

USA SWIMMING  
**2005 HOUSE OF DELEGATES MINUTES**  
GREENSBORO NC  
SEPTEMBER 16-17, 2005

**CALL TO ORDER**

The 2005 USA Swimming House of Delegates meeting was called to order at 7:15 p.m. on Friday, September 16, in Greensboro, North Carolina. This is the 26<sup>th</sup> United States Aquatic Sports Convention.

**AGENDA**

There was one addition to the House of Delegates meeting agenda. (*Attachment #1*).  
Background Screening report (Saturday)

**MEMORIAL PRESENTATION**

USA Swimming President Ron Van Pool asked for a moment of silence in honor and remembrance of the following individuals who have passed away this last year.

Hale Adams	Former General Chair	Colorado
Dannis Biniakewitz	Coach	Southeastern
Brian Counsilman	Coach	Indiana
Bob Cuthbert	Coach	Middle Atlantic
Stuart Deans	Official	Connecticut
Lorraine Duvall	Coach	South Texas
Alan Ebersole	Athlete	Mississippi
Madelyn Goudier	Coach	Middle Atlantic
Samantha Hatch	Athlete	San Diego - Imperial
Cory Horton	Coach	Southeastern
David Huffman	Official	Ozark
Jonathan Leber	Athlete & Coach	Wisconsin & Potomac Valley
Holly Leonard	Staff Member	USA Swimming
Matthew Lynch	Athlete	Metropolitan
Rob Merryman	Official	Adirondack
Lester Miyatake	Official	Hawaiian Swimming
Josh T. O'Neil	Athlete	Virginia
Merle Pettengill	Official	Iowa
Nick Porter	Athlete	Montana
Bret Rademaker	Athlete	Illinois
Jim Ratz	Review Board Chair	Wyoming
Ryan Taylor Rogers	Athlete & Coach	North Texas
Amy Vook Rolfe	Athlete	Montana
Al Schoenfield	former General Chair, Publisher-Swimming World Magazine former Honorary Secretary-FINA Technical Swimming Committee	Southern California
David Schultz	Officials Chair	Oklahoma
Jerry Simpson	Coach	Minnesota
Robert Smiddy	Athlete	Florida Gold Coast

Michael Strein	Athlete	Illinois
Randy Stroup	Volunteer	Missouri Valley
Michelle Timchalk	Athlete	Potomac Valley
Mary Grace Tucker	Athlete	Arkansas
Stephanie Turner	Coach	Oregon
Belva Wilcox	Official	Missouri Valley
Robert Wong	Official	Pacific
Roger Wycoff	Coach & Official	Metropolitan

Also recognized were the victims of Hurricane Katrina.

### **USA SWIMMING FOUNDATION REPORT**

Susan Keating, Chair of the USA Swimming Foundation Board of Directors, spoke to the House of Delegates. (*Attachment #2*).

### **PRESIDENT'S REPORT**

USA Swimming President, Ron Van Pool, spoke to the House of Delegates. (*Attachment #3*).

### **PRESENTATIONS TO LIFE MEMBERS**

The following USA Swimming members were presented with Life Memberships and honored with life membership cards and plaques.

Clint Benton	Given by Pacific Swimming
Marilyn L. Duman	SURPRISE – Given by Lake Erie Swimming
Wally Fall	Given by City of Alexandria Swim Team
Frank A. Giarmona	Southern California Swimming
Tom Hasz	Given by Gulf Swimming
Jerome (Jerry) D. Hayes	SURPRISE – Given by Virginia Swimming
David L. Johnson	SURPRISE - Given by South Texas Swimming
Aaron G. Lawson	Georgia Swimming
Louise R. Limerick	SURPRISE – Given by Virginia Swimming
Arlene M. McDonald	SURPRISE – Given by Southeastern Swim Club
Patric Close Mills	SURPRISE – Given by Middle Atlantic Swimming
Richard J. Pockat	SURPRISE – Given by Mecklenburg Aquatic Club
Teresa (Terry) Randolph	SURPRISE – Given by Virginia Swimming
Michael F. Rianda	Pacific Swimming
Ronald L. Rigg	Kentucky Swimming
David A. Saunders	New England Swimming
Herb Schwab	Given by Gulf Swimming
Walter E. Smith	SURPRISE – Given by Virginia Swimming
Robert E. Thompson	Florida Swimming
Joe Woo	SURPRISE – Given by Pacific Swimming

## PRESENTATIONS TO PAST BOARD MEMBERS

USA Swimming and the USA Swimming Board of Directors, express thanks and gratitude to the following past Board Members for their service to the organization.

Julie Bare	2000-2004 – Central Zone Director
Ken Ebuna	2000-2004 – Western Zone Director
Kerry Reed Ellett	2000-2004 – Eastern Zone Director
Julia Gorman	1996-2000 – Athletes' Representative 2000-2002 – Athletes' Executive Vice President 2002-2004 – Athletes' Representative
Jason Prince	2000-2004 – Athletes' Representative
Murray Stephens	1996-2000 – Eastern Zone Director 2000-2004 – Technical Vice President
Bruce Stratton	2000-2004 – Treasurer

### **AWARDS**

### **RECIPIENT**

### **PRESENTER**

#### **Open Water Committee Award**

**Sara McLarty**

Denny Ryther

Established in 1985, the Open Water Committee Award is presented by the USA Swimming Open Water Swimming Committee to the person or group judged as making a major contribution to open water swimming the previous year.

#### **Glenn S. Hummer Award**

**The 2005 Open Water  
World Championship Team Staff**

David Johnson

Established in 1978 and named for an Olympian and Coach, the Glen S. Hummer Award is given annually to the person or group making the greatest contribution to Long Distance Swimming.

#### **Open Water Swimmer of the Year Award**

**Chip Peterson**

Denny Ryther

Established in 1984, the Open Water Swimmer of the Year Award is presented by the USA Swimming Open Water Swimming Committee to the swimmer judged as the most outstanding open water swimmer of the previous year.

#### **Disabled Swimming Service Award**

**Don Watkins**

Kiko Van Zandt

The Disabled Swimming Service Award is presented to an individual (swimmer, coach, volunteer) who has made significant contributions to competitive swimming for athletes with a disability. Members of the Disabled Swimming Committee nominate candidates at the mid-year committee meeting. The vote, by all members of the Disabled Swimming Committee, also takes place at the mid-year meeting. This award originated in the year 2000.

#### **Disabled Swimmer of the Year Award (Trischa L. Zorn Award)**

**Erin Popovich**

Kiko Van Zandt

The Trischa L. Zorn Award is presented to the swimmer (or relay team) with a disability with the most outstanding performances during the previous year. Anyone present at the USA Swimming Disability Championships may nominate a swimmer for the award. A

screening committee comprised of a few members of the Disabled Swimming Committee selects finalists. The chairperson(s) of the Disabled Swimming Committee prepares a ballot, then all members of the Disabled Swimming Committee vote to determine the winner. The vote is conducted by mail. This award originated in the year 2000.

*Adolph Kiefer Safety Commendation Award* **All of the Volunteer Relief Workers for Hurricane Katrina** Priscilla Davis

Awarded to an individual or organization for demonstrating outstanding commitment to aquatic safety. Recipient selected by the USA Swimming Safety Education Committee; not necessarily awarded every year.

*Kenneth J. Pettigrew Award* **Jamy Pfister** Dan McAllen

This award was created to honor Ken Pettigrew, a swimming official who devoted over 30 years to the sport of swimming. Each year the recipient is chosen by the USA Swimming Officials Committee.

*ASCA Coach Award* **Eddie Reese**

Awarded at the ASCA Convention

The ASCA Award is 39 years old. It honors the American Coach who has done the most in the past 12 months to improve American International Swimming Performance. It is annually presented at the ASCA Clinic in early September. Twice in the past 12 years, it has been presented at the USAS convention, due to the timing of the Olympic Games. (1988 and 2000).

*Developmental Coach of the Year Award* **Jay Benner** Jim Wood

The Developmental Coach of the Year Award is for coaches who develop athletes a step or two away from major national or international success. The winner of the award is the coach who places the most swimmers on the National Junior Team.

Special recognition was made to Mike Unger. NBC was awarded a Sports Emmy for the production of the 2004 Olympic Games, and Mike was a member of the award winning production team.

*Athletes Appreciation Award* **Jon Urbanchek** Bryan Jones

Conceived by the USA Swimming Athletes Committee in 1983, the Athletes Appreciation Award recognizes the individual or organization perceived by the committee to have contributed most significantly to the Athletes Movement.

*ConocoPhillips Performance Award* **Ian Crocker** Dave Salo

This award is presented to an American swimmer who gives the single most outstanding performance during the year. This award is voted on by selected coaches, athlete representatives and members of the swimming media.

USA Swimming Award (presented at USAS Banquet Saturday evening)

**Mark Schubert** Terry Stoddard

The USA Swimming Award was established in 1981 to recognize exceptional contributions to the sport of swimming. The award is presented each year to an individual or organization selected for financial, material or service contributions to USA Swimming. The award is a two-thirds life-size bronze sculpture of a swimmer mounted over a wave of marble.

Swimmer of the Year (presented at USAS Banquet Saturday evening)

**Aaron Piersol** Ron Van Pool

The Swimmer of the Year Award is presented to the athlete judged by the USA Swimming House of Delegates as the most outstanding swimmer of the previous year.

Outstanding Women in Swimming Award (presented at the Women in Sports Reception)

**Joke Schubert**

Established in 1979, the Outstanding Women in Swimming Award is presented to a woman who has contributed years of outstanding service to swimming.

The Friday, September 16, 2005 session of the House of Delegates meeting was recessed at 8:50 p.m.

The Saturday, September 17, 2005 session of the House of Delegates was reconvened at 8:05 a.m.

## MEMBERSHIP REPORT

Pam Cook gave a comparison report of 2004 and 2005 membership statistics.

### 2004

<u>Year-round athlete</u>	<u>232,361</u>
<u>Season 1 &amp; 2 athletes</u>	<u>36,970</u>
<u>Year-round clubs / organizations</u>	<u>2736</u>
(new clubs – 71) New club counts are statistics produced by the Club Development Division.	
<u>Season 1 &amp; 2 clubs</u>	<u>114</u>

### Non-athletes

<u>Individual</u>	<u>22,720</u>
<u>Family (1&amp;2)</u>	<u>4,190</u>
<u>Sports Medicine</u>	<u>123</u>
<u>Sustaining</u>	<u>2</u>
<u>Life – New</u>	<u>21</u>
<u>Life – Brought Forward</u>	<u>258</u>
<b>Total:</b>	<b>27,314</b>

### 2005 - as of Sept. 9, 2005 – not final

<u>Year-round athlete</u>	<u>249,070</u>
<u>Season 1 &amp; 2 athletes</u>	<u>34,453</u>
<u>Individual Season</u>	<u>1,625</u>
<u>Open Water Single Meet</u>	<u>71</u>
<u>Year-round clubs / organizations</u>	<u>2,723</u>
(new clubs – 122) New club counts are statistics produced by the Club Devel. Div.	
<u>Season 1 &amp; 2 clubs</u>	<u>107</u>

### Non-athletes

<u>Individual</u>	<u>23,290</u>
<u>Family (1&amp;2)</u>	<u>4,188</u>
<u>Sports Medicine</u>	<u>64</u>
<u>Sustaining</u>	<u>7</u>
<u>Life – New</u>	<u>16</u>
<u>Life – Brought Forward</u>	<u>279</u>
<b>Total:</b>	<b>27,844</b>

## **CREDENTIALS / ELECTIONS REPORT**

Convention / Elections Committee Co-Chair Fred Siegrist presented the 2005 credentials report. Judy Siegrist is also co-chair of this committee.

<b><u>Maximum Credentials</u></b>	<b><u>2005</u></b>	<b><u>2004</u></b>
LSC	354	
AT-LARGE	241	
<b>TOTAL</b>	<b>595</b>	<b>610</b>

<b><u>Credentials Issued</u></b>		
LSC	275	
AT-LARGE	188	
<b>TOTAL</b>	<b>463</b>	<b>458</b>

<b><u>Ballots Issued</u></b>		
LSC	0	
AT-LARGE	0	
<b>TOTAL</b>	<b>0</b>	<b>426</b>

<b><u>Ballots Voted</u></b>		
TOTAL	0	
VOID	0	
<b>VALID</b>	<b>0</b>	

## **ELECTIONS**

Zone Directors Election Results:

- Western Zone - Larry Johnson, Non-Coach (outgoing John Kinney)
- Eastern Zone - Pete Gannon, Non-Coach (second term)
- Southern Zone – Duffy Dillon, Coach (second term)
- Central Zone - Eric Nelson, Coach (second term)

## **STATE OF THE SPORT REPORT**

USA Swimming Executive Director, Chuck Wielgus spoke to the House of Delegates.  
(Attachment #4).

## **UNITED STATES SPORTS INSURANCE COMPANY**

John Peterson presented his report to the House of Delegates.

1. 2004 Financial Highlights
  - a. USSIC received its sixteenth unqualified financial audit.
  - b. USSIC conducted independent audits of its investment manager and its general manager and received no recommendations or qualifications.
2. 2005 Financial Report (as of 7/31/05)
  - a. Liability loss reserves are increased by \$4,110,100 primarily due to the late reporting of a 2003 claim and a serious 2005 claim.
  - b. Net underwriting loss: \$3,623,793.

Net loss for the period: \$1,644,426.

3. Operational Highlights
  - a. USSIC Board of Directors approves a Vision and Mission Statement that underpins the USA Swimming Vision and Mission Statement.
  - b. USSIC retained Kayne Anderson Rudnick as its equity investment manager and Sterling Capital as its fixed income investment manager.
4. Summary of Closed and Pending Claims: 5/15/88 to 7/31/05
  - a. Primary Liability Claims:
 

Total Paid and Closed Claims:	\$ 5,493,140
Total Pending Claims	\$ 8,743,375
  - b. Excess Liability Claims:
 

Total Paid and Closed Claims:	\$ 7,200,000
Total Pending Claims	\$16,000,000
5. Future Action Items
  - a. Waivers and Releases
  - b. Limits of liability provided to members

## 2006 BUDGET

USA Swimming Treasurer, Peter Carney presented the proposed 2006 budget to the House of Delegates. (*Attachment #5*).

**MOTION:** *To approve the 2006 USA Swimming operating budget as presented.*  
*Second. APPROVED.*

## BACKGROUND SCREENING

Murray Stephens gave an update to the House of Delegates. The direction was to have a complete report ready for approval at this meeting. Additional time to compile this information is necessary.

## RULES AND REGULATIONS

Chair of the Rules and Regulations Committee, Bruce Stratton introduced this year's legislation to the House of Delegates. (*Attachment #6*).

A	Description	Loc	Decision
R-1	Move starting rules to 101.1	101 & 102	Withdrawn
TF-26	Modifies size of International Relations Committee	506.4	Withdrawn
R-3.1	Changes minimum number of timers	102.12	Withdrawn

B	Description	Loc	Decision
R-2	Clarify eligibility of relay-only swimmers	102.3.5	Approved
R-5	Restores language for relieving false starts	102.14	Approved
R-7	Conform water temperature requirements to FINA FR 2.11	103.7	Approved as Amended
R-9B	Move Disability Records section to Policy Manual	104.2.3	Approved
R-10	Add disabled swimmer rules to approved meet requirements	202.4	Approved
R-12	Reinforces guidelines / changes timeline for observed swims	202.5	Approved
R-13	Allows Top 16 recognition from FINA & FINA member meets	205.8	Approved
R-14	Renames Junior Championships to Junior National Championships	207.4	Approved

R-15	Adds National Team Director authority for Trials Class Meets	207.6	Approved
R-15.1	Allows time flexibility for exceptional situations	207.7	Approved
R-16	Eliminates 18 & Under scoring from National Championships	207.7	Approved
R-17	Changes requirement for distribution of NC final results	207.7.13	Approved
R-18	Deletes 18 & Under team award from National Championships	207.9	Approved
R-19	Eliminate unnecessary time standard qualification period	207.11	Approved
R-20	Update terminology on proof of entered times	207.13	Approved
R-21	Delete Appendix 2A as information is available elsewhere	App.2A	Approved
R-22	Simplify rule re acceptance of membership applications	302.3	Approved
R-23	Expand penalty for false registration to non-existent team	302.4	Approved
R-25	Clarify National Board of Review Hearings and Appeals process	402.1	Approved
R-26	Clarify Notice of Hearing distribution	406.1	Approved
R-27	Revise timeline for National Board of Review decisions	406.1.7	Approved as Amended
R-28	Revises timeline for National Board of Review decisions	407.1.3	Approved as Amended
R-29	Clarifies procedure for National Board of Review appeal to Board of Directors	408.1	Approved
R-30	Establishes Code of Conduct for NBOR & appellate bodies	410	Approved
R-36	Establishes Governance Committee	506.8	Approved
R-37	Reduces Presidential appointments to HD to 5%	507.1	Failed
R-42	Changes OW "Postal Meet" to "Internet Distance Challenge"	701.1.4	Approved
HK	Housekeeping items HK-1 through HK-12, HK-16.1 & HK-17	Various	Approved

<b>C</b>	<b>Description</b>	<b>Loc</b>	<b>Decision</b>
R-31	Adds reference re new club membership requirements	502.4	Approved
R-32	Combines Local & National VPs into one position	503 etc.	Approved as Amended
R-33	Update & restructure rules re Athletes Committee & rep.	503 etc.	Approved
R-34	Define eligibility for athlete representatives	506.2	Approved
R-35	Conform OIOC procedures to current practice	506.3	Approved
R-41	Clarifies HD resolutions subject to same proc. as other legis.	507.2.9	Approved
HK	Housekeeping items HK-13 through HK-16	Various	Approved

<b>D</b>	<b>Description- Recommendations of the Governance Task Force on Committees</b>	<b>Loc</b>	<b>Decision</b>
RES	Resolution listing committees to be placed in Policy Manual	Various	Approved
TF-1	Expand divisional responsibilities to include Policy Manual	503.2	Approved
TF-2	Requires Executive Committee to meet annually to evaluate committees	505.1	Approved
TF-3	Empower Board of Directors to establish special committees	506.1	Approved
TF-4	Staggers four-year terms for Committee members	506.1.2	Approved
TF-5	Establishes term limits if TF-4 is passed	506.1	Approved
TF-6	Deleted (see HK-13.1)		Approved
TF-7	Eliminates Open Water Coordinator	506.1	Approved
TF-8	Assigns responsibility for NBOR to the President	506.1	Failed
TF-9	Eliminate Waterworks & Communication Committees and move Awards & All-America Committee to Policy Manual	506.1.5	Approved
TF-10	Assigns responsibility for Elections Com. To Admin. Division	506.1	Approved
TF-11	Eliminate Club Fundraising Committee and move Education Committee to Policy Manual	506.1.6	Approved
TF-12	Moves Safety Education to Policy Manual	506.1	Approved as Amended

TF-13	Moves Registration/Membership Committee to Policy Manual	506.1, 504.4, & 507.1	Approved
TF-14	Move Outreach, Disability, Club Development, Records & Top 16 Committees to the Policy Manual	506.1.7	Approved
TF-15	Move Age Group Planning to Technical Division & change name to Age Group Development	506.1.7 506.1.8	Approved
TF-16	Eliminates Camps Committee	506.1.7	Approved
TF-17	Change name of Senior Swimming Committee	506.1.8	Approved
TF-18	Move Sports/Medicine Science Committee to Policy Manual	506.1.8	Approved
TF-19	Eliminates Championship Coordination Committee	506.1.9	Approved
TF-20.1	Move Champ. Evaluation Committee & Reimbursement, National Records & STAR Coord. to Policy Manual; and move responsibility for Time Standards to Senior	506.1.9	Approved
TF-21	Eliminates Open Water committees	506.1.10	Approved
TF-22	Eliminate National Team Alumni Assoc. per current practice	506.1.11	Approved
TF-23	Creates an Audit Committee	506.1 & 8	Approved
TF-24	Eliminates Counselors Committee	506.1.13	Approved by Count
TF-25	Moves some OIOC language to Policy Manual	506.3	Approved
TF-29	<i>Proposed only if TF-4 is adopted.</i> makes Presidential appts. to Rules Committee subject to new terms.	506.5	Approved
TF-30	Eliminates section already covered in 510.2.4	506.5	Approved
TF-31	<i>Proposed only if TF-21 is defeated.</i> Eliminate unnecessary language from Bylaws and move to Policy Manual	506.7	Approved
TF-32	Establish membership & responsibilities of Elections/Credentials Committee	506.9 (new)	Approved
TF-33	Establish membership & responsibilities of Steering Committee	506.10 (new)	Approved
TF-34	Establish membership & responsibilities of Senior Development Committee	506.11 (new)	Approved
TF-35	Establish membership & responsibilities of Age Group Development Committee	506.12 (new)	Approved
TF-36	Eliminate votes from those who are not standing committees	507.1	Approved
TF-37	Obligates Rules Committee to provide clear rationale for items recommended for rejection	510.2.5	Approved
TF-38 HK	Authorizes housekeeping changes as required by approved revisions to the Bylaws	Various	Approved

<b>D-1</b>	<b>Description</b>	<b>Loc</b>	<b>Decision</b>
TF-20.2	Move Officials Committee to Policy Manual	506.1.9	Failed
TF-27	Add automatic members to Rules Committee; change status of Secretary/General Counsel; specify Secretaries must be Committee members	506.5	Approved
TF-28	Reduce size of Rules Committee & specify membership	506.5	Approved

<b>E</b>	<b>Description</b>	<b>Loc</b>	<b>Decision</b>
R-24	Requires signed acceptance of Code of Conduct	304.4	Failed

<b>F</b>	<b>Description</b>	<b>Loc</b>	<b>Decision</b>
R-3A	Require swimmers to make "honest effort" in competition	102.10	Failed
R-3B	Alternative legislation to R-3A	102.10	Failed
R-4	False start may be charged after inadvertent recall signal	102.14	Failed
R-6	Conform distance designation to 102.5.6	102.14	Failed
R-8	Reinstate wording re location of starting signal	103.15	Failed
R-9A	Clarify meet status for swimmers with disability records	104.2.3	Failed

R-11	Revise notification procedure for observed swims	202.5.1	Failed
R-38	Specifies first-time members of HD have voice but no vote	507.1.10	Failed
R-39	Specifies first-time member req'ts. As alternate to R-38	507.1.10	Failed
R-40	Provides House of Delegates meetings in even years only	507.2.1	Failed

G	Description	Loc	Decision
R-1.1	Clarifies policy regarding alcoholic beverages in venue	102.26	Approved
R-11.1	Remove unnecessary requirements for observed swims	202.5	Approved
R-13.1	Changes sequence of sections in Article 207	207	Approved
R-35.1	Deletes authority of Rules & Regulations Committee to make recommendations to House of Delegates	506.5	Failed

## RESOLUTION TO THE 120 RULE

*(Attachment #7)*

**MOTION:** To approve the resolution to grant exception to the 120 Rule for athletes displaced by Hurricane Katrina. Second. **APPROVED.** See attachment 7 for further details.

## STATE OF INCORPORATION

**MOTION:** That the State of Incorporation of United States Swimming, Inc., doing business as USA Swimming, be changed from the State of Ohio to the State of Colorado, and that the Secretary / General Counsel of the Corporation, together with the Corporation's Legal Counsel, be authorized to carry out this task. Second. **APPROVED.**

## CHANGES TO USA SWIMMING RULES TO CONFORM TO FINA

*(Attachment #8)* This replaces existing 101.2 in its entirety.

## VICE PRESIDENTS' REPORTS REQUIRING ACTION

Jim Wood spoke briefly on an issue concerning time standards for 2006 Summer Nationals. It was decided to make changes and now allow LCM, SCM, and SCY standards. This is a decision of the National Team Director. No additional action was taken. *(Attachment #9)*

## ADJOURNMENT

**MOTION:** To adjourned the 2005 House of Delegates meeting. Second. **APPROVED.**

The 2005 session of the USA Swimming House of Delegates meeting was adjourned at 12:05 p.m.

Respectfully Submitted:  
Kathleen E. Parker  
Executive Coordinator

Approved By:  
Ron Van Pool  
President

### **Attachments**

September 16-17, 2005  
House of Delegates - USAS

Greensboro, North Carolina

- Attachment #1** Page 1 – Agenda
- Attachment #2** Page 2 – USA Swimming Foundation Chair Report
- Attachment #3** Page 2 – USA Swimming President’s Report
- Attachment #4** Page 6 – USA Swimming State of the Sport Report
- Attachment #5** Page 6 – 2006 Budget
- Attachment #6** Page 7 – Proposed Amendments to Rules and Regulations
- Attachment #7** Page 7 – Resolution to the 120 Rule
- Attachment #8** Page 7 – Changes to USA Swimming Rules to Conform to FINA
- Attachment #9** Page 7 – 2006 Time Standards