

Governance Committee motion 2506GOV02 (30-day motion)

Motion: to amend the following Pacific Swimming Rules and Regulations:

1. Amend Section 11 to align with current practices and new revisions to the Pacific Swimming Codes of Conduct for camps and travel teams.
2. Amend Section 13.B. to give discretion to the House of Delegates to accept and elect candidates for General Chair and Vice Chair positions, and to the General Chair to appoint (with BOD consent) candidates to fill vacancies in Vice Chair positions, who they deem to be sufficiently qualified, but who may not meet all of the other minimum qualifications specified in Section 13.B.

Detailed changes:

SECTION 11

ATHLETE, COACH/MANAGER, AND PARENT/GUARDIAN CODE OF CONDUCT

A. Purpose

1. The purpose of the Athlete, Parent/Guardian and Coach/Manager Code of Conduct is to define and govern the behavior of athletes, coaches, managers, parents, and other staff members employed, associated with or representing Pacific Swimming-sponsored travel trips. These Policies and Codes shall apply to all of the above-mentioned individuals while attending and participating in events or competition acknowledged, sanctioned, sponsored or hosted by Pacific Swimming and USA Swimming. Members are expected to behave appropriately, ethically, and responsibly, in order to further the achievement of excellence in the sport of swimming and in life.

B. Authority

1. ~~The A~~ review committee (consisting of the Age Group Chair or his their delegate, the Head Coach, the Age Group Coach(es) of the individual(s) involved, a female athlete, a male athlete, and a non-coach member) shall have the enforcement authority to act and to effectuate adherence to ~~the Honor Code and the Pacific Swimming Codes~~ of Conduct in compliance with Pacific Swimming and USA Swimming Rules and Regulations, Policies and Procedures, and guidance. In the occurrence of a USA Swimming Code of Conduct violation, Pacific Swimming is also required to report the violation to the National Review Board of USA Swimming. Pacific Swimming may only convene the Administrative Review Board to hear complaints and appeals regarding administrative matters within Pacific Swimming, which do not rise to the level of Code of Conduct violations and are not appeals of sanction decisions.

C. Applicability

1. These Codes shall apply to and are subject to adherence and compliance by all athletes, coaches, managers, parents, guardians, and other staff members while attending and participating in events or competition acknowledged, sanctioned, sponsored or hosted by Pacific Swimming or its subsidiaries.

D. Compliance

1. Each athlete, coach, manager, parent, guardian, or other staff member of Pacific Swimming or of any club representing Pacific Swimming in competition is required to sign the Pacific Swimming Athlete, Coach/Manager, or Parent/Guardian Code of Conduct (see Policies & Procedures).

2. The signed document shall be turned in before the competition and a signed copy of the document shall be available at the competition.

E. Athlete, Coach/Manager, and Parent/Guardian Code of Conduct

1. The Board of Directors is authorized to update the Athlete, Coach/ Manager, and Parent Code of Conduct whenever changes are desirable or mandated by USA Swimming. The current versions of the Athlete, Coach/Manager, and Parent/Guardian Code of Conduct are published in the Policies & Procedures. ~~A.6~~

SECTION 13

JOB DESCRIPTIONS

B. Eligibility

1. Only Individual Members in good standing shall be eligible to hold office and must maintain their eligibility throughout their term of office. In addition, a candidate shall only be eligible for the offices of General Chair, Administrative Vice Chair, Finance Vice Chair, Program Operations Vice Chair, or Program Development Vice Chair, if that person:
 - a. has served as a Pacific Board member (Voting or Voice Member) for at least two years prior to seeking election for those offices, and was an "active participant" during that term (attended at least 70 % of the Board Meetings during the time he or she served on the Board), ~~and-~~
 - b. ~~and shall have~~ has been actively involved in some BOD functions (BOD member, member of a BOD Standing Committee, Ad Hoc Committee, and/or Task Force) within the past 6 years, ~~or, (Bylaws 2016, Passed HOD, submitted for USA-S approval June 25, 2016 — ByLaws revision withdrawn by Pacific Swimming over objections by USA-S reviewer)~~
 - c. is otherwise deemed qualified by either [new subsection]
 - (1) action of the House of Delegates, or
 - (2) when filling a vacancy, appointment by the General Chair with advice and consent of the Board of Directors.