32.65	\$400.00	(\$176.60)	\$300.00	(\$100.00)	-25.00%	
Office Expenses: Software & Subscr.	\$2,941.40	\$546.87	\$2,360.00	\$1,128.27	\$3,600.00	\$1,240.00	52.54%	
Payment Fees: PayPal Fees	\$597.91	\$194.64	\$750.00	\$42.55	\$550.00	(\$200.00)	-26.67%	
Payment Fees: QB Payments Fees	\$2,020.38	\$856.23	\$2,500.00	\$376.61	\$1,200.00	(\$1,300.00)	-52.00%	
Payroll (Employees + Taxes)	\$24,323.64	\$8,398.55	\$37,200.00	(\$4,477.81)	\$34,000.00	(\$3,200.00)	-8.60%	
Repair & Maintenance	\$3.05	\$455.99	\$1,500.00	(\$1,040.96)	\$1,000.00	(\$500.00)	-33.33%	
Safe Sport	\$187.58	\$132.09	\$1,000.00	(\$680.33)	\$500.00	(\$500.00)	-50.00%	
Scholarships Awarded	\$1,500.00	\$1,000.00	\$3,000.00	(\$500.00)	\$3,000.00	\$0.00	0.00%	
Swim Camps Exp	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	
Taxes & Licenses	(\$8.00)	\$275.00	\$250.00	\$17.00	\$300.00	\$50.00	20.00%	
Telephone & Internet	\$128.17	\$71.83	\$200.00	\$0.00	\$200.00	\$0.00	0.00%	
TNT Allstars Meet exp	\$0.00	\$0.00	\$14,000.00	(\$14,000.00)	\$14,000.00	\$0.00	0.00%	
TNT Open Water Meet	\$0.00	\$0.00	\$40,000.00	(\$40,000.00)	\$0.00	(\$40,000.00)	-100.00%	Propose eliminating TNT Open Water
TNT Zones Team Exp	\$41,640.56	\$0.00	\$42,750.00	(\$1,109.44)	\$42,750.00	\$0.00	0.00%	
Training & Supplies - Coaches	\$0.00	\$0.00	\$4,000.00	(\$4,000.00)	\$2,000.00	(\$2,000.00)	-50.00%	
Training & Supplies - Officials	\$226.24	\$251.64	\$3,300.00	(\$2,822.12)	\$3,300.00	\$0.00	0.00%	
Travel: Athlete Reimbursement	\$114,135.39	\$11,500.00	\$105,000.00	\$20,635.39	\$125,000.00	\$20,000.00	19.05%	
Travel: Coach Reimbursement	\$11,710.48	\$2,500.00	\$7,500.00	\$6,710.48	\$14,000.00	\$6,500.00	86.67%	
Travel: Meet Official Reimbursement	\$6,696.11	\$2,500.00	\$9,000.00	\$196.11	\$14,000.00	\$5,000.00	55.56%	
Travel: LSC Officers	\$5,924.60	\$0.00	\$7,500.00	(\$1,575.40)	\$6,000.00	(\$1,500.00)	-20.00%	
Total Expenses	\$228,125.05	\$31,728.26	\$316,900.00	(\$57,046.69)	\$286,800.00	(\$30,100.00)	-9.50%	
Net Operating Income	(\$50,442.53)	\$53,895.74	\$100.00	\$3,353.21	\$100.00	\$0.00		
Other Income								
Interest Income	\$30.80	\$13.00	\$50.00	(\$6.20)	\$50.00	\$0.00		
Total Other Income	\$30.80	\$13.00	\$50.00	(\$6.20)	\$50.00	\$0.00		
Other Expenses								
Interest Expense	\$0.00	\$0.00	\$50.00	(\$50.00)	\$50.00	\$0.00		
Miscellaneous Expense	\$0.00	\$0.00	\$150.00	(\$150.00)	\$100.00	(\$50.00)		
Total Other Expenses	\$0.00	\$0.00	\$200.00	(\$200.00)	\$150.00	(\$50.00)		
Net Other Income	\$30.80	\$13.00	(\$150.00)	\$193.80	(\$100.00)	\$50.00		
Net Income	(\$50,411.73)	\$53,908.74	(\$50.00)	\$3,547.01	\$0.00	\$50.00		

USA SWIMMING
RULES & REGULATIONS COMMITTEE

**ACTIONS TAKEN ON 2022 PROPOSED LEGISLATION
BY USA SWIMMING HOUSE OF DELEGATES**

Prepared by Derek Paul (Chair),

Herb Schwab (Secretary)

September 24, 2022

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

R-1	ADOPTED	Effective Immediately
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Location: Page 15: OFFICIAL GLOSSARY

2-YEAR ATHLETE – an athlete who has been actively engaged in 24 months prior to election/selection in a USA Swimming-sanctioned competition (as defined by the USA Swimming Athletes' Advisory Council and approved by the USA Swimming Athlete Representation Working Group [as defined in the USOPC Bylaws]), which may include events that categorize entrants in age restricted classifications.

R-2	ADOPTED	Effective January 1, 2023
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Location: Page 35: 102.10.3 Officials

102.10

.3 With the exception of development, intra-squad and dual meets, there ~~should~~ shall 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
- 1 Starter
- 3 Timers per lane (one minimum if automatic equipment with touchpads is used)
- 1 Clerk of Course (if applicable)
- 1 Place Judge (2 are preferred)
- 2 Stroke Judges and 2 Turn Judges or 2 Stroke and Turn Judges
- Relay Take-off Judges (if applicable)
- 1 Administrative Official
- 1 Announcer (if applicable)
- Timing Equipment Operators (as needed)
- 2 Marshal(s) (number determined by LSC), with at least one of each gender

R-3	ADOPTED	Effective January 1, 2023
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Location: Page 35: 102.10.4 Officials

102.10

.4 At development, dual and intra-squad meets, there shall be no fewer than the following officiating positions filled or approved by the LSC in authority for all swim meets and time trials.

- 1 Referee, who may also act as a stroke and turn judge
- 1 Starter
- 1 Other Stroke and Turn Judge
- 1 Announcer (if applicable)
- 3 Timers per lane (one minimum if automatic equipment with touchpads is used)
- 1 Administrative Official
- 1 Place Judge
- Relay Take-off Judges (if applicable)

Timing Equipment Operators (as needed)
2 Marshal(s) (number determined by LSC), with at least one of each gender

R-4	ADOPTED	Effective Immediately
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Location: Page 38: 102.16 Recorder of Records

~~102.16 RECORDER OF RECORDS~~ — Shall obtain from the Administrative Official all times made in each event, including preliminaries and finals, shall have proper application forms and shall duly process all record claims as set forth in Article 104.

R-5	DEFEATED
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Location: Page 52: 103.23 (new) Start Lights

103.23 /NC/ START LIGHTS – For swimmers who are deaf or hard of hearing, a starting light shall be placed within the swimmer's lane boundaries at the starting platform to be visible to the swimmer on the platform.

R-6	ADOPTED	Effective Immediately
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Location: Pages 53-56: Article 104 Rules for Swimming Records

ARTICLE 104 RULES FOR SWIMMING RECORDS

104.1 WORLD RECORDS

.1 [No changes]

.2 All claims shall be sent by facsimile transmission immediately following the performance to USA Swimming the National Headquarters. Supporting evidence must be filed on official FINA World Record application forms, which must be submitted to the Executive Director of FINA in the National Headquarters within 14 24 days after the following performance. Responsibility for this filing shall rest with the ~~meet recorder of records, official scorer, or LSC Records Chair~~ Meet and/or Administrative Referee.

104.2 USA SWIMMING RECORDS

.1 General Requirements and Conditions for Records

A. [No changes]

B Record times registered by automatic equipment shall be ~~submitted~~ in hundredths of a second (two decimal places). If first place times are tied to a hundredth of a second, the results shall be declared to be a tie and the record shall be shared by each swimmer.

C No record shall be considered ~~which is applied for by or through~~ that results from a meet sanctioned by a conference, league, LSC, allied member, or organizational member whose rules governing performance do not conform to Parts One, Two and Seven of USA Swimming Rules & Regulations unless such swim is observed in accordance with 202.8.

~~**Exception:** When such rules do not conform to these rules but performance by the swimmer is claimed to conform to them, application may be made to the President/CEO (or his/her designee), for consideration. Such application must be supported by documentary or other evidence of performance as may be requested.~~

D For LSC and local records only, unless prohibited by the LSC, the Referee, if requested, for the purposes of recording record attempts at an initial distance for an individual event or for the lead-off leg of a relay, may for any lane:

(1) Permit the use of ~~the split function of digital manual watches where all three official lane timers on the lane are using digital watches with split functions~~ split times recorded by a fully automatic timing system, or

(2) Assign three (3) additional official timers to the lane to time the record attempt.

Note: Performances in this category require the swimmer(s) to complete the full distance of the scheduled event in compliance with applicable rules including a legal finish at the initial distance.

E-F [No changes]

.2 American and United States Open Records

A-B [No changes]

C Special Requirements and Conditions

(1) Lead-off legs/initial distances of mixed gender relays shall not count for American or U.S. Open records.

(2) American Records established outside of the United States shall be applied for on official record application forms. When an American Record results from a World Record performance outside the United States, it shall be accepted as such upon formal approval by FINA without further certification.

(3) When a record is claimed, an official record application form shall be filled out, signed by the designated officials, and transmitted to USA Swimming Headquarters with all supporting data, including official meet results and official measurement of the lane(s) the primary printout tape for the automatic timing equipment, within 14 days after the performance. Record applications will not be accepted unless certification of course length accompanies them.

(4) Pool Certification

~~(a) Record applications will not be accepted unless certification of course length accompanies them or is on file with USA Swimming.~~

~~(b) Pool certification shall be reported on the standard form available from the President/CEO.~~

~~(c) Certification data need only be filed once unless structural changes have occurred since original certification.~~

(45) Pool Measurement

[(a) – (b)] No changes

(c) Where a moveable bulkhead is used, course measurement of the lane in which the record was set must be confirmed at the conclusion of the session during which the time was achieved and submitted by the meet referee to USA Swimming.

~~(56) Pending records claims properly documented and approved by the Times & Recognition Committee Chair (or his/her designee) shall be approved upon approval by USA Swimming and shall be declared effective immediately.~~

~~(67) American and United States Open Records established at the USA Swimming National Championships, the U.S. Open, any World Cup event sponsored by USA Swimming, and at events conducted by FINA, shall, upon receipt of final official results, and proper completion of pool certification, and approval by the Times & Recognition Committee Chair (or his/her designee) be declared effective immediately unless a faster claim is pending.~~

~~(8) Record claims not previously accepted and declared effective under (6) and (7) above shall be considered by the Program & Events Coordinator (or his/her designee) for recommendation and acceptance. Applications ruled incomplete may be reconsidered by the Times & Recognition Committee Chair (or his/her designee) and final action recommended to the Board of Directors.~~

~~(79) Swimmers who establish a record shall be presented with a certificate signed by the Board Chair of USA Swimming and the President/CEO (or his/her designee).~~

.3 National Age Group Records

A Requirements

(1) [No changes]

(2) Times ~~submitted for~~ uploaded that are Age Group records must comply with all the requirements of the National Age Group Recognition Program as listed in 205.9.

B Reporting — When an ~~listed~~ Age Group record is ~~reported~~ bettered, an official Age Group Record Application Form (~~provided by Headquarters to the LSC and~~ posted on the USA Swimming website) shall be filled out, signed by the designated officials, and transmitted along with proper completion of pool measurement within thirty (30) days. ~~The swimmer's representative shall be responsible for initiating the record validation and reporting procedures established by the Times & Recognition Committee Chair (or his/her designee).~~

C Recognition — Upon confirmation of a National Age Group Record by USA Swimming including receipt of the record application and proper completion of pool measurement, a certificate of record achievement will be sent to all swimmers and members of relays whose time meets or betters the current National Age Group Record.

(.4 -.5) [No changes]

R-7	WITHDRAWN
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Location: Page 58: 105.3 Figure 1 Deaf or Hard of Hearing

Figure 1: FORWARD START

A-D [No changes]

E. Turn palm up and slowly raise the arm overhead – signal to “stand up”

R-8	ADOPTED	Effective Immediately
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Location: Page 58: 105.3 Figure 1 Deaf or Hard of Hearing

Figure 1: FORWARD START

A [No changes]

B. Arm overhead – “long whistle” – swimmer steps onto starting block

C-D [No changes]

E. Arm raised overhead with palm up (at any time after C. [“Take Your Mark”] and prior to D. [starting signal] – swimmer released from “take your mark” command)

R-9	WITHDRAWN
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Location: Page 58: 105.3 Figure 2 Deaf or Hard of Hearing

Figure 2: BACKSTROKE START

A-E [No changes]

F. Turn palm up and slowly raise the arm overhead – signal to “relax”

R-10	ADOPTED	Effective Immediately
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Location: Page 58: 105.3 Figure 2 Deaf or Hard of Hearing

Figure 2: BACKSTROKE START

A. [No changes]

B. Arm overhead – “long whistle” – swimmer enters water; drop arm to side while swimmer enters water

C-E [No changes]

F. Arm raised overhead with palm up (at any time after D. [“Take Your Mark”] and prior to E. [starting signal] – swimmer released from “take your mark” command)

R-11	DEFEATED
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Location: Page 58: 105.3.1 Deaf or Hard of Hearing

105.3 DEAF OR HARD OF HEARING

.1 Swimmers who are deaf or hard of hearing require a visual starting signal, i.e., a strobe light and/or Starter’s arm signals. ~~The Referee may reassign lanes within the swimmer’s heat, i.e., exchanging one lane for another, so that the strobe light or Starter’s arm signal can more readily be seen by the swimmer who is deaf or hard of hearing.~~ Standard Starter’s arm signals are shown in Figures 1 and 2. A recall rope is required in the event of a recall, provided the meet host is notified by the entry deadline that a swimmer who is deaf or hard of hearing will be participating.

R-12	DEFEATED
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Location: Page 58: 105.3.3 Deaf or Hard of Hearing

105.3.1-.2 [No changes]

.3 When a swimmer who is deaf or hard of hearing is entered in a meet, the arm signals described in 105.3 shall be implemented by the Starter during the entire event in which the swimmer who is deaf or hard of hearing is entered.

R-13	DEFEATED
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Location: Page 58: 105.3.4 Deaf or Hard of Hearing

105.3.1-.2 [No changes]

.4 Personal Assistant – A Personal Assistant as specified by Article 105.1.3C may be positioned on the pool deck, in a position determined together by the Meet Referee and the swimmer who is deaf or hard of hearing for the purpose of conveying all or part of the start commands or communicating other directions. This shall not take the place of the Starter completing the hand signals at the Start end of the pool.

R-14	DEFEATED
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Location: Page 59: 105.5.2 Physical Disabilities

105.5 PHYSICAL DISABILITIES

.1 [No changes]

.2 **Stroke/Kick** – In judging the stroke or kick of a swimmer with a physical disability, the Referee and Stroke & Turn Judge should follow the general rule that: if a part of the body is absent or cannot be used, it is not judged; a necessary stroke or kick accommodation may be applied by the meet referee if it is used during the stroke or kick, it should be judged in accordance with

the USA Swimming Rules & Regulations. All other body parts shall be judged in accordance with the USA Swimming Rules & Regulations.

Judgments should be made based on the actual rule – not on the swimmer's technique. For example, the breaststroke of a swimmer with one arm or leg shorter than the other, may have a non-symmetrical stroke or kick, but as long as the arm or leg action is simultaneous, it would meet that portion of the rule. No flotation devices should be permitted.

.3-.4 [No changes]

R-15	WITHDRAWN
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Location: Page 62: 202.4 Requirements for Sanction

202.4.1-.10 [No changes]

.11 No sanction for domestic competition will be issued without a written quality control system that has been approved by the U.S. Center for SafeSport. USA Swimming shall provide a model written quality control system approved by the U.S. Center for SafeSport, which shall serve as the default for any meet host that fails to establish its own written quality control system.

.12 **A-N** [No changes]

O. The following statement: "A quality control system has been implemented to ensure that individuals who are ineligible for participation are unable to participate in this competition. This includes, without limitation, individuals listed on the U.S. Center for SafeSport's Centralized Disciplinary Database, USA Swimming's List of Individuals Permanently Suspended or Ineligible for Membership, USA Swimming's List of Individuals Suspended or Ineligible – Specific Date, and all adult members (defined by the SafeSport Code for the Olympic and Paralympic Movement as 18 years and over) of USA Swimming who have not completed athlete protection education as required by the U.S. Center for SafeSport."

[re-number remaining]

R-16	ADOPTED	Effective January 1, 2023
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Location: Page 63: 202.4.11 Requirements for Sanction

202.4.11

A-M [No changes]

N. A description of the medical supervision (e.g., lifeguards, EMT, AED device, etc.) available to athletes participating in the meet.

[re-number remaining]

R-17	ADOPTED/AMENDED	Effective Immediately
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Location: Page 69: 203.3 Representation

203.3 For a swimmer to represent a USA Swimming club in a competitive event, ~~one hundred twenty (120) sixty (60)~~ consecutive days must have elapsed before the swimmer is permitted to represent any other USA Swimming club in USA Swimming open competition. The ~~420~~60-day count shall begin on the day following the last date the athlete represented a USA Swimming club in open competition.

R-18	ADOPTED/AMENDED	Effective Immediately
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Location: Page 70: 203.9.2 Representation

203.9

.1 [No changes]

.2 A swimmer who has competed for an organization within a foreign federation must provide official documentation from that federation confirming his/her last day representing that organization in competition. ~~Sixty One hundred twenty (120(60))~~ consecutive days must elapse after a swimmer represents any organization before he/she can represent a USA Swimming club. If documentation is not provided at the time of registration, the ~~sixty one hundred and twenty (120(60))~~ days will commence from the date of registration. Foreign swimmers who are competing for a secondary school, college or university shall be automatically released, in accordance with 203.4.

R-19	ADOPTED	Effective Immediately
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Location: Page 78: Article 207.6.2 Qualifying Time Standards

207.6 QUALIFYING TIME STANDARDS

[.1] No Changes

.2 The Senior Development Committee shall develop, ~~one (1) year~~ ten (10) months in advance, the qualifying time standards for all National Championship/U.S. Open Championships, Junior National Championships, and Futures Championships. Once approved by the committee, time standards will be announced and made available to the membership. Qualifying time standards shall be specified in hundredths of a second, with nine one-hundredths being the constant.

R-20	ADOPTED	Effective Immediately
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Location: Pages 93-101: Articles 401.1-410.5 Hearings and Appeals

**PART FOUR
HEARINGS AND APPEALS**

**ARTICLE 401
GENERAL**

~~401.1 As a voluntary membership organization, where membership is a privilege and not a right, USA Swimming and the U.S. Center for SafeSport may censure, enjoin, place on probation, suspend for a definite or indefinite period of time with or without terms of probation, fine, or expel any member of USA Swimming, including any athlete, coach, manager, official, and member of any committee, as well as any person participating in any capacity in the affairs and/or attending activities of USA Swimming, the Zones or LSCs, whether such person is a member of USA Swimming or not (a "Participating Non-Member"), who has violated any of its rules or regulations, or who aids, abets, and encourages another to violate any of its rules or regulations, or who has acted in a manner which brings disrepute upon USA Swimming, the Zone, the LSC or the sport of swimming. USA Swimming may also conduct hearings on any matter affecting USA Swimming as the National Governing Body for swimming. For the purposes of Part Four, the term "days" shall mean calendar days; in the event that an applicable time period ends on a Saturday, Sunday, or any other day which is a national holiday on which United States Postal Service regular postal delivery is not available (collectively, a "Non-Business Day"), such time period shall be extended to the next day which is not a Non-Business Day.~~

**ARTICLE 402
BOARD OF REVIEW MEMBERSHIP**

~~402.1 — NATIONAL BOARD OF REVIEW —~~ The Chair and one or more Vice Chair(s) of the National Board of Review shall be appointed by the Board Chair, with the advice of the Secretary & General Counsel. The term of the Chair and Vice Chair(s) shall

~~be two years with a limit of five (5) full terms each may serve. Each case submitted to the National Board of Review shall be assigned by the Chair of the National Board of Review to a panel consisting of members of the National Board of Review Committee, unless conflicts or other reasons require panel members who are not members of such Committee. Each hearing panel shall consist of not fewer than three (3) members and not more than five (5) members, with a sufficient number of eligible athlete representatives so as to satisfy the requirement that such athletes constitute one-third (33.3%) of the hearing panel, to hear and decide the case. The appointment of any member to a hearing panel who is not a member of the National Board of Review Committee shall be confirmed by the Board Chair and the Secretary & General Counsel.~~

ARTICLE 403 JURISDICTION

403.1 — JURISDICTION OF THE NATIONAL BOARD OF REVIEW

- ~~.1 — **Original and Exclusive Jurisdiction** — The National Board of Review has original and exclusive jurisdiction to hear:~~
 - ~~A — Any complaint involving athletes or other members of USA Swimming from more than one Zone and/or one or more Participating Non-Members either residing within more than one Zone (if more than one Participating Non-Member) or within a different Zone from the athlete(s) or other USA Swimming member(s); or~~
 - ~~B — Any complaint involving athletes or other members, or Participating Non-Members, during a national or international event; or~~
 - ~~C — Any complaint under 304.3.1 through 304.3.12 against any member of USA Swimming, including any athlete, coach, manager, official, member of any committee, or a Participating Non-Member; or~~
 - ~~D — Any complaint initiated by USA Swimming, which shall be prosecuted by and may be appealed by the President/CEO; or~~
 - ~~E — Any complaint under 304.3.14 that is not heard pursuant to the U.S. Center for SafeSport's SafeSport Practices and Procedures for the U.S. Olympic and Paralympic Movement.~~
 - ~~F — Any appeal initiated pursuant to adverse action taken by the USA Swimming Board of Directors against an LSC for alleged violations of an LSC Affiliation Agreement.~~
 - ~~G — Any appeal initiated pursuant to adverse action taken against an athlete for alleged violations of the applicable USA Swimming Honor Code.~~
- ~~.2 — **Discretionary Jurisdiction**~~
 - ~~A — Upon a majority vote of the USA Swimming Board of Directors, the National Board of Review may be assigned exclusive and immediate jurisdiction at any stage of any matter within the purview of this Article 403 when, in its sole discretion, the best interests of USA Swimming shall be served thereby, or when compliance with regular USA Swimming or Zone procedures would not be likely to produce a sufficiently early decision to do justice to the affected parties.~~
 - ~~B — If discretionary jurisdiction is so assigned, the National Board of Review shall comply in every instance with all requirements of procedural due process as set forth in these Rules and Regulations. The National Board of Review may set such procedural time limitations as it may deem necessary in order to reach a decision, which shall do justice to the affected parties under particular circumstances.~~
 - ~~C — The National Board of Review may assess fees and costs against any party other than USA Swimming or any Committee thereof.~~

403.2 — JURISDICTION OF THE U.S. CENTER FOR SAFESPORT

- ~~.1 — **Original and Exclusive Jurisdiction** — The U.S. Center for SafeSport has original and exclusive jurisdiction to hear any complaint under 304.3.14 against any member of USA Swimming, including any athlete, coach, manager, official, member of any committee, or a Participating Non-Member, involving (a) sexual misconduct; or (b) any other prohibited conduct that is reasonably related to an underlying allegation of sexual misconduct.~~
- ~~.2 — **Discretionary Jurisdiction** — The U.S. Center for SafeSport has discretionary jurisdiction to hear any complaint under 304.3.3 upon a request made by USA Swimming.~~
- ~~.3 — **U.S. Center for SafeSport Practices and Procedures** — For any matter heard pursuant to 403.2, the U.S. Center for SafeSport's SafeSport Practices and Procedures for the U.S. Olympic and Paralympic Movement shall apply.~~

ARTICLE 404 AUTHORITY OF BOARD OF REVIEW

404.1 — NATIONAL BOARD OF REVIEW — The National Board of Review shall have the power and authority to do the following:

- ~~.1 — Impose and enforce penalties for any violation of the rules and regulations, administrative or technical, of USA Swimming;~~
- ~~.2 — Determine the eligibility and right to compete of any athlete;~~

- ~~.3 Vacate, modify, sustain, reverse or stay any decision or order properly submitted on appeal, or remand the matter for further action;~~
- ~~.4 Investigate any election impropriety or cause for removal of a national officer or national committee member and take corrective action;~~
- ~~.5 Interpret any provision of the rules and regulations of USA Swimming with the exception of the technical rules (Parts One and Seven);~~
- ~~.6 Review any revocation, suspension, reinstatement of membership or challenge the granting or denial of membership; and~~
- ~~.7 Issue such interim orders, prohibitory or mandatory in nature, as may be necessary pending a final decision of the Board.~~

ARTICLE 405

PROCEDURES FOR FILING AND INVESTIGATION OF NATIONAL BOARD OF REVIEW COMPLAINTS

405.1 FILING COMPLAINTS — All complaints within the exclusive jurisdiction of the National Board of Review as set out in 403.1.1A through E above shall set forth the allegations and be filed with the President/CEO of USA Swimming (or his/her designee), who shall promptly perform an initial inquiry and, as appropriate, initiate an investigation of the matter as set forth below.

405.2 INVESTIGATION OF COMPLAINTS

- ~~.1 In those matters occurring during the course of an international meet, the National Team Steering Chair (or his/her designee) shall make the investigation and report.~~
- ~~.2 In those matters occurring during the course of a national or regional event, the Program & Events Coordinator (or his/her designee) shall make the investigation and report.~~
- ~~.3 In those matters involving allegations of physical abuse of an athlete by a coach, a committee of three coaches appointed by the Board Chair of USA Swimming shall make a determination with such investigative assistance by the President/CEO (or his/her designee) as the committee may request and report as to whether the coach's conduct is outside the customary and acceptable bounds of coaching. In the event such matters are referred to and heard by the U.S. Center for SafeSport, the U.S. Center for SafeSport's SafeSport Practices and Procedures for the U.S. Olympic and Paralympic Movement shall apply.~~
- ~~.4 In all other matters, the President/CEO (or his/her designee) shall make the investigation and report.~~

405.3 DISPOSITION AFTER INVESTIGATION — After the initial investigation has been completed, the President/CEO (or his/her designee) may decide to initiate a complaint in the name of USA Swimming by filing the complaint with the Chair of the National Board of Review and requesting that a hearing on the complaint be conducted. Any decision of the President/CEO (or his/her designee) not to forward a complaint to the National Board of Review shall be reviewed by the Board Chair of USA Swimming for a final decision. The President/CEO (or his/her designee) may also seek an emergency hearing as set forth in 405.4 below. If the President/CEO (or his/her designee) does not decide to initiate a complaint in the name of USA Swimming, then the President/CEO (or his/her designee) may (i) cause further investigation to be conducted into the alleged violations; (ii) seek to mediate the complaint; or (iii) advise the complaining party that, while USA Swimming will not initiate a complaint in its own name, the complaining party may still file his/her complaint directly with the Chair of the National Board of Review. If the complaining party chooses to go forward with the complaint, the Chair of the National Board of Review may then decide to either assign the matter for hearing or dismiss the complaint.

405.4 EMERGENCY HEARING — After the initial investigation has been completed and upon the request of the President/CEO (or his/her designee) in accordance with 405.3 above, the Chair of the National Board of Review may order an emergency hearing before the National Board of Review to determine if the member should be suspended pending the outcome of a full hearing before the National Board of Review. If an emergency hearing is ordered, the National Board of Review shall conduct the hearing and publish its results within twenty one (21) days. Until such time as the National Board of Review makes a decision, all proceedings shall be confidential and not subject to disclosure to anyone other than the parties to the review and witnesses.

ARTICLE 406

NATIONAL BOARD OF REVIEW HEARINGS AND PROCEDURES

406.1 PETITION — Matters under the original jurisdiction of the National Board of Review shall be instituted by a written complaint served upon the President/CEO (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 President/CEO (or his/her designee) shall send a Petition together with the results of the investigation to the Chair of the National Board of Review.

406.2 — NOTICE OF HEARING — The Chair shall set a hearing date, which shall be not less than forty five (45) nor more than sixty (60) days from the date of issuance of the Notice of Hearing. The Notice of Hearing shall include the following:

- .1 — The name of the Respondent(s);
- .2 — A statement of charges, which shall be set forth in sufficient detail to give the Respondent(s) reasonable notice of the charges and the facts supporting the charges;
- .3 — The name of the Petitioner(s);
- .4 — The date the Response is due;
- .5 — The date, time and place (or the fact that the hearing shall be conducted by conference call) of the hearing;
- .6 — The names of the members of the National Board of Review Panel;
- .7 — The possible penalties;
- .8 — The right of appeal and the time limit to file for an appeal; and
- .9 — Any other general information, including the right to be represented by counsel, to have witnesses testify, and to submit any and all evidence which is relevant to the issues.

406.3 — RESPONSE — The Chair shall deliver the Notice of Hearing, together with a copy of the Petition received by the President/CEO (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 President/CEO of USA Swimming (or his/her designee) and the Petitioner(s) or its counsel.

406.4 — REPLY — The Petitioner(s) shall have ten (10) days from the date of delivery of the Response to submit a written Reply. The Reply shall be delivered to the Chair, the President/ CEO of USA Swimming (or his/her designee) and the Respondent(s).

406.5 — TIME LIMITS — Upon showing of good cause, the Chair may decrease or increase the time limits for any of the foregoing.

406.6 — HEARING

- .1 — For hearings conducted other than through the receipt of written statements, the National Board of Review shall cause a recording or transcription to be made of the proceedings.
- .2 — The hearing may proceed in the absence of any party who fails to be available at the appointed time and judgment shall not be reached merely because of the person's absence. If the National Board of Review determines that the hearing cannot proceed without the absent party, the National Board of Review may adjourn the hearing and reschedule it for such time as the absent party can be present.
- .3 — The hearing shall be opened by the recording of the place, time and date of the hearing, and the presence of the National Board of Review panel members, parties, counsel, if any, and any other witnesses or observers.
- .4 — Each party may then present an opening statement setting forth generally the party's view of the issues in dispute, the relief sought and what they hope to prove by the presentation of evidence.
- .5 — Petitioner may then present his/her claims, proofs, and witnesses, who shall be subject to cross-examination by the other party. Respondent may then present his/her claims, proofs, and witnesses, who shall also be subject to cross-examination by the other party.
- .6 — Petitioner(s) may then be allowed an opportunity to rebut any testimony or evidence presented by the Respondent(s) after the Respondent's presentation.
- .7 — The National Board of Review panel may question any person at any time. The National Board of Review panel has the discretion to vary these procedures, but shall afford all parties a full and equal opportunity to present any material or relevant evidence.
- .8 — Upon the request of either party or the determination of the National Board of Review panel, the hearing may be closed or the witnesses sequestered.

406.7 — DECISION — A decision may be rendered by the National Board of Review panel at the time of the hearing and reduced to writing within five (5) days in which event a written decision shall be delivered to the parties within seven (7) days after the hearing. Otherwise, the National Board of Review panel shall reach a decision as soon as administratively practicable (but not more than twenty-one (21) days after the conclusion of the hearing) and shall deliver the written decision within seven (7) days thereafter. The written decision shall set forth the right of appeal.

406.8 — STAY — The National Board of Review shall have the authority to stay the enforcement of its decision during the time allowed for appeal, with the decision going into effect automatically if no appeal is perfected during the allowable period.

406.9 — DELIVERY — The delivery of all Notices of Hearing to Respondent(s) and all final Decisions to the non-prevailing party(ies) shall be by overnight express delivery. Delivery of all other pleadings, orders and communications may be by electronic mail or other means, as directed by the Chair of the National Board of Review. For purposes of a National Board of Review proceeding, notice is sufficiently given for documents that are to be transmitted by overnight delivery when they are placed with an overnight carrier and directed to the last address on file with USA Swimming. Notice is sufficiently given for documents that may be transmitted by electronic mail if directed to the electronic mail address on file with USA Swimming or provided in the course of the proceedings.

ARTICLE 407

APPEAL FROM NATIONAL BOARD OF REVIEW TO BOARD OF DIRECTORS

407.1 — PROCEDURE

- .1 — Any real party in interest, including any officer of USA Swimming or the President/CEO (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 President/CEO (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.
- .3 — The Petition shall set forth the grounds for appeal, including both factual and legal allegations of error in any earlier proceeding.
- .4 — Unless the Board of Directors by majority vote decides otherwise, the review by the Board of Directors shall be on the basis of the record and written briefs and shall not be a *de novo* hearing. The Secretary & General Counsel may establish a hearing panel consisting of at least five (5) members (all of whom must be members of the Board of Directors and at least one-third (33.3%) of whom must be 10 Year Athlete representatives) to hear any appeal, including appeals conducted as *de novo* hearings. The decision of the hearing panel shall be final with the same force and effect as if the full Board of Directors heard the matter.
- .5 — The USA Swimming Board of Directors may assess fees and costs against the losing party.

ARTICLE 408

CONFIDENTIALITY

408.1 — Hearings conducted before the National Board of Review or the Board of Directors regarding alleged Code of Conduct violations shall be closed to the public.

408.2 — All investigations conducted by the President/CEO (or his/her designee) regarding alleged Code of Conduct violations and all proceedings before the National Board of Review and the Board of Directors regarding alleged Code of Conduct violations shall be and remain confidential until the National Board of Review, or Board of Directors if an appeal is filed, has rendered its final decision, except:

- .1 — Information that is necessary to disclose in the course of an investigation to witnesses and other appropriate parties;
- .2 — Information disclosed pursuant to subpoena or court order;
- .3 — Information disclosed to complaining parties or victims;
- .4 — Information disclosed by USA Swimming in response to disclosures by other parties or witnesses in the proceeding; and
- .5 — Information disclosed to law enforcement.

For the purposes of this Article 408.2, a decision shall be considered final when either: (i) the National Board of Review has rendered its final decision and the 30 day appeal period has run without an appeal being filed; or (ii) a party has appealed the decision of the National Board of Review to the Board of Directors and the Board of Directors has rendered its final decision on such appeal.

408.3 — USA Swimming shall also disclose information, including, but not limited to, the initiation of a National Board of Review proceeding and its outcome, to a member club, LSC or Zone where an employee or volunteer of such club, LSC or Zone has been alleged in a complaint to have violated the Code of Conduct.

408.4 — A redacted summary of each final Decision of the National Board of Review and Board of Directors that includes a finding of a violation of the Code of Conduct may be published at the discretion of USA Swimming.

ARTICLE 409~~1~~
FULL FAITH AND CREDIT

409~~1~~.1 DECISION FINAL — Except as otherwise provided in Article Nine of the Constitution of the United States Olympic & Paralympic Committee and in its Bylaws with respect to binding arbitration in disputes involving the rights of certain individuals to participate in competition, the final decision of the National Board of Review shall be final in all cases, subject to the right of appeal to the Board of Directors as provided ~~herein~~ in the USA Swimming Operating Policy Manual.

409~~1~~.2 ENFORCEMENT — Final decisions rendered by the National Board of Review and the U.S. Center for SafeSport shall, when applicable, be recognized and fully enforced in all Zones and LSCs of USA Swimming.

ARTICLE 410
STANDARDS OF CONDUCT FOR MEMBERS OF BOARD OF REVIEW AND APPELLATE BODIES

410.1 — STANDARDS OF CONDUCT — Members (the “Review Members”) of the National Board of Review panels and the Board of Directors appeals panels (collectively, the “Review Board”) shall:

- ~~.1 Uphold the integrity and independence of the respective Review Board;~~
- ~~.2 Avoid any impropriety or the appearance of impropriety in connection with service as a Review Member and swimming-related activities generally; and~~
- ~~.3 Perform the duties of a Review Member impartially and diligently.~~

410.2 — GROUNDS FOR RECUSAL — Review Members shall recuse themselves from participating in any matter pending before their respective Review Board:

- ~~.1 In which their impartiality might reasonably be questioned;~~
- ~~.2 Where they have a personal bias or prejudice concerning a party in the pending matter or have personal knowledge of disputed evidentiary facts concerning the pending matter (other than knowledge obtained as a Review Member or known generally to a substantial portion of the membership of the respective LSC, the Zone or USA Swimming);~~
- ~~.3 Where they or a member of their family are a party or are likely to be a material witness in the pending matter;~~
- ~~.4 Where they or a member of their family have an interest that could be substantially affected by the outcome of the proceeding;~~
- ~~or~~
- ~~.5 Where they or a member of their family have served or are serving as counsel in the pending matter or are members of a law firm that served or is serving as counsel in the pending matter.~~

410.3 — RECUSAL BY MEMBER — Review Members shall recuse themselves as soon as they become aware of facts that give rise to the duty to do so by giving notice to the National Board of Review Chair, or in the case of the Chair of the National Board of Review or Board of Directors appeal panel members, to the Secretary & General Counsel, as applicable.

410.4 — RECUSAL/DISQUALIFICATION REQUESTED BY PARTY — By written notice to the Chair of the respective Review Board or to the Secretary & General Counsel, in the case of Board of Directors appeal panel members (respectively, the “Review Board Chair”), any party may request that a Review Member recuse himself/herself or be disqualified from serving on the pending matter stating the reasons for recusal or disqualification with specificity. Such notice shall be given at least fourteen (14) days prior to the scheduled date of the hearing on such matter or, if the party sustains the burden of proving good cause for the lateness of the notice, as soon as reasonably possible after discovery of the reason for the need for recusal. The named Review Member shall reach a decision on the matter and notify the Review Board Chair of that decision within seven (7) days of receipt of the party's notice. If the member's decision is not in favor of ~~2022 Rules & Regulations 101~~ **410.4** recusal, then the Review Board Chair may, if appropriate, disqualify the member from participating in the pending matter. If there is no disqualification, the hearing shall be conducted as scheduled and, unless it is a hearing before the Board of Directors, the party giving the notice may appeal the disqualification decision, together with the hearing decision, pursuant to Article 407.

410.5 — SUBSTITUTION FOR RECUSED OR DISQUALIFIED MEMBER — In the event of a recusal or a disqualification, a substitute Review Member shall be appointed in the same manner as the original Review Members were appointed. ~~410.~~

Location: Page 103: Article 501.1.1(B) Operating Committees

501.1 OPERATING COMMITTEES
.1 ATHLETES' ADVISORY COUNCIL

[A] No changes

B The Chair shall be elected from among the voting members of the AAC by its voting members.

R-22	ADOPTED	Effective Immediately
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Location: Page 104: Article 501.1.2(A)(2) Operating Committees

501.1 OPERATING COMMITTEES

[.1] No Changes

.2 COACH ADVISORY COUNCIL

[A(1)] No Changes

- (2) Six (6) 10-Year Athlete representatives and/or 10-Year+ Athlete representatives appointed by the AAC. At least 50% of the athletes must meet the requirements of 10-Year Athlete representatives.

R-23	ADOPTED	Effective Immediately
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Location: Page 105: Article 501.1.4(A)(5) Operating Committees

501.1 OPERATING COMMITTEES

[.1-.3] No Changes

.2 NATIONAL TEAM STEERING COMMITTEE

[A(1)-(4)] No Changes

- (5) The Chair of the Senior Development Committee (or his/her designee selected from the voting members 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.

R-24	ADOPTED	Effective Immediately
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Location: Page 104: Article 501.1.2(A)(2) Operating Committees

501.1 OPERATING COMMITTEES

[.1-.6] No Changes

.7 SELECTION PROCEDURE APPROVAL COMMITTEE

(A) The Selection Procedure Approval Committee shall consist of the following: (i) the President/CEO; (ii) the National Team Managing Director; (iii) the AAC Chair, who must meet the requirements of a 10-Year Athlete representative, or their respective designees. The AAC Chair's designee must also meet the requirements of a 10-Year Athlete representative.

R-25	ADOPTED	Effective January 1, 2023
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Location: 4.1 Members – Required LSC Bylaws Template
6.3 Eligibility – Required LSC Bylaws Template

ARTICLE 4
HOUSE OF DELEGATES

4.1 MEMBERS - The House of Delegates of XXSI shall consist of the Group Member Representatives, the Board of Directors Members, *certain committee chairs and coordinators*¹, the Non-Athlete At-Large House Members, and the Athlete At-Large House Members appointed or elected [select one].

.1 GROUP MEMBER REPRESENTATIVES² - Each Group Member in good standing shall appoint from its membership a Group Member Representatives *and one or more alternates for each*. The appointment shall be in writing, addressed to the Secretary of XXSI 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 or *one or more of its* alternates and substitute a new Group Member Representatives or new alternates by written notice, addressed to the Secretary of XXSI 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 ~~XXSI or~~ USA Swimming.

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

R-26	ADOPTED	Effective Immediately
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Location: Page 12: Corporate Bylaws 6.1

ARTICLE 6
HOUSE OF DELEGATES

6.1 MEMBERS – the following shall be the voting members of the House of Delegates
[.1-.12] no changes

.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.

HK-1	ADOPTED	Effective Immediately
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Location: Page 41: 102.23.2 Protests

102.23 PROTESTS

.1 [No changes]

~~.2 Protests regarding an athlete's competition category may only be heard by the National Eligibility Appeal Panel as outlined in the current USA Swimming Operating Policy Manual. A protest shall not prohibit the athlete from competing in his or her stated competition category until such time as the National Eligibility Appeal Panel has issued a decision.~~

¹ The LSC may add all, none, or specific chairs/coordinators or other members to the House of Delegates.

² The LSC may vary the number of representatives accorded Group Members, either by absolute number or by a formula determining the number that is based on the number of swimmers registered to the Group Member relative to the number of swimmers registered in the LSC. The LSC may deny Affiliated Group Members or Seasonal Club Members the right to be represented. The LSC may designate categories of its voting delegates, such as athlete, coach, non-coach.

[re-number remaining]

HK-2	ADOPTED	Effective Immediately
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Location: Page 17: Official Glossary
Page 61: 201.1.2 Competitive Classes
Page 74: 205.8.1 LSC Age Group Championship Meets

~~**Junior Olympic** – a type of Age Group competition conducted by Zones and LSCs~~

201.1 COMPETITIVE CLASSIFICATIONS – Swimming shall be conducted under the following classifications and participation is open to athletes from any country subject to further pertinent regulations in these rules and elsewhere.

.1 [No changes]

.2 Age Group/Junior Olympic – All athlete members of USA Swimming eighteen (18) years old and younger grouped by ages. Where a program for swimmers ages eight (8) and under is conducted, it shall be for developmental purposes only and shall be subject to LSC procedures.

.3-.4 [No changes]

205.8 LSC AGE GROUP CHAMPIONSHIP MEETS

.1 LSC Age Group/Junior Olympic meets shall be in conformance with the contractual obligations of USA Swimming, including the time periods, format and number, sponsorship identification and publicity requirements that may be in effect at the time, and about which the LSC shall be notified.

.2-.5 [No changes]

HK-3	ADOPTED	Effective Immediately
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Location: Page 63: 202.4.11M Requirements for Sanction

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

.1-.11L [No changes]

.11(M) The following statement: “All ~~applicable~~ adults participating in or associated with this meet acknowledge that they are subject to the provisions of the USA Swimming Minor Athlete Abuse Prevention Policy (“MAAPP”), and that they understand that compliance with the MAAPP policy is a condition of participation in the conduct of this competition.”

.11N-.16 [No changes]

HK-4	ADOPTED	Effective Immediately
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Location: Page 64: 202.4.13 Requirements for Sanction

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

.1-.12 [No changes]

~~.13 The sanction fees shall be as established by the LSC; except those for national and international meets which shall be established by the USA Swimming Board of Directors President/CEO.~~

HK-5	ADOPTED	Effective Immediately
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Location: Page 75: 206.1.2 Awarding USA Swimming Championships and International Competitions

206.1 GENERAL – USA Swimming Championships shall be conducted annually.

.1 [No changes]

.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 ~~U.S. Open~~ USA Swimming Summer Championship.

.3 [No changes]

HK-6	ADOPTED	Effective Immediately
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Location: Page 84: 207.12.2D Awards

207.12 AWARDS

.1-.2C [No changes]

D. The ~~Cenozo~~ Phillips 66 Performance of the Meet Award shall be presented at each USA Swimming National Championships. The recipient of this award shall be chosen by representatives of the media who are present at the meet.

HK-7	ADOPTED	Effective Immediately
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Location: Page 88: 302.1.2B Athlete Registration

302.1.2 Competition Category

A [No changes]

~~B Protests regarding an athlete's competition category shall not prohibit the athlete from competing in the stated competition category. An athlete may swim under protest until such time as heard by the National Eligibility Appeal Panel as outlined in the current USA Swimming Operating Policy Manual.~~

RESOLUTION OF THE HOUSE OF DELEGATES TO INCREASE THE NATIONAL FEE FOR A SEASONAL MEMBERSHIP Effective September 1, 2023

Resolution to Increase the Fee for the Seasonal Membership Category

Whereas, USA Swimming has established a Seasonal Membership category of Individual Membership.

Whereas, the national fee for the Seasonal Membership category is \$30.

Whereas, the USA Swimming Board of Directors recommends the national fee for the Seasonal Membership be set at \$40.

Now, therefore, be it resolved that the USA Swimming House of Delegates approves a national membership fee of \$40 for the Seasonal Membership category effective for the 2024 membership year.



NORTH TEXAS SWIMMING OFFICIALS REPORT

October 8, 2022

North Texas Officials
Committee

Mission

Strive to be leaders within USA Swimming by inspiring excellence in swimming and in life.

OBJECTIVES:

The objectives and primary purpose of NTSI shall be the education, instruction and training of individuals to develop and improve their capabilities in the sport of swimming.

NTSI 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, USA Swimming, and NTSI and its Articles of Incorporation.



CORE VALUES & MISSION

Core Values

- Safety
- Maintaining integrity of the rules
- Courtesy
- Efficiency

Core Mission

- Provide fair/consistent/impartial/honest observations while using common sense
- Know the rules and their interpretations
- Be advocates for coaches, athletes and the sport of swimming.
- Promote professionalism - look it, act it

What officials do:
Provide opportunities for swimmers to learn and grow



NORTH TEXAS SWIMMING OFFICIAL COMMITTEE – WHAT WE HAVE ACCOMPLISHED SINCE NOV 2021

- Helped and supported our clubs to recruit swim parents to become officials
- Continued our North Texas Officials Development and Succession planning program
 - Maintain a pipeline of officials interested in advancement
 - Review the pipeline at monthly Officials committee meeting
- Planning and conducting training clinics
- Acting as a conduit of information

Maintaining the total number of officials to around 213.



TRAINING & EDUCATION

Clinic	# held since Oct 2021
Stroke & Turn	10
Admin	3
Chief Judge	5
Starter	2
Deck referee	3
Total	22

Position	Certified since Oct 2021
Stroke & Turn	27
Admin	7
Chief Judge	6
Starter	8
Deck referee	4
Meet Referee	1
Total	53

In process of completing the certification requirements: 10



LOOKING FORWARD

- Continue mentoring activities going on. Be a mentor and recruiter, multiply the talents and skills.
- Increase our number of officials while maintaining the high quality of officiating.
- Continue to build a strong pipeline to support our coaches and athletes
- Continue to support our officials to support our athletes

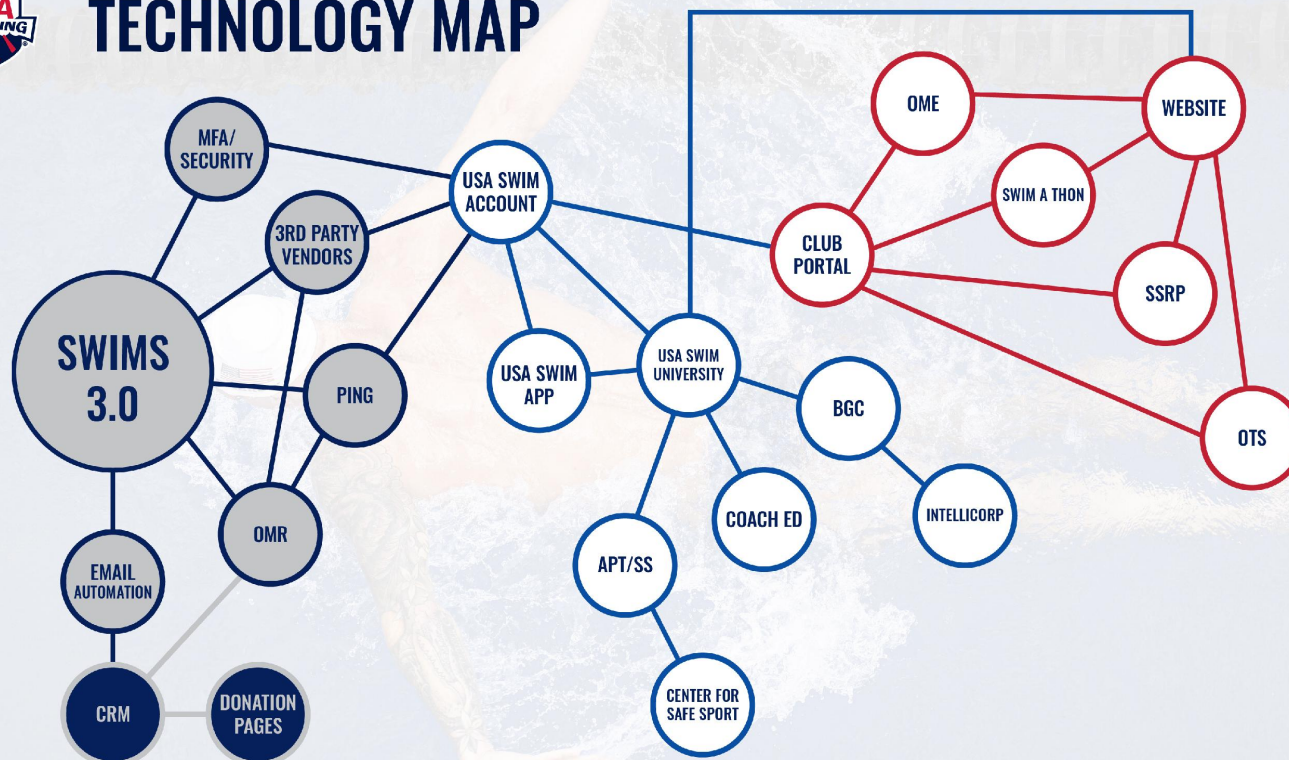
2023 NORTH TEXAS MEET BID CALENDAR & OFFICIALS CALENDAR

- What it is?
- How it works?

QUESTIONS?



TECHNOLOGY MAP



CLOSING

Thank you for all you do for our athletes!

SAFE SPORT



House of Delegates Meeting – October 9,
2022

Lydia Chase, Safe Sport Chair

Safe Sport Updates

In June, the Board passed the following policy update:

Effective January 1, 2023, any team that is a member of the North Texas LSC requesting a sanction to hold a dual, open, invitational or championship meet shall be Safe Sport Recognized prior to the sanction being granted. Any team completing Safe Sport certification or renewal certification before December 31, 2022, will be awarded a \$300 gift certificate to your team store of choice (D&J's, Extreme Sports or SwimOutlet) for purchase of team gear.

8 clubs have completed SSRP (32%)

COPS*

MARS*

Metroplex Aquatics

O2*

Prosper Aquatics

RACE**

STAR*

TFA

*Renewal overdue

**Reminder that USA Swimming member clubs cannot submit for SSRP approval between September 1-October 31. During this period, clubs can continue their advancement towards their recognition status by completing necessary requirements, such as completing trainings, but will not be able to submit until November 1. Due to not being able to submit for two months, the Safe Sport team has extended recognition status of all clubs set to expire between September 1-December 31, 2022 to January 31, 2023.

9 clubs have **started** SSRP (36%)

ATAC
COR*
DM
FitnWise*
Iron Horse
LAC*
MAC
NTN
Life Time Swim*

*44% moved closer to Safe Sport certification since 10/2021;
Multiple appear to be ready to submit when system is back
online November 1.

Remaining 32% clubs have **NOT yet started** SSRP

Safe Sport Athlete Committee

- Jaylynn Lowman, Kertan Rajpal, Sylee Ramanathan, Nicholas Tu
- Goal to further the mission of Safe Sport of providing a safe and positive environment for our athletes, not just to “check the box” of becoming Safe Sport Certified
- Develop creative ways to educate and promote awareness of Safe Sport among NT LSC members and community, such as use of Social Media
- As senior members of their clubs, act as role models to younger athletes during training sessions

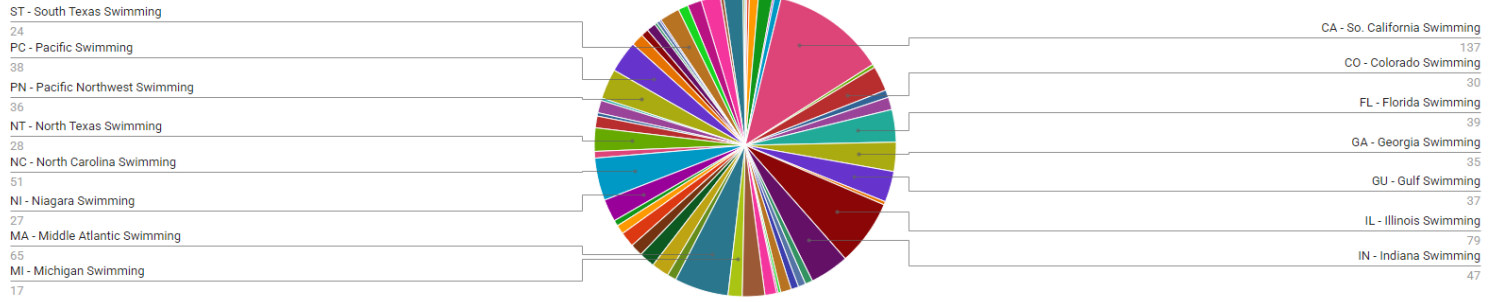
Questions?

Lydia Chase, Safe Sport Chair

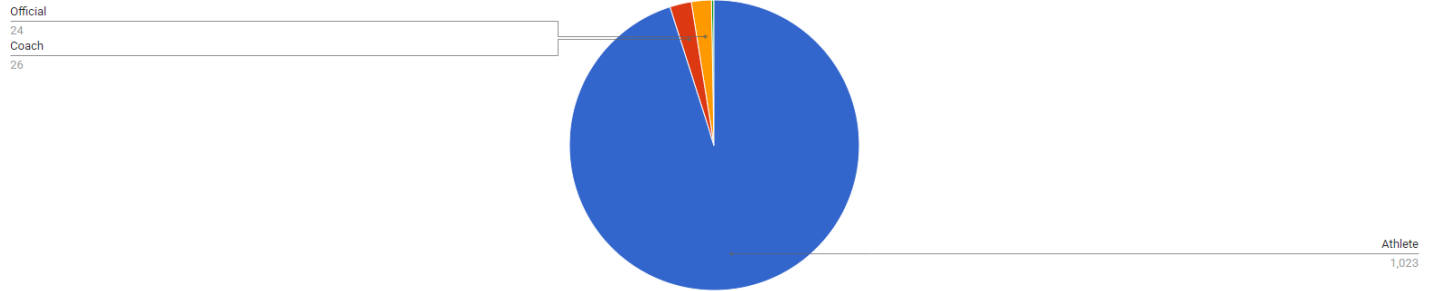
lydia.chase@ntswim.org

2022 YTD Incidents-USA Swimming

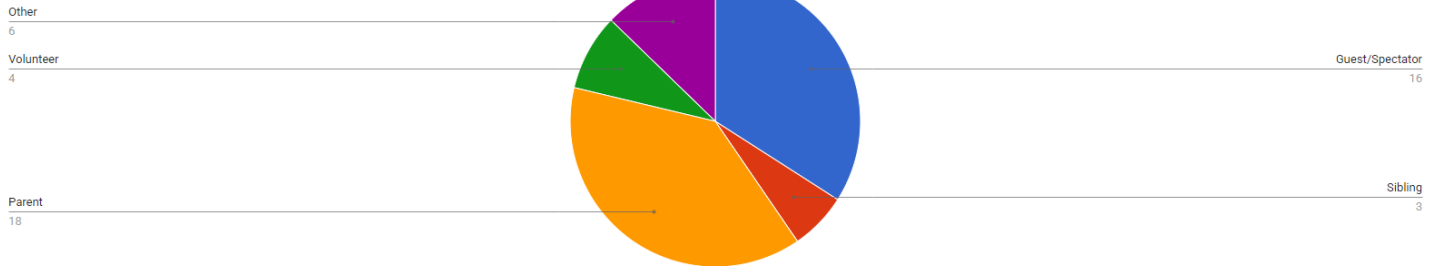
LSC



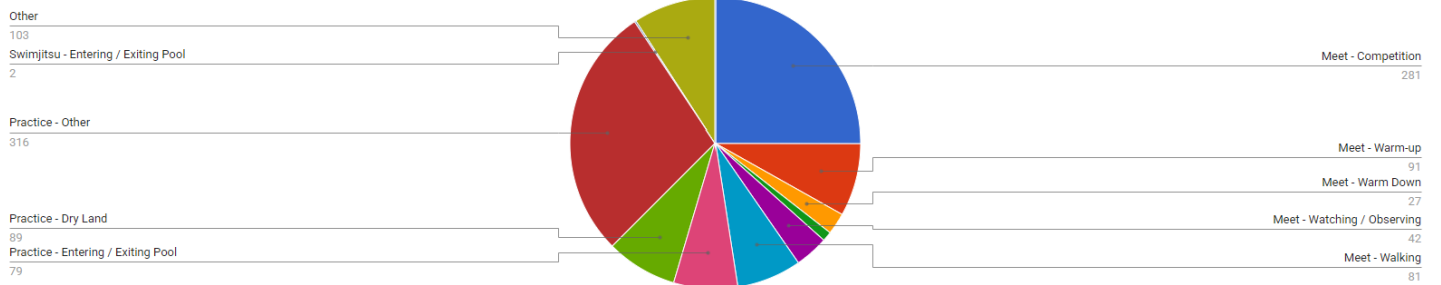
Membership Type



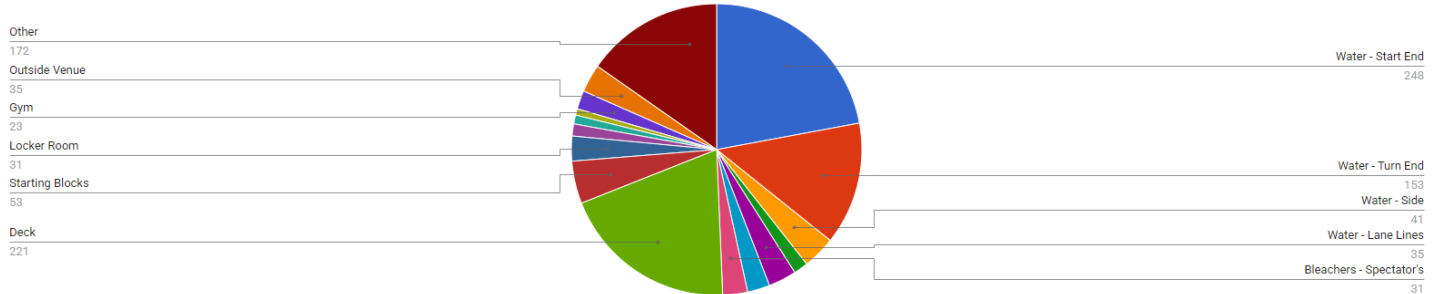
Non-Member Type



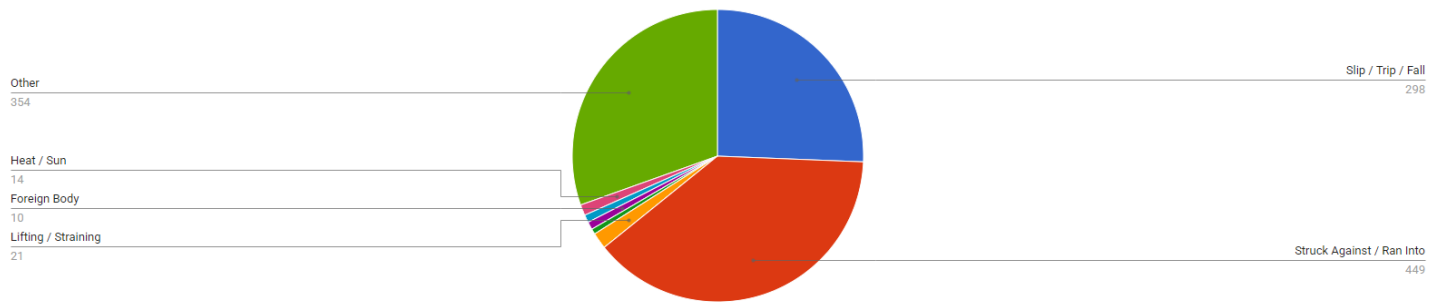
Activity at Time of Injury



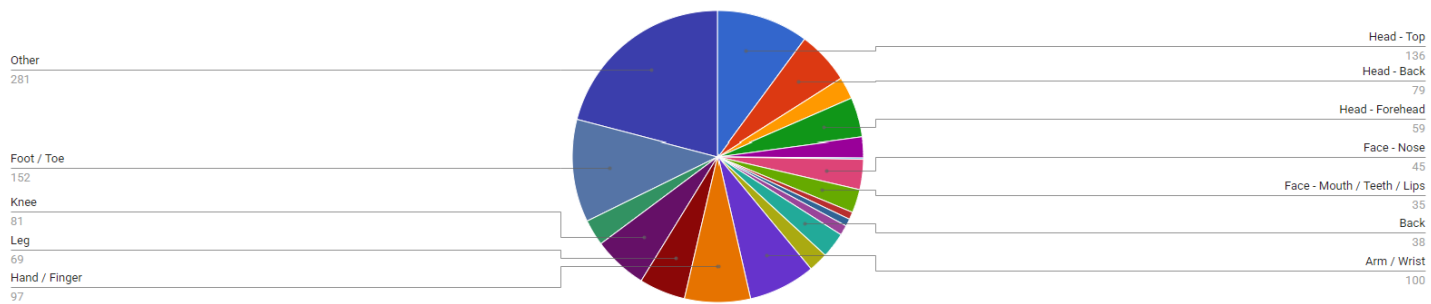
Where Accident Occurred



Source of Injury



Body Part Injured



TPC Report

Tuesday, September 13, 2022

1. The addition of the Sanctioning Chair to TPC.
2. Revision of LSC Policy & Procedures, with explanation, to include the following as duties of TPC.
 - Recommendation of annual calendar to the BOD. (existing)
 - Collection and presentation of meet bids to the BOD. (existing)
 - When needed, rule on any “exceptions” when applications for sanction are submitted. (new – currently the sole responsibility of the Sanctioning Chair)
 - Rule on any “change” requests to meets that already passed the sanctioning process. (new – currently the responsibility of the BOD)
 - Observations of TPC
 - a) The BOD/TPC should clearly define and communicate with member clubs, what changes need approval from the BOD/TPC and those changes they can make to their meets locally. (meet host, meet referee, & attending clubs)
 - b) The BOD/TPC should delineate between what are “exceptions,” which are presented as part of the sanction application, and “changes,” that take place after a sanction is granted. Furthermore, as stated above, what changes can be made at the local level and the type of changes that alter the meet significantly and necessitate a re-sanctioning of the meet.
 - c) It is the opinion of TPC that many of the issues we receive via the “Exceptions” google form are remnants of policy put in place during our Covid-19 “return to competition,” and no longer apply or are necessary.
 - d) It is the opinion of TPC that we need to educate and consequently empower our clubs so they may conduct their meets with as little management from the BOD/TPC as possible.

Month		Holidays	2023 LSC Calendar	Bids	Other Meets
January	31-1		Closed to Competition		
	7-8		A/BB Meet Weekend (2)	LAC Unclassified (Group-C)	
	14-15	MLK	Divisional B/C Weekend	*TFA (Group-A) RACE (Group-B) MAC (Group-D) LAC A/BB (West)	H.S. UIL District Meets (4A)
	21-22		Closed to Competition		H.S. UIL District Meets (5A/6A)
	28-29		Open	COPS (Greater Southwest)	H.S. UIL Regional Meets (4A)
February	4-5		Closed to Competition		H.S. UIL Regional Meets (5A/6A)
	11-12		Divisional B/C Weekend	COR (Group-B) AAC (Group-D) *TFA (Group-A)	H.S. UIL State Meets (4A Thur/Fri)
	18-19		Short Course Age Group Champs (14-U)	RACE LAC BB/B/C (Group-C)	H.S. UIL State Meet (5A/6A)
	25-26		15&O Unclassified	*TFA BB/B/C (Group-A) RACE Unclassified (Group-B) COR (Sr.)	
March	4-5		Open		TAGS Sectionals TYR Pro Series- FL
	11-12		Open		
	18-19		Open		
	25-26		Open		
April	1-2		Open	COPS 13-O (Group-B)	
	8-9	Easter	Closed to Competition		
	15-16		Closed to Competition	HOD Meeting	TYR Pro Series Westmont-IL
	22-23		Open	TFA IMX Meet LAC A/BB (West) LAC B/C (Group-C) COPS B/C (Group-B)	
	29-30		Open	STAR Unclassified (Group-A) ATAC Unclassified	UofH Senior Circuit #1
May	6-7		A/BB Meet Weekend (2) & Senior LC Meet #1	LAC B/C (Group-C) COR (East) AAC (West) MAC (Sr.)	
	13-14	Mother's	Open		
	20-21		Divisional B/C Weekend	MTRO (Group-A) *TFA (Group-A) MARS (Group-D) RACE (Group-B)	TYR Pro Series Mission Viejo-CA
	27-28	Memorial	Open		
June	3-4		A/BB Meet Weekend (2) & Senior LC Meet #2	LAC B/C (Group-C) COPS (East) MAC (West)	A&M Senior Circuit #2 (Thu-Sat)
	10-11		Divisional B/C Weekend	COR (Group-B) STAR (Group-A) *TFA (Group-A)	
	17-18	Father's	Open	MARS (Bill Nixon A-Meet) MAC (Closed Invite) RACE (A-Meet)	
	24-25		Open	LAC Unclassified (Group-C)	USA Team Trials, Indianapolis-IN
July	1-2		Divisional B/C Weekend	LAC Unclassified (Group-C) MARS (Group-D)	
	8-9		Long Course Age Group Champs (14-U)	COPS, MAC	Sectionals
	15-16		15&O Unclassified	*TFA Unclassified (Group-A) LAC (Sr.) LAC Unclassified (Group-C)	
	22-23		Open	MTRO (American Long Course) RACE Unclassified (Group-B)	
	29-30		Open		TAGS Futures Jr. Nationals
August	5-6		BB/B/C Summer Champs (East & West)	MAC (West)	Nationals

	12-13		Closed to Competition		
	19-20		Closed to Competition		
	26-27		Closed to Competition		
September	2-3	Labor	Closed to Competition		
	9-10		Open		
	16-17		Open		
	23-24		Open	MTRO (Open) COPS 130 (Group-B)	USAS Convention
October	30-1		Closed to Competition	HOD Meeting	
	7-8		A/BB Meet Weekend (2) & Senior SC Meet #1	COR (East) LAC (West) COR (Sr.)	
	14-15		Divisional B/C Weekend	*TFA Open & Star (Group-A) MAC (Group-D)	
	21-22		Open	ATAC (unclassified)	
	28-29		Open		
November	4-5		A/BB Meet Weekend (2) & Senior SC Meet #2	MAC (West) LAC (Sr.)	
	11-12		Divisional B/C Weekend	MARS (Group-D) RACE (Group-B) Star & *TFA (Group-A)	
	18-19		Open	LAC-UC (Group-C)	H.S. TISCA Meets
	25-26	Thanks.	Closed to Competition		
December	2-3		Open & Senior SC Meet #3	COR (COR Classic) MAC (Sr.)	Winter Nationals
	9-10		Divisional BB/B/C Weekend	MTRO & *TFA (Group-A) COPS (Group-B) LAC (Group-C)	Winter Juniors
	16-17		Open		
	23-24	Christmas	Closed to Competition		
	30-31		Closed to Competition		

*Bid received after submission deadline.

Competing Bids

North Texas Swimming - Meet Divisions

East Division - (A/BB)	West Division - (A/BB)
<u>Group A - (BB/B/C)</u>	<u>Group C - (BB/B/C)</u>
MTRO	LAC
TFA	NTN
STAR	WEST
PAC	FNW
IRON	O2
A+	
BOSS	<u>Group D - (BB/B/C)</u>
	MARS
<u>Group B - (BB/B/C)</u>	MAC
COPS	AAC
RACE	LIFE
TRAC	MTRO-FW
ATAC	
DM	
COR	