



**NORTH
CAROLINA
SWIMMING**

2012 Fall House of Delegates Legislation Results

Item	Rule / By-Law No.	Rule	Result
B-1	605.5	Change Ex-Officio BOD members from voice and vote to voice only	Defeated
B-2	606.7	Remove term limit from Finance Vice Chair	Passed
B-3	616.2	Change Fiscal year from Jan 1 – Dec 31 to October 1 – Sept 30.	Passed
B-4	6052	Add Southern Zone Athlete Rep to Board of Directors	Passed
R-1	202	Removal of maximum entry fees on Championship Meets	Passed
R-2	203.2	Time Trial additions	Passed
R-3	208.1	Championship Meet Announcement Coordination	Passed
R-4	212	Travel Fund Revisions	Passed
R-5	214.2	NCS All Star Clarifications	Passed

To be Considered by the
House of Delegates
Fall 2012

B-01

ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

Summary: Change Voice and Vote to voice only for ex-officio members on the BOD

Rationale: Ex-officio members are included on the Board for their experience and insight. They are not elected by the House of Delegates.

Submitted by: Wayne Shulby

Recommendation: *(Office Use Only)*

Effective Date: Immediate

ARTICLE 605 - BOARD OF DIRECTORS

605.1 MEMBERS - The Board of Directors shall consist of the following officers, committee chairs, coordinators and representatives of NCS, together with those additional members designated in Sections 605.2 and 605.3:

- .1 General Chair
- .2 Administrative Vice Chair
- .3 Senior Vice Chair
- .4 Age Group Vice Chair
- .5 Finance Vice Chair
- .6 Secretary
- .7 Treasurer
- .8 Coach Representatives (2)
- .9 Athlete Representatives (2)
- .10 Safety Coordinator
- .11 Technical Planning Chair
- .12 Membership/Registration Coordinator
- .13 Officials Chair
- .14 Diversity Chair
- .15 Rules/Legislation Chair
- .16 Board of Review Chair
- ~~.16~~17 At-Large Board Members
- ~~.17~~18 Ex-Officio Board Members

605.3 EX-OFFICIO MEMBERS – The following person(s) should be an ex-officio member(s) of the Board of Directors during the time period in which they meet the defined status:

.1 The Immediate Past General Chair of NCS, if the Individual Member is in good standing.

~~.2 The Board of Review Chairman;~~

~~.3~~ Individual members in good standing of North Carolina Swimming who are voting members of the USA Swimming House of Delegates; and

~~.4~~ Individual members in good standing of North Carolina Swimming who are USA Swimming Committee Chairs.

605.4 LIMITATIONS - No more than three (3) members of any Club Member or Affiliated Group member should serve on the Board of Directors at any time. This limitation should be applied separately as to athlete members and to other Individual Members. It shall not apply to Ex-officio Members.

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

.1 Board Members - Each Board Member , other than ex-officio members, shall have both voice and vote in meetings of the Board of Directors and its committees.

.2 NON-VOTING BOARD MEMBERS: Unless entitled to vote under another provision of these Bylaws, the ex-officio members shall have voice but no vote in meetings of the Board of Directors and its committees.

~~.2~~ Individual Members - Individual Members who are not Board Members may attend open meetings of the Board of Directors and its committees and be heard in the discretion of the presiding officer. Unless entitled to vote under another provision of these Bylaws, Individual Members shall have no vote in meetings of the Board of Directors or its committees.

To be Considered by the
House of Delegates
Fall 2012

B-02

ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

Summary: Remove term limit for Financial Vice-Chair

Rationale: The Financial Vice Chair position requires a skill set that is rather limited. Requiring a term limit on the position could result in putting unqualified people in the position weakening the LSC.

Submitted by: Jon Fox

Recommendation: *(Office Use Only)*

Effective Date: Immediate

606.7 TERMS OF OFFICE -

- .1 Term of Office - The terms of office of all elected members of the Board of Directors shall be two years.
- .2 Commencement of Term - Each person elected to a position shall assume office at the conclusion of the annual meeting (Fall House of Delegates) following election
- .3 Consecutive Terms Limitation - Except for the Secretary, Technical Planning Chair, Treasurer, [Finance -Vice Chair](#) and the Membership/Registration Coordinator, no Individual Member who has been elected by the House of Delegates and served four successive years shall be eligible for re-election to the same position until 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 this successive terms limitation.

To be Considered by the
House of Delegates
Fall 2012

B-03

ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

Summary: Change the fiscal year to Oct 1 – Sept 30

Rationale: Change the fiscal year to match budget year. Budget/fiscal year is being changed to match cash flows.

Submitted by: Budget Committee

Recommendation: *(Office Use Only)*

Effective Date: January 1, 2013

616.2 FISCAL YEAR - The fiscal year of NCS shall end on ~~December 31st~~September 30th of each year.

To be Considered by the
House of Delegates
Fall 2012

B-04

ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

Summary: Add Southern Zone Athlete Rep to BOD if registered as an athlete rep in NC.

Rationale: If a NC athlete member is elected as junior or senior athlete rep for the Southern Zone, they should be one of the NCS athlete at-large reps

Submitted by: Wayne Shulby

Recommendation: *(Office Use Only)*

Effective Date: Immediate

605.2 Athlete and Coach Representatives

.1 Athlete Representatives –

- A. 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, an Athlete Representative must (a) be an Athlete Member or a Seasonal Athlete Member in good standing; (b) be at least sixteen (16) years of age or at least a sophomore in high school; (c) be currently competing, or have competed during the three (3) immediately preceding years, in the program of swimming conducted by NCS 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
- B. The election of Athlete Representatives shall be conducted annually during the summer months at a meet designated by the Board of Directors. The balloting shall take place at a meeting called for that purpose by the Senior Athlete Representative or the Athletes Committee, or failing that, at a time and in a manner designated by the Board of Directors. The Athlete Representatives elected shall be determined by a majority of the Athlete Members in good standing present and voting who are thirteen (13) years of age or older.

C. Any Athlete member elected as the Junior or Senior Southern Zone Athlete Representative, be named to the North Carolina Swimming Board of Directors as an Athlete at-large member.

ED. Additional Athlete Representatives, as authorized in the By Laws or required to maintain no less than 20% athlete representation of the voting members of the Board of Directors, shall be elected for a one year term by

the athletes present at the Fall House of Delegates meeting. Any athlete present who is eligible (under (a) and (b) above) to stand for election or vote may run and/or vote during this election.

DE. No club shall have more than two athlete representatives at one time.

To be Considered by the
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Fall 2012

R-01

ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

Summary: Remove Meet Entry Fees restrictions from championship meets
Rationale: Fee restrictions have resulted in a lack of bids for the championship meets in the past two years.

Submitted by: BOD

Recommendation: *(Office Use Only)*

Effective Date: Immediate

ARTICLE 202: MEET ENTRY FEES

202.1 Meet Entry Fees (Fees are maximum)

	TYPE OF EVENT	INDIVIDUAL	RELAY
3	NCS Championships		
	—Short Course	4.00	8.00
	—Long Course Age Group	6.00	10.00
	—Long Course Senior	8.00	12.00

202.2. FEES FOR LATE ENTRIES The fees charged for late entries are limited to no more than double the amount listed for on-time entries in the ~~respective meet's sanction~~ meet announcement.

202.3. ~~This section left blank on purpose~~

202.4. ~~NON-NCS REGISTERED ENTRANTS Meet hosts may charge non-NCS registered entrants an additional fifty cents (\$.50) per individual entry and an additional one dollar (\$1.00) per relay.~~

202.5. ~~NON-NCS Championship Meet ENTRY FEES* - The NCS maximum fees mandated in 202.1 shall not be imposed on any meet which is not a NCS Championship Meet, regardless of the meet's format.~~ Entry fees may be set at the discretion of the meet host as outlined in the meet bid. (Renumber as 202.1)

[Note: See Article 212 for Travel Fund Surcharge and Article 215 for Facility Surcharge.]

To be Considered by the
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R-02

ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

Summary: Modify Time Trial Rules

Rationale: Require separate sanction and sanction number for time trials when part of a meet as have always been done. Allowing swimmers not entered in Meet to enter time trials could result in unregistered swimmers in meet.

Submitted by: Wayne Shulby

Recommendation: *(Office Use Only)*

Effective Date: Immediate

ARTICLE 203: SANCTIONS/APPROVALS

203.2. Time Trials - The purpose of Time Trials is to provide an opportunity for swimmers to achieve times. Time Trials are a race for time, not necessarily a competition between individuals. Time Trials conducted as an accessory to sanction or approved meet may be offered subject to the following:

- .1 When the Time Trial is a part of a regularly scheduled and sanctioned/approved meet, Time Trial information shall be a separate section/paragraph in the corresponding Meet Announcement, but may have separate meet director and/or meet referee. Time Trials will pay a separate sanction fee and receive a separate sanction number.
- .2 Time Trials will be offered at the discretion of the Meet Referee
- .3 Entrants in Time Trials must be entered in the meet.
- ~~.3~~4 Daily or meet entry limits will be stated, and must not exceed entry limits mandated by USA Swimming.
- ~~.4~~5 The time and place for the Time Trials will be stated in the Meet Announcement and must be planned so as to not interfere with meet warm-ups, breaks, and competition.
- ~~.5~~6 All USA Swimming Rules will apply to Time Trials.

To be Considered by the
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R-03

ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

Summary: Remove the Meet Management Committee in the preparation of Championship Meet Announcements

Rationale: With the addition of the Executive Administrator position, the need for the Meet Management Committee, as a third party, in the preparation of the announcement is not needed. This also aligns with what is currently being done.

Submitted by: Lisa Olack

Recommendation: *(Office Use Only)*

Effective Date: Immediate

208.1 CHAMPIONSHIPS Unless excepted herein, NCS Championships shall be held as specified in the USA Swimming Rules and Regulations, subject to available facilities and personnel.

.1 ~~The Meet Management Committee~~ The appropriate program committee (Senior/Age Group) shall coordinate the development of the meet announcement template for ~~the~~their respective NCS championship meets. The meet announcement and any changes shall be approved by the appropriate program committee (Senior/Age Group) and the Officials Committee. Any requests for changes must be made in writing to the ~~Meet Management Committee~~appropriate program committee chair by no later than May 15 for long course championships and November 15 for short course championships.

To be Considered by the
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R-04

ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

Summary: Modify travel fund language to reflect intentions and allow athletes to receive funding to Juniors or Nationals if a first time qualifier at Zones

Rationale: Rule changes for Zones eligibility no longer allows swimmers with Junior National cuts. To encourage swimmers who are near cuts to attend Zones, allow them reimbursement to Juniors/Nationals if they receive their first junior/National Cut at Zones. Travel Fund wording clarified to indicate that fund only pays if athlete participates.

Submitted by: Travel Fund Committee

Recommendation: *(Office Use Only)*

Effective Date: Immediate

ARTICLE 212: TRAVEL FUND

212.4. TRAVEL FUND ELIGIBILITY

.2 Swimmers must qualify for and participate in an individual event at the National Championship or other meet for which travel support is requested or be selected for and represent NCS in a Southern Zone Championship meet. NCS will reimburse an swimmer for only one event per season. Olympic Trials are exempted from this restriction. Age Group Zones are also exempted if an athlete achieves their first junior or national cut at the Age Group Zone meet.

~~.4 For Olympic Trials, USA Swimming National Championships, USA Swimming Junior Championships, U.S. Open Championships, and Open Water National Championships, clubs must submit lists of eligible swimmers to the Travel Fund Chairman within thirty (30) days immediately following the entry form due date for the meet for which funds are requested in order to ensure consideration for funding. NCS Southern Zone Team members are automatically considered by the Travel Fund Committee without application.~~

.54 Meet results and heat sheets ~~may~~ will be used to verify eligibility and participation.

[Renumber remaining sections as required]

212.5. ALLOCATION OF FUNDS

.1 Eligible NCS swimmers may receive reimbursement as follows:

- A. Olympic Trials: An amount to cover one hundred percent (100%) of the most economical coach air fare readily available as determined by the Travel Fund Committee plus a per diem of seventy five dollars (\$75) per day. Swimmers qualified and participating in one (1) event shall receive three (3) days per diem. Swimmers qualified and participating in two (2) events shall receive five (5) days

per diem. Swimmers qualified and participating in three (3) or more events shall receive eight (8) days per diem.

To be Considered by the
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R-5

ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

Summary: Change All-Star recognition period to align with USA Swimming's season (Sept 1 thru Aug 31), and to make the language of recognition more specific.

Rationale: The NCS awards banquet has been moved from spring to fall. Also, some of the details of recognition are vague or missing.

Submitted by: Brent Watkins, Records Chair

Recommendation: *(Office Use Only)*

Effective Date: Immediately following the Fall 2012 NCS Banquet

214.2. ALL STAR CRITERA

.0 An NCS Top 5 list will be published that includes the Top 5 NC swimmers (from September 1 of the previous year thru August 31 of the current year) in each event in the following age groups: 11-12, 13-14, 15-16, 17-18.

.1 Each NCS swimmer who individually achieves at least one USA National Age Group **Recognition** Top 10 Time is a NCS All Star.

.2 Each NCS swimmer who achieves **NC** Top-5 "AAAA" times in two or more of the following categories: distance freestyle, sprint freestyle, backstroke, butterfly, breaststroke, or individual medley ~~in either the~~ for Short Course Yards and /or Long Course Meters ~~season~~ is a NCS All Star upon verification by the NCS All Star Committee. The recognition period will begin September 1 of the previous year and end August 31 of the current year.

.3 Swimmers placing in the Top 3 in each age group in the NCS Open Water Championship will be recognized as an NCS Open Water All-Star.

[RENUMBER SECTIONS]

214.3. ADDITIONAL ALL STAR CRITERIA AND DESCRIPTION

.1 The NCS All Star Committee may annually select additional All Stars at the end of the year in the following age groups: 17-18, 15-16, 13-14, 11-12, 10& Under.

~~.2 The corresponding distance, yards or meters, of a given stroke is considered one event.~~

.3 All Star lists shall be published at the NCS banquet for Short Course Yards and Long Course Meters ~~seasons~~.

.4 Distance Freestyle (Freestyle events 400 and longer for ~~45~~17-18, 15-16, and 13-14; 200 and longer for 11-12 and 10&Under) and Sprint Freestyle (Freestyle events 200 and shorter for 17-18, 15-16, and 13-14; 100 and shorter for 11-12 and 10&Under) are considered distinct 'strokes' for the purposes of this Article, along with Backstroke, Breaststroke, Butterfly, and Individual Medley.

.5 The NCS All Star Committee is responsible for publishing the NCS All-Star Criteria.

[RENUMBER SECTIONS]

214.4. NCS SWIMMER OF THE YEAR CRITERIA

- .1 The swimmer who has achieved the highest national ranking ([in either Short Course Yards or Long Course Meters](#)) within the following age groups (both male and female) [between September 1 of the previous year and August 31 of the current year](#) will be named as NCS Swimmer of the Year: 11-12, 13-14, 15-16, 17-18.
- .2 In the event of a tie, the swimmer who has the next highest ranking event will be given the award.