

1 **USA SWIMMING** RULES & REGULATIONS COMMITTEE

2
3 HOUSE OF DELEGATES ACTIONS ON PROPOSED AMENDMENTS TO
4 2003 USA SWIMMING RULES & REGULATIONS

5
6 September 13, 2003
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10 R-1 ACTION: Adopted

11
12 **Location:** PAGE 29 102.10 DISQUALIFICATIONS

13
14 **Proposed by:** Bob Brown, Rules & Regulations Committee member

15
16 **Purpose:** To allow the use of the FINA disqualification procedure at meets from which teams for
17 international competition will be selected. Coaches and athletes will benefit by
18 becoming familiar with the same procedure as will be experienced in international
19 competition.

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21 **Recommendation:** *The Rules & Regulations Committee recommends approval.*

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23 **Effective: January 1, 2004**

24
25 **102.10 DISQUALIFICATIONS**

- 26 .1 A disqualification can be made only by the official shall immediately raise one
27 hand overhead. If the official does not do so, there shall be no disqualification unless the
28 Program Operations Vice President has directed that the meet be conducted under FINA
29 procedures.
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33 R-2 ACTION: Adopted / Amended

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35 **Location:** PAGE 33 102.14 STARTER

36
37 **Proposed by:** Rules & Regulations Committee

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39 **Purpose:** To include a rule for in-the-water starts.

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

41 **102.14 STARTER**

42
43 **.4 The Start**

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45 **A.** At the commencement of each heat, the Referee followed by a long whistle
46 indicating that they should take and maintain their positions on the starting platform, the
47 deck, or in the water. (no further change)
48
49 **B.** (no change)
50
51 **C.** On the Starter’s command “take your mark”, the swimmers shall immediately assume their
52 starting position, in the forward start, with at least one foot at the front of the ~~block~~ starting
53 platform or on the deck. Swimmers starting in the water must have at least one hand in
54 contact with the wall or starting platform. When all swimmers are stationary, the starter shall
55 give the starting signal.
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R-3 ACTION: Defeated

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60 **Location:** PAGE 34 102.14.5D Declared False Start
61
62 **Proposed by:** Pacific Swimming
63
64 **Purpose:** As an LSC option, to allow the substitution of alternates in the event of a Declared
65 False Start in the finals.
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67 **Recommendation:** *The Rules & Regulations Committee recommends rejection as*
68 *unnecessary. LSCs may cover this procedure in their own scratch rules.*
69

70 **102.14 STARTER**

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72 **D. Declared false start:** swimmers reporting to the Referee prior to the start of their race and
73 declaring their intent not to compete will be disqualified except as noted in 207.7.9 D (1). In
74 other than National Championships, if a declared false start in finals is reported to the
75 Referee prior to the start of the finals session, an LSC may allow the substitution of
76 alternates in accordance with the procedures in 207.7.9 D (2), (3) and (4).
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R-4 ACTION: Defeated by adoption of 4A
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80
81 **Location:** PAGE 35 102.15.6 Relay Take-Off Judges
82
83 **Proposed by:** Mike Saltzstein on behalf of Senior Swimming Committee
84
85 **Purpose:** To expand our rules in order to allow for relay take-off platforms to serve as a final
86 confirmation of a relay take-off infraction
87

88 **Recommendation:** The Rules & Regulations Committee recommends rejection in favor of
89 R-4A.
90

91 **102.15.6 Relay Take-Off Judges –**
92

93 *Add the following new paragraph:*
94

95 C. When relay take-off platforms are available, a “tri confirmation” process will be used to report
96 infractions of relay take-off exchanges. In this process, the lane take-off judge and the side take-
97 off judge will both need to independently report infractions in writing, prior to consultation of the
98 results of the relay take-off platforms. The relay take-off platform results will either confirm or
99 overturn the infraction called by the human judges. The results of the relay take-off platforms will
100 only be consulted at the point that both humans independently agree on the infraction.
101
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R-4A ACTION: Adopted

104
105 **Location:** PAGE 35 102.15.6 Relay Take-Off Judges
106

107 **Proposed by:** Rules & Regulations Committee
108

109 **Purpose:** To expand our rules in order to allow the use of relay take-off platforms and back-up
110 timing cameras to serve as confirmation of a relay take-off infraction.
111

112 **Recommendation:** The Rules & Regulations Committee recommends approval as an
113 alternative to R-4.
114

115 **102.15.6 Relay Take-Off Judges –**
116

117 *Add the following new paragraph:*
118

119 C. When automatic relay exchange judging equipment is in use, the system printout will provide
120 the information to judge relay exchanges. Integrated back-up timing cameras may be
121 reviewed by the Referee to confirm the automatic system’s results. When back-up timing
122 cameras are not available, the Referee will determine the confirmation process.
123
124
125

R-5 ACTION: Adopted

126
127 **Location:** PAGE 35 102.16 TIMING
128

129 **Proposed by:** Mike Saltzstein on behalf of Senior Swimming Committee
130

131 **Purpose:** To expand the rule on timing systems to allow for back-up timing cameras as a possible
132 secondary timing system. These cameras must be set up by the company that does the
133 electronic timing and must be in a location where the cameras can clearly see the finish
134 touch of the race. These cameras are specially designed to 1/100th of a second per

135 frame. Cameras from other observers at the competition will not be permitted for back-
136 up timing.
137

138 As it is now, the secondary timing system is either semi-automatic or manual. By
139 allowing the meet referee to access the back-up timing cameras, it provides a more
140 accurate way of calculating a back-up time for athletes when the primary system has a
141 failure. These cameras will likely be available at some of our national level competitions.
142 They are also used at all international competitions such as the Olympic Games, World
143 Championships, Pan Pacific Championships, etc.
144

145 **Recommendation:** The *Rules & Regulations Committee recommends approval.*

146
147 **102.16.2 Timing System Designation**

148
149 **B Secondary System** – If manually operated watches are not the primary system, a secondary
150 system of precedence equal to or lower than the primary system must be used. The secondary
151 system may be:

- 152
153 (1) (new) Back-up timing cameras recording a minimum of 100 images per second. The
154 cameras must be fully integrated with the timing system.

155
156 *(Existing subsections (1) and (2) to be renumbered (2) and (3) respectively)*
157
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R-6 ACTION: Adopted / Amended

160
161 **Location:** PAGE 43 103.2 Water Depth
162

163 **Proposed by:** Safety Education Committee
164

165 **Purpose:** To establish a minimum depth for starts from the pool deck. As the current rule is
166 written, diving from the deck is allowed into water less than 3'6" deep.
167

168 **Recommendation:** The *Rules & Regulations Committee recommends approval.*
169

170 **103.2 WATER DEPTH –**

171
172 .3 /M/ **Racing Starts** – Minimum water depth for racing starts during practice and competition
173 shall be measured for a distance 3'3 ½" (1.0 meter) to 16'5" (5.0 meters) from the end wall.
174 Starting requirements and height of starting block shall be:

175
176 A In pools with water depth less than 4' (1.22 meter) at the starting end, the swimmer must
177 start from ~~the deck or from~~ within the water.
178

179 B *(no change)*

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R-7 ACTION: Adopted

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Location: PAGE 46 103.13 Floating Lane Dividers

Proposed by: Peter Carney, Rules & Regulations Committee member

Purpose: FINA FR2.6.1 specifies that there be only one lane rope between lanes. With the increased emphasis on SCM times, our rule should be consistent with FINA's.

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

103.13 /M/ FLOATING LANE DIVIDERS –

.3 A single line of dividers between racing lanes shall be used in long course and short course meters competition. Multiple lines may be installed for short course yards competition, provided the width of open water between dividers is not reduced to less than 7 feet. /LSC/

R-8 ACTION: Adopted

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Location: PAGE 53 ARTICLE 105 GUIDELINES FOR OFFICIATING SWIMMERS WITH A DISABILITY IN USA SWIMMING MEETS

Proposed by: Jack Jackson, National Disability Sports Alliance

Purpose: This system will function similarly to the NCAA “Proof of Performance” or “Official Verification Form” system currently in place for observed swims, the goal being to allow athletes with authorized IPC Swimming Classifications to use all times from USA Swimming meets for International Paralympics Committee World Rankings during the upcoming quadrennium, positively impacting the USA presence at the international level.

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

105.1 GENERAL –

Add a new subsection as follows:

Use of ID Card for Swimmers with a Disability -- All swimmers with a disability, who have an International Paralympics Committee authorized classification, will be issued an ID card listing their specific International Paralympics Committee swimming rule exceptions on the reverse of the card. Swimmers shall be judged under these specific exceptions.

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R-9 ACTION: Adopted / Amended

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Location: PAGE 63 ARTICLE 203 REPRESENTATION

Proposed by: Dennis Dale, Member, Senior Swimming

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Purpose: To officially extend to foreign collegiate athletes the flexibility granted to collegiate athletes in rule 203.4 regarding representation and the transfer rule.

230 U.S. athletes can move back and forth between their “college club” and their “non-
231 school” club without the application of the 120-day transfer rule. This same rule should
232 be applied to foreign athletes competing for their “college club”.

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Recommendation: The *Rules & Regulations Committee* recommends rejection. This legislation is not needed since foreign swimmers are already covered under Article 203.4.

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238 **203.9**

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.2 An athlete 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. One hundred and twenty (120) consecutive days must elapse after a swimmer represents any organization before he/she can represent a US Swimming club. If documentation is not provided at the time of registration, the one hundred and twenty (120) days will commence from the date of registration. Foreign athletes who are competing for a secondary school, college or university shall be automatically released to represent, in accordance with 203.4.

R-10 ACTION: Adopted

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Location: PAGE 65 204.9 SECTIONAL CHAMPIONSHIPS

Proposed by: Ed Dellert, Technical Planning Chairman, Eastern Zone

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Purpose: The Eastern Zone has been struggling to obtain two (2) indoor LC pools to host the Speedo Championship Series LC meet. The meets (held in outdoor facilities) are sometimes affected by severe weather conditions, which hinder the athletes from reaching senior level standard times. This rule change will allow the athletes to compete in one summer LC meet at an indoor facility where the competition will be greater and the opportunities to attain a senior national cut are increased.

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

264 **204.9 SECTIONAL CHAMPIONSHIPS**

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.4 There shall be at least two (2) Spring and ~~two (2)~~ one (1) Summer Sectional meets in each Zone.

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R-11 ACTION: Adopted

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Location: PAGE 67 ff. 205.8 NATIONAL TOP 16 TIMES REPORTING AND RECOGNITION

Proposed by: Terry Randolph, Top 16 Coordinator

Purpose: To bring the reporting of Top 16 times into line with the method of reporting NTVs. Currently NT Verification Officers may only report times done in their own LSCs. Also, with the changeover to the new database system, the Top 16 Tabulators will have to use mostly electronic reporting and often do not have access to meet information in this form from other LSCs.

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

205.8 NATIONAL TOP 16 TIMES REPORTING AND RECOGNITION

.5 Each LSC shall be responsible for submitting all reportable official times achieved within its boundaries. ~~An LSC should report times achieved by its swimmers outside its boundaries when proof of performance is submitted to the LSC Top 16 Times Tabulator.~~

R-12 ACTION: Withdrawn

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Location: PAGE 70 207.4 USA JUNIOR CHAMPIONSHIPS

Proposed by: Dick Bower on behalf of Louisiana Swimming

Purpose: To return junior nationals in the format previously used starting in 2005. To establish a unique committee for the competitions in place of Senior Swimming and to appoint a specific individual to chair the committee.

Recommendation: *The Rules & Regulations Committee recommends rejection. Experience is needed with existing legislation that becomes effective in 2005 before making revisions to it. The need for a specific committee is redundant since there is an existing committee and legislation should not be used to permanently appoint an individual.*

207.4 USA JUNIOR CHAMPIONSHIPS –

Delete the entire existing section (which was to become effective January 1, 2005) and replace with the following:

207.4 USA JUNIOR CHAMPIONSHIPS—A Junior Nationals Committee shall be created that will report to the Program Operations Vice President.

- 316 .1 Junior Nationals shall be conducted in both the spring and the summer. The first meets will be
317 held in 2005.
318
319 .2 All registered USA citizen swimmers 18 years of age and under who have met the qualifying time
320 standard for a specific event are eligible to participate. No foreign athletes will be allowed.
321
322 .3 The spring meets will be swum 25-yard short course and the summer meets will be 50-meter long
323 course.
324
325 .4 The meets will be scheduled by the Junior National Committee to best fit into the overall USA
326 Swimming schedule.
327
328 .5 The Junior National program will be determined annually by the Junior National Committee.
329
330 .6 Bob Gillette of Phoenix, Arizona will be appointed Chairman of the first Junior National Committee
331 and will serve for the first two years (end of convention 2004 to end of convention 2006).
332
333 .7 Elections will be held at the 2004 convention and on even years thereafter to provide a committee
334 of twenty (20) members who will serve two-year terms. The make-up of the committee will
335 conform to the balance required of all USA-S committees.
336
337 .8 Starting in 2006 elected members of the committee will elect the chairman.
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340

341 ***The following 3 items are alternate proposals. If A is passed, B & C are not needed. If B is***
342 ***passed, C is not needed.***
343

R-13A ACTION: Adopted / Amended

- 344
345 **Location:** Page 70 207.5 USA Swimming Disability Championships
346
347 **Proposed by:** Jack Jackson, National Disability Sports Alliance
348
349 **Purpose:** By conducting the competition under IPC rules, all results will be eligible for entry into
350 the IPC World Rankings and may be used to earn "slots" for the USA at the subsequent
351 Paralympics Games.
352
353 **Recommendation:** *The Rules & Regulations Committee recommends rejection as*
354 *unnecessary. Program Operations has the authority to implement use of IPC rules*
355 *at the Disability Championships if desired.*
356
357 **207.5 USA SWIMMING DISABILITY CHAMPIONSHIPS** – The USA Swimming Disability Championship
358 meet shall be governed and conducted by Program Operations. Program Operations shall
359 request International Paralympics Swimming Committee approval of the competition. All USA
360 Swimming members (no further change)

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R-13B ACTION: Not needed after adoption of 13A
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Location: Page 70 207.5 USA Swimming Disability Championships

Proposed by: Jack Jackson, National Disability Sports Alliance

Purpose: By conducting the competition under IPC rules, all results will be eligible for entry at the Paralympics Games and IPC World Championships.

Recommendation: *The Rules & Regulations Committee recommends rejection as unnecessary. Program Operations has the authority to implement use of IPC rules at the Disability Championships if desired.*

207.5 USA SWIMMING DISABILITY CHAMPIONSHIPS – The USA Swimming Disability Championship meet shall be governed and conducted by Program Operations. When the Disability Championships are designated as the selection meet for the Paralympics Games or the IPC World Championships, the competition shall be held under International Paralympics Committee (IPC) rules. All USA Swimming members *(no further change)*

R-13C ACTION: Not needed after adoption of 13A
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Location: Page 70 207.5 USA Swimming Disability Championships

Proposed by: Jack Jackson, National Disability Sports Alliance

Purpose: By conducting the competition under IPC rules, all results will be eligible for entry at the Paralympics Games.

Recommendation: *The Rules & Regulations Committee recommends rejection as unnecessary. Program Operations has the authority to implement use of IPC rules at the Disability Championships if desired.*

207.5 USA SWIMMING DISABILITY CHAMPIONSHIPS – The USA Swimming Disability Championship meet shall be governed and conducted by Program Operations. When the Disability Championships are designated as the selection meet for the Paralympics Games, the competition shall be held under International Paralympics Committee (IPC) rules. All USA Swimming members *(no further change)*

440

R-16 ACTION: Adopted

441

442 **Location:** Page 79 207.10 Entry Forms and Official Meet Information

443 Page 85 Appendix 2-A

444

445 **Proposed by:** Don Hart, Rules & Regulations Committee Chairman and former member of Senior
446 Swimming

447

448 **Purpose:** At the 2002 Convention, Senior Swimming and National Events staff discussed the need
449 to include clearly in the main subsection of Part 2 the provisions for bonus events. The
450 wording shown below has been carried as part of Appendix 2A and should be more
451 directly reflected as an option.

452

453 **Recommendation:** *The Rules & Regulations Committee recommends approval.*

454 **207.10 ENTRY FORMS AND OFFICIAL MEET INFORMATION**

455

456 .4 The meet information shall state qualifying times and procedures necessary for proof of
457 entry times. (See 207.11) For a USA Swimming Championship meet, Program Operations
458 may permit bonus events. For each qualifying time achieved in an individual event,
459 additional bonus events may be allowed. Requirements for bonus events will be specified
460 in the meet information.

461

462 **APPENDIX 2-A**

463 **Bonus events** / Some USA Swimming ~~Nationals~~ Championships may permit bonus events. (No
464 further change)

465

R-17 ACTION: Withdrawn

466

467 **Location:** PAGE 82 207.13 PROOF OF ENTERED TIME

468 PAGE 84 APPENDIX 2-A "STARS" SWIMMING TRACKING AND
469 RECOGNITION SYSTEM

470

471 **Proposed by:** Suzanne Heath, National Times Coordinator

472

473 **Purpose:** To require that all athletes who wish to have times submitted into the National Times
474 Database be a member of USA Swimming at the time of submission.

475

476 This rule would streamline the requirements for the National Times Database. Currently,
477 the Top 16 program requires that athletes be members at the time of the swim that is to
478 be considered for the Top 16 program. In addition, it is a simple concept to require that
479 if an athlete is going to use a time to enter a USA Swimming competition, that the
480 athlete be a member of our organization when the time is submitted.

481

482 **Recommendation:** *The Rules & Regulations Committee recommends approval.*

483

484 **207.13 PROOF OF ENTERED TIME**

485
486 .1 (new) All athletes whose times are submitted for inclusion in the National Times Database must
487 be members of USA Swimming when the time is submitted.
488

489 *(Existing paragraphs .1 through .5 to be renumbered .2 through .6 respectively)*

490 **APPENDIX 2-A**

491 *Insert new second paragraph between "Purpose" and "Times automatically entered into database",*
492 *as follows:*

493
494 **Membership/** All athletes who submit times for inclusion in the National Times Database must be
495 members of USA Swimming when the time is submitted.
496

R-18 ACTION: Adopted

500
501 **Location:** PAGE 84 APPENDIX 2-A "STARS" SWIMMING TRACKING AND
502 RECOGNITION SYSTEM
503

504 **Proposed by:** Suzanne Heath, National Times Coordinator
505

506 **Purpose:** To update language to reflect current procedures.
507

508 **Recommendation:** *The Rules & Regulations Committee recommends approval.*
509

510 **APPENDIX 2A "STARS" SWIMMING TRACKING AND RECOGNITION SYSTEM**

511
512 *(second paragraph)*

513 **Times automatically entered into database /** Qualifying times achieved Database or
514 results will be available at the meet for the purpose of proving times. Each LSC shall be responsible
515 for loading times from all sanctioned meets held in the LSC into the SWIMS data management
516 program. The LSC NTV chairperson or the Top 16 tabulator is responsible for insuring that the
517 designated sanctioned meets are properly loaded into STAR database.
518

519 *(third paragraph)*

520 **Times which must be requested /** Times achieved at any other competition, including observed
521 swims at non-USA Swimming competitions, and any relay lead-off splits or intermediate distance
522 splits from sanctioned meets which achieve an applicable qualifying time, *(no further*
523 *change)*
524

525 *(fourth paragraph)*

526 **Obtaining Verification of a National Time or Top 16 Time /** It is the responsibility of the coach
527dependent on conformance to USA Swimming technical rules and procedures. Data from
528 observed college conference championships, major college invitationals and high school and
529 YMCA/YWCA meets in the championship progression, if approved, will be loaded into the SWIMS
530 data management program. The use of USA Swimming ID numbers or complete names with middle
531 initials and birth dates will facilitate the addition of times from compliant swims into the database.

532 There is no guarantee of data entry for meets in which USA Swimming ID numbers are not used.
533 Coaches should check the STAR database and request individual times from such meets that do not
534 appear in the database. Relay lead-off splits and intermediate distance splits from these meets must
535 always be individually requested from the NTV chairman in the LSC where the meet was held.
536
537
538

R-19 ACTION: Adopted

539
540 **Location:** PAGE 104 ARTICLE 302 ATHLETE REGISTRATION
541 PAGE 117 ff. ARTICLE 501 MEMBERS
542

543 **Proposed by:** Jeff Gudman, National Administration Vice President on behalf of the Program and
544 Services Task Force
545

546 **Purpose:** Consistent with the "Build the Base" objective, this membership category will provide
547 enhanced recruiting opportunities and greater flexibility for open water events. Based on
548 the success that Masters and triathlon have experienced with this type of membership, it
549 is expected that clubs and LSCs will have a new tool with which to increase participation
550 in open water events.
551

552 At the option of each LSC. There is no limit to number of times within a calendar year
553 that an athlete can pay and utilize the single-meet membership option. However,
554 beginning with the second meet, seasonal membership (where available) becomes more
555 economical. NHQ fee would be \$10; LSC may add additional fee. Implementation
556 specifics to be decided at local level. Will require modification of new SWIMS database
557 system.
558

559 **Recommendation:** *The Rules & Regulations Committee recommends approval.*
560

561 **Effective date:** September 1, 2004 (2005 registration year).
562

563 **302.2 MEMBERSHIP** – Athlete membership will consist of an annual membership, an outreach
564 membership, ~~or~~ a seasonal membership or a single-meet open water membership.
565

566 .4 (new) Single-Meet Open Water Membership – At the option of the LSC, membership may be offered
567 for the specific date(s) of an open water competition(s). The athlete must compete unattached.
568 Single-meet membership is not valid for competition at or above the Zone Championship meet.

569 **501.4 Individual Membership**
570

571 .4 Each class of membership (except life membership, ~~and~~ seasonal membership and single-
572 meet open water membership) is for a calendar year period. Individuals applying for calendar-
573 year membership on or after September 1 will receive membership credentials through
574 December 31 of the following year.
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R-20 ACTION: Adopted

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579 **Location:** PAGE 104 ARTICLE 302 ATHLETE REGISTRATIONS
580

581 **Proposed by:** Jeff Gudman, National Administration Vice President on behalf of the Program and
582 Services Task Force
583

584 **Purpose:** LSCs that do offer seasonal membership have it tied to specific 150-day time periods.
585 While this may work for some LSCs and their athletes, it may not work for others. By
586 offering a flexible open 150-day period as an option, each LSC has the ability to choose
587 which format works best for them or whether they even want to offer seasonal
588 memberships in any format. For those LSCs that choose the open 150-day format, their
589 athletes receive the flexibility of having a membership that meets their training and
590 competitive needs. Clubs and LSCs will have an additional tool with which to develop
591 programs that attract entry-level swimmers and "build the base."
592

593 **Recommendation:** *The Rules & Regulations Committee recommends approval.*
594

595 **Effective date: September 1, 2004 (2005 registration year)**
596

597 **302.2 MEMBERSHIP** – Athlete membership will consist of an annual membership, an outreach
598 membership, or a seasonal membership.
599

600 .3 Individual seasonal membership – At the option of the LSC, membership may be offered for one or
601 two periods of not more than 150 days per period within a registration year. Seasonal
602 membership may also be offered for an unspecified but continuous period of not more than 150
603 days commencing on the date of registration. This Seasonal membership is not valid for
604 competition at or above the Zone Championship level.
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R-21 ACTION: Adopted / Amended

608
609 **Location:** PAGE 59 202.3 CONDITIONS OF SANCTION
610

611 **Proposed by:** Mary Jo Swalley on behalf of Registration/Membership Committee
612 and the Safety Education Committee
613

614 **Purpose:** To include a requirement that athlete members at USA Swimming competitive activities
615 be supervised by USA Swimming member coaches. This requirement is reflected in
616 insurance documents but not in the rulebook.
617

618 **Recommendation:** *The Rules & Regulations Committee recommends approval.*
619

620 *Add the following:*

621 **202.3 CONDITIONS OF SANCTION**
622

623 .2 (new) At a sanctioned competitive event, USA Swimming athlete members must be under the
624 supervision of a USA Swimming member coach during warm-up, competition, and warm-down.
625 The Meet Director or Meet Referee shall assist the athlete in making arrangements for such

626 supervision.

627

628 *Renumber existing .2 through .7 as .3 through .8 respectively.*

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631 *(R-22 remains retired)*

632

633

R-23 ACTION: Defeated

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635 **Location:** PAGE 107 ARTICLE 304 CODE OF CONDUCT

636

637 **Proposed by:** Murray Stephens, Technical Vice President and

638

639 **Purpose:** To eliminate recruiting as a violation under the Code of Conduct.

640

641 **Recommendation:** *The Rules & Regulations Committee makes no recommendation.*

642

643 **304.3** The following shall be considered violations of the USA Swimming Code of Conduct:

644

645 ~~.13 Actions, other than through general advertising, by a coach, owner, officer, volunteer,~~
646 ~~representative,~~

647 ~~or employee of a swim club, or a USA Swimming or LSC employee, either through direct contact~~

648 ~~with an athlete or the encouragement of others, to recruit or otherwise encourage an athlete who~~

649 ~~is already a member of a USA Swimming member swim club to compete for or become a~~

650 ~~member of the swim club with which the acting party is affiliated, unless the acting party receives~~

651 ~~prior written approval to recruit or encourage the athlete from the coach of the athlete's existing~~

652 ~~USA Swimming member swim club or contact is initiated by the athlete, the athlete's parent or~~

653 ~~authorized representative;~~

654

655 *Existing paragraphs .14 and .15 to be renumbered .13 and .14 respectively.*

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R-24 ACTION: Withdrawn

659

660 **Location:** PAGE 109 PART 4 HEARINGS AND APPEALS

661

PAGE 127 ARTICLE 508 RULES & REGULATIONS COMMITTEE

662

663 **Proposed by:** Maureen Sheehan, Senior Chair, Illinois Swimming

664

665 **Purpose:** To conform to current practice and rules adopted by the 2002 House of Delegates.

666

667 **Recommendation:** *The Rules & Regulations Committee strongly recommends rejection.*

668 *The revision regarding the LSC Board of Review is unnecessary since it already has*

669 *the authority to interpret Sections 304.3.12 through 304.3.15. The revision*

670 *regarding appeal would emasculate the appeal process and may be in violation of*

671 *the Amateur Sports Act.*

672

673 **401.2 JURISDICTION OF THE LSC** – In those matters involving only a member or members of one

674 LSC, in regional or zone competition and any complaint alleging violations of Sections 304.3.12
675 through 304.3.15 of the USA Swimming Code of Conduct involving one or more members or
676 prospective members of one LSC, and not brought by USA Swimming, shall be filed directly with the
677 LSC. The procedures and the rules to be followed for hearing shall be as set forth under the LSC
678 Board of Review provisions in the LSC By-Laws. The LSC Board of Review has both jurisdiction
679 and authority to interpret Articles 304.3.12 through 304.3.15. Any appeal ~~for~~ of the LSCs decision
680 shall be made to the National Board of Review pursuant to Part Four of the USA Swimming Rules &
681 Regulations. Such appeal shall not include any question regarding interpretation and shall be limited
682 to Findings of Fact by the LSC Board of Review.

683 **508.4** The Rules & Regulations Committee or its designee shall have the sole authority to officially
684 interpret Part One, the authority to interpret the remainder of this Code, and shall be responsible for all
685 redistricting procedures for USA Swimming except as noted in Article 401.5.5 and below:

686
687 .1 the LSC or LSC Board of Review has authority to interpret Articles 304.3.12 through 304.3.15;
688

689 .2 the USA Swimming Board of Directors, when sitting as an appellate body, has authority to interpret
690 any provision of this Code.
691
692
693
694

R-25 ACTION: Adopted

695
696 **Location:** PAGE 113 401.8 PROCEDURE FOR REVIEW
697

698 **Proposed by:** B. Wells O'Brien, Secretary/General Counsel
699

700 **Purpose:** To better define the basis of the hearing format
701

702 **Recommendation:** *The Rules & Regulations Committee recommends approval.*
703

704 **401.8 PROCEDURE FOR REVIEW**

705
706 .5 (new) The appeal to the National Board of Review shall be on the basis of the record and written
707 briefs filed with it, unless the National Board of Review shall at its discretion order a *de novo*
708 hearing. In the event the National Board of Review orders a *de novo* hearing, the hearing
709 procedure shall be as set forth in Article 406.
710
711

R-26 ACTION: Adopted

712
713 **Location:** PAGE 114 401.9 APPEAL TO THE BOARD OF DIRECTORS
714

715 **Proposed by:** B. Wells O'Brien, Secretary/General Counsel
716

717 **Purpose:** To permit the Board of Directors when sitting as an appellate body to hear the matter
718 with a panel of less than all of the Board.
719

720 **Recommendation:** *The Rules & Regulations Committee recommends approval.*

721
722 401.9 **APPEAL TO THE BOARD OF DIRECTORS** – Any real partya *de novo* hearing.
723 The Board of Directors, or its authorized representative, may establish a hearing panel
724 consisting of at least five members to hear any appeal, including appeals conducted as *de*
725 *novo* hearings. The decision of the hearing panel shall be final with the same force and effect
726 as if the full Board of Directors heard the matter.
727
728

R-27 ACTION: Adopted

729
730 **Location:** PAGE 117 PART 5-GOVERNING REGULATIONS OF USA SWIMMING
731

732 **Proposed by:** B. Wells O'Brien, Secretary/General Counsel
733

734 **Purpose:** To provide that provisions of Robert's Rules can be changed by policy of the House
735 of Delegates or the Board of Directors.
736

737 **Recommendation:** *The Rules & Regulations Committee recommends approval.*

738 **CORPORATE CODE OF REGULATIONS (BYLAWS)**

739
740 *Change the last paragraph of this section to read as follows:*
741

742 At all meetings of USA Swimming, its LSCs, divisions and committees, Robert's Rules of Order shall
743 be the governing procedural rules, unless otherwise modified in these regulations or by policy
744 adopted by the House of Delegates or the Board of Directors. See Appendix 5-A for the USA
745 Swimming Table of Organization.
746
747
748

R-28 ACTION: Adopted

749
750 **Location:** PAGE 119 501.8 Delinquent Dues and Fees
751

752 **Proposed by:** B. Wells O'Brien, Secretary/General Counsel
753

754 **Purpose:** To conform the paragraph to the requirements of the Amateur Sports. Act.
755

756 **Recommendation:** *The Rules & Regulations Committee recommends approval.*
757

758 **501.8 Delinquent Dues and Fees.** If any member or the legal representative of any member has
759 secured a court judgment against any other member for non-payment of financial obligations due
760 such member in the normal and usual course of activities or business associated with membership
761 in and of swimming that member's membership rights may be suspended only after a hearing before
762 the LSC Board of Review until the judgment is satisfied.

763

R-29 ACTION: Adopted / Amended – new sentence to be included in 502.9 instead of 502.2

764

Location: PAGE 119 502.2 House of Delegates

765

766

Proposed by: Governance Study Task Force [Submitted by Peter Carney]

767

768

Purpose: The prompt election of LSC delegates will enable USA Swimming to communicate with them throughout the year, educating them on key issues that will be addressed at the next annual meeting. While not mandatory, it is hoped that all LSCs will see the value in having their delegates better prepared for convention.

769

770

771

772

773

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

774

775

502.2 The following from each LSC shall be ~~at-large~~ members of the USA Swimming House of Delegates: the chairman of its Administrative, Senior, and Age Group divisions; the athletes' representative to the LSC; the coaches' representative to the LSC; and its General Chair. An alternate for each of the delegates may also be elected. Information that may be of assistance to the House of Delegates at its next meeting shall be provided in a conspicuous place on the website.

776

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780

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782

783

R-30 ACTION: Adopted

784

Location: PAGE 119 ARTICLE 502 HOUSE OF DELEGATES

785

786

Proposed by: Bryan Jones, Athletes Vice President and Chair, Athletes Executive Committee

787

788

Purpose: Each year National Athlete Representatives are elected at LC Nationals to attend convention. Because Nationals are held in August, this gives the newly elected athletes very little time to rearrange their schedules in order to attend the convention, which is usually held less than six weeks after they are elected. Therefore, the Athletes Executive Committee would like to move the date of the election.

789

790

791

792

793

794

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

795

796

502.5 Ten athlete representatives, elected by those athletes competing at the USA Swimming Long Course Championships US Open competition shall be ~~at-large~~ members of the House of Delegates. The athlete representatives *(no further change)*

797

798

799

800

801

802

R-31 ACTION: Adopted

803

804 **Location:** PAGE 120 ARTICLE 502 – HOUSE OF DELEGATES

805

806 **Proposed by:** Fred & Judy Siegrist, Co-Chairs Convention/Elections Committee

807

808 **Purpose:** To clarify the deadline for substitution of delegates. The current terminology is
809 ambiguous.

810

811 **Recommendation:** *The Rules & Regulations Committee recommends approval.*

812

813 **502.9** All members of the House of Delegates shall serve No substitution of a
814 member may be made unless written certification thereof is given to the convention credentials
815 committee chairman on or before the ~~first official day of the annual convention~~ House of Delegates is
816 called to order.

817

818

819

R-32 ACTION: Defeated

820

821 **Location:** PAGE 120 ARTICLE 503 MEETINGS OF HOUSE OF DELEGATES

822

823 **Proposed by:** Ira Klein, Member OIOC

824

825 **Purpose:** To change the convention from annual to bi-annual.

826

827 The convention is a huge expense issue to USA Swimming in general (LSCs,
828 headquarters budget). In addition, USA Swimming is notorious for making a decision
829 on an issue in one year, and then reversing itself the following year. This proposal
830 would protect rule changes for a two-year period.

831

832 **Recommendation:** The Rules & Regulations Committee recommends rejection.

833 **EFFECTIVE DATE: January 1, 2007**

834

835 **503.1** The bi-annual meeting of the House of Delegates shall be held at any date, time, and place,
836 as may be fixed in the notice of such meeting.

837

838

839

R-33 ACTION: Adopted

840

841 **Location:** PAGE 121 ARTICLE 504 OFFICERS

842

843 **Proposed by:** B. Wells O'Brien, Secretary/General Counsel

844

845 **Purpose:** To strike these provisions from the Bylaws because they need not be provisions in
846 the Bylaws. This is management.

894 athletes, each of whom must at the time of his/her appointment be engaged in amateur swimming within
895 eight (8) years preceding his/her appointment.
896
897
898

R-36 ACTION: Defeated

899
900 **Location:** PAGE 126 507.2 Committees & Coordinators
901
902 **Proposed by:** Governance Study Task Force [Submitted by Peter Carney]
903
904 **Purpose:** To strengthen and improve committee functioning by providing both direct supervision
905 as well as direction.
906

907 **Recommendation:** *The Rules & Regulations Committee recommends rejection in favor*
908 *of inclusion in the Policy Manual.*
909

910 [new section: Insert after 507.1 (shown above) and renumber]
911

912 **507.2** The Executive Committee shall establish two-year goals and objectives for each committee when
913 appointed. The Executive Committee may make recommendations regarding the function and
914 organization of any committee at any time.
915
916
917

R-37 ACTION: Adopted

918
919 **Location:** PAGE 128 509 International Relations Committee
920
921 **Proposed by:** Governance Study Task Force [Submitted by Peter Carney]
922
923 **Purpose:** To add the World University Games to the list of international competitions qualifying
924 athletes for membership on the International Relations Committee.
925

926 **Recommendation:** *The Rules & Regulations Committee recommends approval.*
927

928 **509.1**
929
930 E A sufficient number of athlete representatives with international competitive experience on ~~an~~ an
931 Olympic, World Championships, Pan American, Pan Pacific, or World University Games team within
932 10 years preceding selection to the committee so as to constitute at least 20 percent of the voting
933 membership.

934

R-38 ACTION: Adopted

935

936

Location: PAGE 129 ARTICLE 510 ATHLETES COMMITTEE

937

938

Proposed by: Fred & Judy Siegrist, Co-Chairs, Convention/Elections Committee

939

940

Purpose: To conform the provision of the rulebook to established practice.

941

942

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

943

944

510.2 The Athletes Committee shall elect the following:

945

.1 *(no change)*

946

.2 Quadrennially in the year of preceding the Olympic Games:

947

A *(no change)*

948

B ~~Two~~ Five alternates elected by the House of Delegates *(no further change)*

949

950

951

R-39 ACTION: Adopted

952

953

Location: PAGE 132 514 AMENDMENTS

954

955

Proposed by: Mike Saltzstein, Program Operations Vice President, on behalf of Governance Task Force

956

957

958

Purpose: To have all the members of the House of Delegates informed, educated and participative in the proposed legislation. Change in dates will allow review and thoughtful discussion during the summer season prior to the annual convention.

959

960

961

962

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

963

964

514.3 All proposed amendments to all parts of the Code shall be published and made available on the USA Swimming website not less than ~~forty-five (45)~~ seventy-five (75) days prior to the annual meeting of the House of Delegates. *(no further change in section)*

965

966

967

968

969

R-40 ACTION: Adopted

970

971 **Location:** PAGE 157 709.3 ADMINISTRATION

972

973 **Proposed by:** Dale Petranech, Open Water Domestic Committee

974

975 **Purpose:** To conform to the method of selecting officials for other USA Swimming
976 championship-level meets.

977

978 **Recommendation:** *The Rules & Regulations Committee recommends approval.*

979

980 **709.3 ADMINISTRATION**

981

982 ~~.3 The Referee and Safety Officer shall be approved by the OWDC. The assigned Officials~~
983 ~~shall be responsible for mentoring and training other Open Water Swimming officials at the~~
984 ~~Championships.~~

985 *(Existing sections .4 and .5 to be renumbered .3 and .4 respectively.)*

986

987

988

R-41 ACTION: Adopted

989

990 **Location:** PAGE 157 709.4 FINANCIAL

991

992 **Proposed by:** George Bare, Lake Erie Swimming

993

994 **Purpose:** Eliminate an impractical and unenforceable rule, which is not enforced currently.

995

996 **Recommendation:** *The Rules & Regulations Committee recommends approval.*

997

998 **709.4 FINANCIAL**

999

1000 .2 The entry fees for the any USA Swimming National Championship open water meet shall be
1001 determined by the Meet Director with the concurrence of USA Swimming. ~~The meet information~~
1002 ~~must provide a breakdown of how the entry fees are budgeted.~~

1003

1004 ~~.3 With the concurrence of USA Swimming, surcharges and additional fees may be charged to cover~~
1005 ~~unmet meet expenses.~~

1006

1007