



RULES & REGULATIONS COMMITTEE
PROPOSED AMENDMENTS TO
RULES & REGULATIONS
2022

Meeting Packet

1. Legislative items will be considered in block order.
2. Blocks A, B, C and D will be considered as omnibus motions, except for those items pulled for discussion. Within the block, delegates will be given the opportunity to pull items.
3. To pull an item, type "PULL-R-#" in the "Ask a Question" box with your name and LSC or committee in the LUMI Global platform. Anonymous requests will not be recognized.
4. Items pulled will be considered in numerical order after the respective omnibus motion.
5. Omnibus motions are in the affirmative as motions to approve the block of items.
6. Other motions should generally be stated in the affirmative.
7. Any amendment requires simple majority for approval. The subsequent amendment main motion will require the original percentage (e.g., majority, 2/3 or 90%). An entirely new item will require 90% for adoption.
8. If you wish to speak to an item, please reference the attached LUMI Global instructions. Anonymous requests will not be recognized. Please use the following action items:
 - PULL (and the item number) = pull an item
 - PRO = speak for a motion
 - CON = speak against a motion
 - AMEND = make an amendment
 - CALL = move the previous question
 - OBJECT = raise an objection
 - POINT = point of order
 - QUESTION = request information

- SECOND = second a motion
- REMOVE = be removed from speaking
- Motion to postpone to a definite time or indefinitely
- Motion to commit (back to the Board or the proposal sponsor)

9. The LUMI Global platform will be used for all voting matters.

10. A main motion may only have two amendments pending at any one time.

Considered as a block EXCEPT for any items pulled.

A	Description	Location	R&R Rec	Required
R-7	To modify Figure 1 to reflect a signal to indicate "stand up".	105.3	Withdrawn	50%
R-9	To modify Figure 2 to reflect a signal to indicate "relax".	105.3	Withdrawn	50%
R-15	To comply with requirements from the U.S. Center for SafeSport (the Center) that all meet sanctions at the LSC level follow the approved quality control system that has been approved by the Center.	202.4.11 [new] 202.4.12	Withdrawn	50%

Considered as a block EXCEPT for any items pulled

B	Description	Location	R&R Rec	Required
R-1	To add a Glossary term to create a definition for actively engaged athletes who are not 10-Year or 10-Year+ Athlete representatives.	Official Glossary [new]	Approval	50%
R-2	To set the minimum number of required officials, including marshals for sanctioned events at two.	102.10.3	Approval	50%
R-3	To set the minimum number of required officials, including marshals for development, dual and intra-squad meets at two.	102.10.4	Approval	50%
R-4	To eliminate the Recorder of Records position to align with current practices.	102.16	Approval	50%
R-6	To align the rules for swimming records to reflect current practices and requirements.	Article 104	Approval	50%
R-8	To modify Figure 1 to add an additional hand signal for swimmers who are deaf or hard of hearing to indicate the "stand" command from the starter (a command commonly verbalized during the starting sequence).	105.3	Approval	50%
R-10	To modify Figure 2 to add an additional hand signal for swimmers who are deaf or hard of hearing to indicate the "stand" command from the starter (a command commonly verbalized during the starting sequence).	105.3	Approval	50%
R-14	To eliminate the ambiguity of the phrase "it is not judged" and replace it with proactive direction that a necessary accommodation may be applied by a meet referee for a part of the body that is absent or cannot be used by a swimmer with a physical disability, and to assure that all other body parts are judged according to the rules.	105.5.2	Approval	50%

R-16	To require the meet announcement include a statement of the medical supervision which will be available to athletes participating in the competition.	202.4.11	Approval	50%
R-17	To reduce the penalty of the 120-day rule on transferring athletes to ensure an athlete's right to choose and fully participate in their ideal club environment.	203.3	Approval	50%
R-18	To reduce the penalty of the 120-day rule on transferring athletes to ensure an athlete's right to choose and fully participate in their ideal club environment.	203.9.2	Approval	50%
R-19	To permit the Senior Development Committee to develop qualifying time standards 10 months in advance of the specified meets.	207.6.2	Approval	50%
R-20	To update Part Four to move the National Board of Review procedures out of the Rulebook, which can instead be found in the National Board of Review Procedures document on USA Swimming's website and within the USA Swimming Operating Policy Manual.	401-408, 410	Approval	50%
R-25	To require all LSC Board of Directors and LSC House of Delegates members to be members of USA Swimming.	Required LSC Bylaws Template	Approval	50%
R-26	To specify that half of 10-Year and 10-Year+ Athlete representatives in the House of Delegates must have obtained such eligibility through competing in an event that at the time of election/selection is on a USOPC Delegation Event program.	Corporate Bylaws 6.1.12	Approval	50%
HK-1	To reflect current policy which eliminated the National Eligibility Appeal Panel	102.23.2	Approval	50%
HK-2	To eliminate the use of Junior Olympic.	Official Glossary 201.1.2 205.8.1	Approval	50%
HK-3	To reflect terminology currently used by the U.S. Center for SafeSport	202.4.11(M)	Approval	50%
HK-4	To reflect current practice that the President/CEO establishes the sanction fee for national and international meets	202.4.13	Approval	50%
HK-5	To reflect current terminology used for the USA Swimming Summer Championship	206.1.2	Approval	50%
HK-6	To reflect the current corporate name of Phillips 66	207.12.2B	Approval	50%
HK-7	To reflect current policy which eliminated the National Eligibility Appeal Panel	302.1.2A-B	Approval	50%

Considered as a block EXCEPT for any items pulled.

C	Description	Location	R&R Rec	Required
R-21	To specify the Chair of the Athletes' Advisory Council must be selected from the voting members of the AAC.	501.1.1(B)	Approval	2/3
R-22	To specify one-half of the athlete representatives on the Coach Advisory Council must meet the definition of a 10-Year Athlete.	501.1.2(A)(2)	Approval	2/3
R-23	To specify the Chair of the Senior Development Committee may designate a member of the committee to serve as an ex-officio to the National Team Steering Committee.	501.1.4(A)(5)	Approval	2/3

R-24	To specify the athlete representative on the Selection Procedure Approval Committee must meet the definition of a 10-Year Athlete.	501.1.7(A)	Approval	2/3
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Considered as a block EXCEPT for any items pulled.

D	Description	Location	R&R Rec	Required
R-5	To require a starting light for swimmers who are deaf or hard of hearing be positioned so that the swimmer can see the starting light while in the competitive starting position.	103.23 [new]	Rejection	50%
R-13	To allow a Personal Assistant to be positioned on the pool deck for the purpose of conveying all or part of the start commands or communicating other directions to a swimmer who is deaf or hard of hearing.	105.3.4 [new]	Rejection	50%

Each item considered separately.

E	Description	Location	R&R Rec	Required
R-11	To require use of both a strobe light and the Starter's arm signals.	105.3.1	No Recommendation	50%
R-12	To specify use of arm signals during the entire event in which the swimmer who is deaf or hard of hearing is entered.	105.3.3 [new]	No Recommendation	50%

Considered as a block EXCEPT for any items pulled.

RES 1	To modify the fee for the Seasonal Membership Category
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According to *Robert*, “an amendment must be germane to be in order. To be germane, an amendment must in some way involve the same question that is raised by the motion to which it is applied. A secondary amendment must relate to the primary amendment in the same way. An amendment cannot introduce an independent question; but an amendment can be hostile to, or even defeat, the spirit of the original motion and still be germane.”



RULES & REGULATIONS COMMITTEE
PACKET OF PROPOSED AMENDMENTS TO
THE USA SWIMMING RULES & REGULATIONS
2022

R-1 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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1 Location: Page 15: OFFICIAL GLOSSARY
2 Proposed by: Athlete's Executive Committee, Athletes' Advisory Council
3 Purpose: To add a Glossary term to create a definition for actively engaged athletes who are not 10-Year or 10-Year+
4 Athlete representatives.
5 Recommendation: *The Rules & Regulations Committee recommends approval.*
6 Effective Date: Immediate
7

8 2-YEAR ATHLETE – an athlete who has been actively engaged in 24 months prior to election/selection in a USA Swimming-
9 sanctioned competition (as defined by the USA Swimming Athletes' Advisory Council and approved by the USA Swimming
10 Athlete Representation Working Group [as defined in the USOPC Bylaws]), which may include events that categorize entrants in
11 age restricted classifications.
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R-2 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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13 Location: Page 35: 102.10.3
14 Proposed by: Operational Risk Committee, Officials Committee
15 Purpose: To standardize the minimum number of officials, including meet marshals at sanctioned meets.
16 Recommendation: *The Rules & Regulations Committee recommends approval.*
17 Effective Date: January 1, 2023
18

19 102.10

20 .3 With the exception of development, intra-squad and dual meets, there ~~should~~ shall not be fewer than the following officiating
21 positions filled or approved by the LSC in authority for all swim meets and time trials. Officials other than the Referee and
22 Administrative Official may act in more than one officiating capacity only when sufficient qualified officials are not available, but
23 no one may simultaneously time and judge the order of finish. An LSC House of Delegates may establish additional minimum
24 requirements.
25

- 26 1 Referee
- 27 1 Starter
- 28 3 Timers per lane (one minimum if automatic equipment with touchpads is used)
- 29 1 Clerk of Course (if applicable)
- 30 1 Place Judge (2 are preferred)
- 31 2 Stroke Judges and 2 Turn Judges or 2 Stroke and Turn Judges
- 32 Relay Take-off Judges (if applicable)
- 33 1 Administrative Official
- 34 1 Announcer (if applicable)
- 35 Timing Equipment Operators (as needed)
- 36 2 Marshal(s) (number determined by LSC), with at least one of each gender
37

R-3 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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39 Location: Page 35: 102.10.4
 40 Proposed by: Operational Risk Committee, Officials Committee
 41 Purpose: To standardize the minimum number of officials, including meet marshals at development, dual and intra-
 42 squad meets.
 43 Recommendation: *The Rules & Regulations Committee recommends approval.*
 44 Effective Date: January 1, 2023

45
46 **102.10**

47 .4 At development, dual and intra-squad meets, there shall be no fewer than the following officiating positions filled or approved
 48 by the LSC in authority for all swim meets and time trials.

49
 50 1 Referee, who may also act as a stroke and turn judge
 51 1 Starter
 52 1 Other Stroke and Turn Judge
 53 1 Announcer (if applicable)
 54 3 Timers per lane (one minimum if automatic equipment with touchpads is used)
 55 1 Administrative Official
 56 1 Place Judge
 57 Relay Take-off Judges (if applicable)
 58 Timing Equipment Operators (as needed)
 59 2 Marshal(s) (number determined by LSC), with at least one of each gender
 60

R-4 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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61 Location: Page 38: 102.16
 62 Proposed by: Times & Recognition Committee
 63 Purpose: To eliminate the Recorder of Records position to align with current practices.
 64 Recommendation: *The Rules & Regulations Committee recommends approval.*
 65 Effective Date: Immediate

66
 67 ~~102.16 RECORDER OF RECORDS~~ — Shall obtain from the Administrative Official all times made in each event, including
 68 preliminaries and finals, shall have proper application forms and shall duly process all record claims as set forth in Article 104.
 69

R-5 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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70 Location: Page 52: 103.23
 71 Proposed by: South Texas Swimming
 72 Purpose: To require a starting light for swimmers who are deaf or hard of hearing be positioned so that the swimmer
 73 can see the starting light while in the competitive starting position.
 74 Recommendation: *The Rules & Regulations Committee recommends rejection since this proposal is redundant to Article*
 75 *105.3.2.*
 76 Effective Date: May 1, 2023

77
 78 103.23 /NC/ START LIGHTS – For swimmers who are deaf or hard of hearing, a starting light shall be placed within the
 79 swimmer's lane boundaries at the starting platform to be visible to the swimmer on the platform.
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R-6 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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81 Location: Pages 53-56: Article 4
 82 Proposed by: Times & Recognition Committee
 83 Purpose: To align the rules for swimming records to reflect current practices and requirements.
 84 Recommendation: *The Rules & Regulations Committee recommends approval.*
 85 Effective Date: Immediate
 86

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 21 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~~

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~~(a) Record applications will not be accepted unless certification of course length accompanies them or is on filed 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 PENDING APPROVAL BY THE HOUSE OF DELEGATES

199 Location: Page 58: 105.3 Figure 1
200 Proposed by: South Texas Swimming
201 Purpose: To modify Figure 1 to reflect a signal to indicate "stand up".
202 Recommendation: *The Rules & Regulations Committee recommends* _____.
203 Effective Date: _____
204

205 Figure 1: FORWARD START
206 A-D [No changes]

207
208 E. Turn palm up and slowly raise the arm overhead – signal to "stand up"
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R-8 ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

210 Location: Page 58: 105.3 Figure 1
211 Proposed by: Diversity, Equity and Inclusion Committee, South Texas Swimming
212 Purpose: To modify Figure 1 to add an additional hand signal for swimmers who are deaf or hard of hearing to indicate
213 the "stand" command from the starter (a command commonly verbalized during the starting sequence).
214 Recommendation: *The Rules & Regulations Committee recommends approval.*
215 Effective Date: Immediate
216

217 Figure 1: FORWARD START
218 A [No changes]

219
220 B. Arm overhead – "long whistle" – swimmer steps onto starting block
221

222 C-D [No changes]

223
224 E. Arm raised overhead with palm up (at any time after C. ["Take Your Mark"] and prior to D. [starting signal] – swimmer released
225 from "take your mark" command)
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R-9 WITHDRAWN PENDING APPROVAL BY THE HOUSE OF DELEGATES

227 Location: Page 58: 105.3 Figure 2
228 Proposed by: South Texas Swimming
229 Purpose: To modify Figure 2 to reflect a signal to indicate "relax".
230 Recommendation: *The Rules & Regulations Committee recommends* _____.
231 Effective Date: _____
232

233 Figure 2: BACKSTROKE START
234 A-E [No changes]

235
236 F. Turn palm up and slowly raise the arm overhead – signal to "relax"
237

R-10 ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

238 Location: Page 58: 105.3 Figure 2
239 Proposed by: Diversity, Equity and Inclusion Committee, South Texas Swimming
240 Purpose: To modify Figure 2 to add an additional hand signal for swimmers who are deaf or hard of hearing to indicate
241 the "stand" command from the starter (a command commonly verbalized during the starting sequence).
242 Recommendation: *The Rules & Regulations Committee recommends approval.*
243 Effective Date: Immediate
244

245 Figure 2: BACKSTROKE START
246 A. [No changes]
247

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

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250 C-E [No changes]

251
252 F. Arm raised overhead with palm up (at any time after D. [“Take Your Mark”] and prior to E. [starting signal] – swimmer released

253 from “take your mark” command)

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R-11 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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255 Location: Page 58: 105.3.1

256 Proposed by: South Texas Swimming

257 Purpose: To require use of both a strobe light and the Starter's arm signals.

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

259 Effective Date: May 1, 2023

260
261 **105.3 DEAF OR HARD OF HEARING**

262
263 .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~~
264 ~~Referee may reassign lanes within the swimmer's heat, i.e., exchanging one lane for another, so that the strobe light or Starter's~~
265 ~~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
266 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
267 swimmer who is deaf or hard of hearing will be participating.

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R-12 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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269 Location: Page 58: 105.3.3

270 Proposed by: South Texas Swimming

271 Purpose: To specify use of arm signals during the entire event in which the swimmer who is deaf or hard of hearing is
272 entered.

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

274 Effective Date: May 1, 2023

275
276 105.3.1-2 [No changes]

277 .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
278 by the Starter during the entire event in which the swimmer who is deaf or hard of hearing is entered.

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R-13 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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280 Location: Page 58: 105.3.4

281 Proposed by: South Texas Swimming

282 Purpose: To allow a Personal Assistant to be positioned on the pool deck for the purpose of conveying all or part of the
283 start commands or communicating other directions to a swimmer who is deaf or hard of hearing.

284 Recommendation: *The Rules & Regulations Committee recommends rejection as this proposal is redundant to Article 105.1.3C.*

285 Effective Date: May 1, 2023

286
287 105.3.1-2 [No changes]

288 .4 Personal Assistant – A Personal Assistant as specified by Article 105.1.3C may be positioned on the pool deck, in a position
289 determined together by the Meet Referee and the swimmer who is deaf or hard of hearing for the purpose of conveying all or part
290 of the start commands or communicating other directions. This shall not take the place of the Starter completing the hand signals
291 at the Start end of the pool.

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297

R-14 ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

298 Location: Page 59: 105.5.2
299 Proposed by: Diversity, Equity and Inclusion Committee
300 Purpose: To eliminate the ambiguity of the phrase "it is not judged" and replace it with proactive direction that a
301 necessary accommodation may be applied by a meet referee for a part of the body that is absent or cannot
302 be used by a swimmer with a physical disability, and to assure that all other body parts are judged according
303 to the rules. This is consistent with the protocol that the Stroke & Turn observes and reports, and the meet
304 referee determines the validity of the disqualification.
305 Recommendation: *The Rules & Regulations Committee recommends approval.*
306 Effective Date: Immediately

307
308 105.5 PHYSICAL DISABILITIES

309 .1 [No changes]

310
311 .2 Stroke/Kick – In judging the stroke or kick of a swimmer with a physical disability, the Referee and Stroke & Turn Judge
312 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
313 accommodation may be applied by the meet referee ~~if it is used during the stroke or kick, it should be judged in accordance with~~
314 the USA Swimming Rules & Regulations. All other body parts shall be judged in accordance with the USA Swimming Rules &
315 Regulations.

316
317 Judgments should be made based on the actual rule – not on the swimmer's technique. For example, the breaststroke of a
318 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
319 action is simultaneous, it would meet that portion of the rule. No flotation devices should be permitted.

320
321 .3-.4 [No changes]
322

R-15 WITHDRAWN PENDING APPROVAL BY THE HOUSE OF DELEGATES

323 Location: Page 62: 202.4
324 Proposed by: Safe Sport Committee
325 Purpose: To comply with requirements from the U.S. Center for Safe Sport (the "Center") that all meet sanctions at the
326 LSC level follow the approved quality control system that has been approved by the Center.
327 Recommendation: *The Rules & Regulations Committee recommends approval.*
328 Effective Date: Immediately

329
330 202.4.1-.10 [No changes]

331
332 .11 No sanction for domestic competition will be issued without a written quality control system that has been approved by the
333 U.S. Center for SafeSport. USA Swimming shall provide a model written quality control system approved by the U.S. Center for
334 SafeSport, which shall serve as the default for any meet host that fails to establish its own written quality control system.

335
336 .12 A-N [No changes]

337
338 O. The following statement: "A quality control system has been implemented to ensure that individuals who are ineligible for
339 participation are unable to participate in this competition. This includes, without limitation, individuals listed on the U.S. Center for
340 SafeSport's Centralized Disciplinary Database, USA Swimming's List of Individuals Permanently Suspended or Ineligible for
341 Membership, USA Swimming's List of Individuals Suspended or Ineligible – Specific Date, and all adult members (defined by the
342 SafeSport Code for the Olympic and Paralympic Movement as 18 years and over) of USA Swimming who have not completed
343 athlete protection education as required by the U.S. Center for SafeSport."

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345 [re-number remaining]
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R-16 ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

349 Location: Page 63: 202.4.11
350 Proposed by: Operational Risk Committee
351 Purpose: To require the meet announcement to set forth the medical supervision available to athletes participating in
352 the meet.
353 Recommendation: *The Rules & Regulations Committee recommends approval.*
354 Effective Date: January 1, 2023

355
356 202.4.11

357
358 A-M [No changes]

359
360 N. A description of the medical supervision (e.g., lifeguards, EMT, AED device, etc.) available to athletes participating in the
361 meet.

362
363 [re-number remaining]
364

R-17 ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

365 Location: Page 69: 203.3
366 Proposed by: Athlete's Executive Committee, Athlete's Advisory Council, Times & Recognition Committee,
367 Registration/Membership Committee
368 Purpose: To reduce the penalty of the 120-day rule on transferring athletes to ensure an athlete's right to
369 choose and fully participate in their ideal club environment.
370 Recommendation: *The Rules & Regulations Committee recommends approval.*
371 Effective Date: Immediate

372
373 203.3 For a swimmer to represent a USA Swimming club in a competitive event, ~~one hundred twenty (120)~~ thirty (30)
374 consecutive days must have elapsed before the swimmer is permitted to represent any other USA Swimming club in USA
375 Swimming open competition. The ~~120~~ 30-day count shall begin on the day following the last date the athlete represented a USA
376 Swimming club in open competition.
377

R-18 ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

378 Location: Page 70: 203.9.2
379 Proposed by: Athlete's Executive Committee, Athlete's Advisory Council
380 Purpose: To reduce the penalty of the 120-day rule on transferring athletes to ensure an athlete's right to
381 choose and fully participate in their ideal club environment.
382 Recommendation: *The Rules & Regulations Committee recommends approval.*
383 Effective Date: Immediate

384
385 203.9

386
387 .1 [No changes]

388
389 .2 A swimmer who has competed for an organization within a foreign federation must provide official documentation from that
390 federation confirming his/her last day representing that organization in competition. ~~Thirty One hundred twenty (120)~~
391 consecutive days must elapse after a swimmer represents any organization before he/she can represent a USA Swimming club.
392 If documentation is not provided at the time of registration, the ~~thirty one hundred and twenty (120)~~ thirty (30) days will commence from
393 the date of registration. Foreign swimmers who are competing for a secondary school, college or university shall be automatically
394 released, in accordance with 203.4.
395
396
397
398

R-19 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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399 Location: Page 78: Article 207.6.2
400 Proposed by: Senior Development Committee
401 Purpose: To permit the Senior Development Committee to develop qualifying time standards 10 months in
402 advance of the specified meets.
403 Recommendation: *The Rules & Regulations Committee recommends approval.*
404 Effective Date: Immediate
405

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 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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415 Location: Pages 93-101: Articles 401.1-410.5
416 Proposed by: Board of Directors
417 Purpose: To update Part Four to move the National Board of Review procedures out of the Rulebook, which
418 can instead be found in the National Board of Review Procedures document on USA Swimming's
419 website and within the USA Swimming Operating Policy Manual.
420 Recommendation: *The Rules & Regulations Committee recommends approval.*
421 Effective Date: Immediate
422

**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

450 and decide the case. The appointment of any member to a hearing panel who is not a member of the National Board of Review
451 Committee shall be confirmed by the Board Chair and the Secretary & General Counsel.
452

453 **ARTICLE 403** 454 **JURISDICTION**

455 **403.1 — JURISDICTION OF THE NATIONAL BOARD OF REVIEW**

- 456 ~~.1 — **Original and Exclusive Jurisdiction** — The National Board of Review has original and exclusive jurisdiction to hear:~~
457 ~~A — Any complaint involving athletes or other members of USA Swimming from more than one Zone and/or one or more~~
458 ~~Participating Non Members either residing within more than one Zone (if more than one Participating Non Member) or~~
459 ~~within a different Zone from the athlete(s) or other USA Swimming member(s); or~~
460 ~~B — Any complaint involving athletes or other members, or Participating Non Members, during a national or international~~
461 ~~event; or~~
462 ~~C — Any complaint under 304.3.1 through 304.3.12 against any member of USA Swimming, including any athlete, coach,~~
463 ~~manager, official, member of any committee, or a Participating Non Member; or~~
464 ~~D — Any complaint initiated by USA Swimming, which shall be prosecuted by and may be appealed by the President/CEO;~~
465 ~~or~~
466 ~~E — Any complaint under 304.3.14 that is not heard pursuant to the U.S. Center for SafeSport's SafeSport Practices and~~
467 ~~Procedures for the U.S. Olympic and Paralympic Movement.~~
468 ~~F — Any appeal initiated pursuant to adverse action taken by the USA Swimming Board of Directors against an LSC for~~
469 ~~alleged violations of an LSC Affiliation Agreement.~~
470 ~~G — Any appeal initiated pursuant to adverse action taken against an athlete for alleged violations of the applicable USA~~
471 ~~Swimming Honor Code.~~

472 ~~.2 — **Discretionary Jurisdiction**~~

- 473 ~~A — Upon a majority vote of the USA Swimming Board of Directors, the National Board of Review may be assigned exclusive~~
474 ~~and immediate jurisdiction at any stage of any matter within the purview of this Article 403 when, in its sole discretion,~~
475 ~~the best interests of USA Swimming shall be served thereby, or when compliance with regular USA Swimming or Zone~~
476 ~~procedures would not be likely to produce a sufficiently early decision to do justice to the affected parties.~~
477 ~~B — If discretionary jurisdiction is so assigned, the National Board of Review shall comply in every instance with all~~
478 ~~requirements of procedural due process as set forth in these Rules and Regulations. The National Board of Review may~~
479 ~~set such procedural time limitations as it may deem necessary in order to reach a decision, which shall do justice to the~~
480 ~~affected parties under particular circumstances.~~
481 ~~C — The National Board of Review may assess fees and costs against any party other than USA Swimming or any Committee~~
482 ~~thereof.~~

483 **403.2 — JURISDICTION OF THE U.S. CENTER FOR SAFESPORT**

- 484 ~~.1 — **Original and Exclusive Jurisdiction** — The U.S. Center for SafeSport has original and exclusive jurisdiction to hear any~~
485 ~~complaint under 304.3.14 against any member of USA Swimming, including any athlete, coach, manager, official, member~~
486 ~~of any committee, or a Participating Non Member, involving (a) sexual misconduct; or (b) any other prohibited conduct that~~
487 ~~is reasonably related to an underlying allegation of sexual misconduct.~~
488 ~~.2 — **Discretionary Jurisdiction** — The U.S. Center for SafeSport has discretionary jurisdiction to hear any complaint under~~
489 ~~304.3.3 upon a request made by USA Swimming.~~
490 ~~.3 — **U.S. Center for SafeSport Practices and Procedures** — For any matter heard pursuant to 403.2, the U.S. Center for~~
491 ~~SafeSport's *SafeSport Practices and Procedures for the U.S. Olympic and Paralympic Movement* shall apply.~~

492 **ARTICLE 404** 493 **AUTHORITY OF BOARD OF REVIEW**

- 494 **404.1 — NATIONAL BOARD OF REVIEW** — The National Board of Review shall have the power and authority to do the following:
495 .1 — Impose and enforce penalties for any violation of the rules and regulations, administrative or technical, of USA Swimming;
496 .2 — Determine the eligibility and right to compete of any athlete;
497 .3 — Vacate, modify, sustain, reverse or stay any decision or order properly submitted on appeal, or remand the matter for further
498 action;
499 .4 — Investigate any election impropriety or cause for removal of a national officer or national committee member and take
500 corrective action;
501
502
503
504

- 505 .5— Interpret any provision of the rules and regulations of USA Swimming with the exception of the technical rules (Parts One
506 and Seven);
507 .6— Review any revocation, suspension, reinstatement of membership or challenge the granting or denial of membership; and
508 .7— Issue such interim orders, prohibitory or mandatory in nature, as may be necessary pending a final decision of the Board.
509

511 **ARTICLE 405**

512 **PROCEDURES FOR FILING AND INVESTIGATION OF NATIONAL BOARD OF REVIEW COMPLAINTS**

514 **405.1— FILING COMPLAINTS**— All complaints within the exclusive jurisdiction of the National Board of Review as set out in
515 403.1.1A through E above shall set forth the allegations and be filed with the President/CEO of USA Swimming (or his/her
516 designee), who shall promptly perform an initial inquiry and, as appropriate, initiate an investigation of the matter as set forth below.
517

518 **405.2— INVESTIGATION OF COMPLAINTS**

- 519 .1— In those matters occurring during the course of an international meet, the National Team Steering Chair (or his/her designee)
520 shall make the investigation and report.
521 .2— In those matters occurring during the course of a national or regional event, the Program & Events Coordinator (or his/her
522 designee) shall make the investigation and report.
523 .3— In those matters involving allegations of physical abuse of an athlete by a coach, a committee of three coaches appointed
524 by the Board Chair of USA Swimming shall make a determination with such investigative assistance by the President/CEO
525 (or his/her designee) as the committee may request and report as to whether the coach's conduct is outside the customary
526 and acceptable bounds of coaching. In the event such matters are referred to and heard by the U.S. Center for SafeSport,
527 the U.S. Center for SafeSport's SafeSport Practices and Procedures for the U.S. Olympic and Paralympic Movement shall
528 apply.
529 .4— In all other matters, the President/CEO (or his/her designee) shall make the investigation and report.
530

531 **405.3— DISPOSITION AFTER INVESTIGATION**— After the initial investigation has been completed, the President/CEO (or
532 his/her designee) may decide to initiate a complaint in the name of USA Swimming by filing the complaint with the Chair of the
533 National Board of Review and requesting that a hearing on the complaint be conducted. Any decision of the President/CEO (or
534 his/her designee) not to forward a complaint to the National Board of Review shall be reviewed by the Board Chair of USA
535 Swimming for a final decision. The President/CEO (or his/her designee) may also seek an emergency hearing as set forth in 405.4
536 below. If the President/CEO (or his/her designee) does not decide to initiate a complaint in the name of USA Swimming, then the
537 President/CEO (or his/her designee) may (i) cause further investigation to be conducted into the alleged violations; (ii) seek to
538 mediate the complaint; or (iii) advise the complaining party that, while USA Swimming will not initiate a complaint in its own name,
539 the complaining party may still file his/her complaint directly with the Chair of the National Board of Review. If the complaining party
540 chooses to go forward with the complaint, the Chair of the National Board of Review may then decide to either assign the matter
541 for hearing or dismiss the complaint.
542

543 **405.4— EMERGENCY HEARING**— After the initial investigation has been completed and upon the request of the
544 President/CEO (or his/her designee) in accordance with 405.3 above, the Chair of the National Board of Review may order an
545 emergency hearing before the National Board of Review to determine if the member should be suspended pending the outcome
546 of a full hearing before the National Board of Review. If an emergency hearing is ordered, the National Board of Review shall
547 conduct the hearing and publish its results within twenty one (21) days. Until such time as the National Board of Review makes a
548 decision, all proceedings shall be confidential and not subject to disclosure to anyone other than the parties to the review and
549 witnesses.
550

551 **ARTICLE 406**

552 **NATIONAL BOARD OF REVIEW HEARINGS AND PROCEDURES**

554 **406.1— PETITION**— Matters under the original jurisdiction of the National Board of Review shall be instituted by a written
555 complaint served upon the President/CEO (or his/her designee). An investigation of the matter shall be conducted in accordance
556 with Article 405. If the results of the investigation warrant referring the case to a National Board of Review, the President/CEO (or
557 his/her designee) shall send a Petition together with the results of the investigation to the Chair of the National Board of Review.
558

559 **406.2— NOTICE OF HEARING**— The Chair shall set a hearing date, which shall be not less than forty five (45) nor more than
560 sixty (60) days from the date of issuance of the Notice of Hearing. The Notice of Hearing shall include the following:

- 561 .1— The name of the Respondent(s);
562 .2— A statement of charges, which shall be set forth in sufficient detail to give the Respondent(s) reasonable notice of the charges
563 and the facts supporting the charges;
564 .3— The name of the Petitioner(s);
565 .4— The date the Response is due;
566 .5— The date, time and place (or the fact that the hearing shall be conducted by conference call) of the hearing;
567 .6— The names of the members of the National Board of Review Panel;
568 .7— The possible penalties;
569 .8— The right of appeal and the time limit to file for an appeal; and
570 .9— Any other general information, including the right to be represented by counsel, to have witnesses testify, and to submit any
571 and all evidence which is relevant to the issues.

572
573 ~~406.3— RESPONSE— The Chair shall deliver the Notice of Hearing, together with a copy of the Petition received by the~~
574 ~~President/CEO (or his/her designee) to the Respondent(s) and a copy of the Notice of Hearing to the Petitioner(s). The~~
575 ~~Respondent(s) shall have thirty (30) days from the date of issuance to submit a written Response to the charges. The Response~~
576 ~~shall be delivered to the Chair, the President/CEO of USA Swimming (or his/her designee) and the Petitioner(s) or its counsel.~~

577
578 ~~406.4— REPLY— The Petitioner(s) shall have ten (10) days from the date of delivery of the Response to submit a written Reply.~~
579 ~~The Reply shall be delivered to the Chair, the President/ CEO of USA Swimming (or his/her designee) and the Respondent(s).~~

580
581 ~~406.5— TIME LIMITS— Upon showing of good cause, the Chair may decrease or increase the time limits for any of the foregoing.~~

582
583 ~~406.6— HEARING~~

- 584 .1— ~~For hearings conducted other than through the receipt of written statements, the National Board of Review shall cause a~~
585 ~~recording or transcription to be made of the proceedings.~~
586 .2— ~~The hearing may proceed in the absence of any party who fails to be available at the appointed time and judgment shall not~~
587 ~~be reached merely because of the person's absence. If the National Board of Review determines that the hearing cannot~~
588 ~~proceed without the absent party, the National Board of Review may adjourn the hearing and reschedule it for such time as~~
589 ~~the absent party can be present.~~
590 .3— ~~The hearing shall be opened by the recording of the place, time and date of the hearing, and the presence of the National~~
591 ~~Board of Review panel members, parties, counsel, if any, and any other witnesses or observers.~~
592 .4— ~~Each party may then present an opening statement setting forth generally the party's view of the issues in dispute, the relief~~
593 ~~sought and what they hope to prove by the presentation of evidence.~~
594 .5— ~~Petitioner may then present his/her claims, proofs, and witnesses, who shall be subject to cross examination by the other~~
595 ~~party. Respondent may then present his/her claims, proofs, and witnesses, who shall also be subject to cross examination~~
596 ~~by the other party.~~
597 .6— ~~Petitioner(s) may then be allowed an opportunity to rebut any testimony or evidence presented by the Respondent(s) after~~
598 ~~the Respondent's presentation.~~
599 .7— ~~The National Board of Review panel may question any person at any time. The National Board of Review panel has the~~
600 ~~discretion to vary these procedures, but shall afford all parties a full and equal opportunity to present any material or relevant~~
601 ~~evidence.~~
602 .8— ~~Upon the request of either party or the determination of the National Board of Review panel, the hearing may be closed or~~
603 ~~the witnesses sequestered.~~

604
605 ~~406.7— DECISION— A decision may be rendered by the National Board of Review panel at the time of the hearing and reduced~~
606 ~~to writing within five (5) days in which event a written decision shall be delivered to the parties within seven (7) days after the~~
607 ~~hearing. Otherwise, the National Board of Review panel shall reach a decision as soon as administratively practicable (but not~~
608 ~~more than twenty one (21) days after the conclusion of the hearing) and shall deliver the written decision within seven (7) days~~
609 ~~thereafter. The written decision shall set forth the right of appeal.~~

610
611 ~~406.8— STAY— The National Board of Review shall have the authority to stay the enforcement of its decision during the time~~
612 ~~allowed for appeal, with the decision going into effect automatically if no appeal is perfected during the allowable period.~~

613
614 ~~406.9— DELIVERY— The delivery of all Notices of Hearing to Respondent(s) and all final Decisions to the non prevailing~~
615 ~~party(ies) shall be by overnight express delivery. Delivery of all other pleadings, orders and communications may be by electronic~~
616 ~~mail or other means, as directed by the Chair of the National Board of Review. For purposes of a National Board of Review~~

617 proceeding, notice is sufficiently given for documents that are to be transmitted by overnight delivery when they are placed with an
618 overnight carrier and directed to the last address on file with USA Swimming. Notice is sufficiently given for documents that may
619 be transmitted by electronic mail if directed to the electronic mail address on file with USA Swimming or provided in the course of
620 the proceedings.

621 **ARTICLE 407**

622 **APPEAL FROM NATIONAL BOARD OF REVIEW TO BOARD OF DIRECTORS**

623 **407.1 — PROCEDURE**

- 624
625
626 .1 — Any real party in interest, including any officer of USA Swimming or the President/CEO (or his/her designee), may appeal
627 any decision of the National Board of Review as follows: A Matters heard by the National Board of Review pursuant to its
628 original jurisdiction, heard *de novo* or heard pursuant to its discretionary jurisdiction, may be appealed to the Board of
629 Directors within thirty (30) days of the date of the issuing of its written decision.
630 .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
631 National Board of Review proceeding, and shall be accompanied by a \$250 filing fee payable to USA Swimming.
632 .3 — The Petition shall set forth the grounds for appeal, including both factual and legal allegations of error in any earlier
633 proceeding.
634 .4 — Unless the Board of Directors by majority vote decides otherwise, the review by the Board of Directors shall be on the basis
635 of the record and written briefs and shall not be a *de novo* hearing. The Secretary & General Counsel may establish a hearing
636 panel consisting of at least five (5) members (all of whom must be members of the Board of Directors and at least one third
637 (33.3%) of whom must be 10 Year Athlete representatives) to hear any appeal, including appeals conducted as *de novo*
638 hearings. The decision of the hearing panel shall be final with the same force and effect as if the full Board of Directors heard
639 the matter.
640 .5 — The USA Swimming Board of Directors may assess fees and costs against the losing party.

641 **ARTICLE 408**

642 **CONFIDENTIALITY**

643
644 **408.1** — Hearings conducted before the National Board of Review or the Board of Directors regarding alleged Code of Conduct
645 violations shall be closed to the public.

646
647 **408.2** — All investigations conducted by the President/CEO (or his/her designee) regarding alleged Code of Conduct violations
648 and all proceedings before the National Board of Review and the Board of Directors regarding alleged Code of Conduct violations
649 shall be and remain confidential until the National Board of Review, or Board of Directors if an appeal is filed, has rendered its final
650 decision, except:

- 651 .1 — Information that is necessary to disclose in the course of an investigation to witnesses and other appropriate parties;
652 .2 — Information disclosed pursuant to subpoena or court order;
653 .3 — Information disclosed to complaining parties or victims;
654 .4 — Information disclosed by USA Swimming in response to disclosures by other parties or witnesses in the proceeding; and
655 .5 — Information disclosed to law enforcement.

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

660
661 **408.3** — USA Swimming shall also disclose information, including, but not limited to, the initiation of a National Board of Review
662 proceeding and its outcome, to a member club, LSC or Zone where an employee or volunteer of such club, LSC or Zone has been
663 alleged in a complaint to have violated the Code of Conduct.

664
665 **408.4** — A redacted summary of each final Decision of the National Board of Review and Board of Directors that includes a finding
666 of a violation of the Code of Conduct may be published at the discretion of USA Swimming.

667 **ARTICLE 409~~1~~**

668 **FULL FAITH AND CREDIT**

669
670
671 **409~~1~~.1** **DECISION FINAL** — Except as otherwise provided in Article Nine of the Constitution of the United States Olympic &
672 Paralympic Committee and in its Bylaws with respect to binding arbitration in disputes involving the rights of certain individuals to

673 participate in competition, the final decision of the National Board of Review shall be final in all cases, subject to the right of appeal
674 to the Board of Directors as provided herein in the USA Swimming Operating Policy Manual.

675
676 **4091.2 ENFORCEMENT** — Final decisions rendered by the National Board of Review and the U.S. Center for SafeSport shall,
677 when applicable, be recognized and fully enforced in all Zones and LSCs of USA Swimming.

678
679 **ARTICLE 410**

680 **STANDARDS OF CONDUCT FOR MEMBERS OF BOARD OF REVIEW AND APPELLATE BODIES**

681
682 **410.1 STANDARDS OF CONDUCT** — Members (the "Review Members") of the National Board of Review panels and the
683 Board of Directors appeals panels (collectively, the "Review Board") shall:

- 684 .1 — Uphold the integrity and independence of the respective Review Board;
685 .2 — Avoid any impropriety or the appearance of impropriety in connection with service as a Review Member and swimming-
686 related activities generally; and
687 .3 — Perform the duties of a Review Member impartially and diligently.

688
689 **410.2 GROUNDS FOR RECUSAL** — Review Members shall recuse themselves from participating in any matter pending
690 before their respective Review Board:

- 691 .1 — In which their impartiality might reasonably be questioned;
692 .2 — Where they have a personal bias or prejudice concerning a party in the pending matter or have personal knowledge of
693 disputed evidentiary facts concerning the pending matter (other than knowledge obtained as a Review Member or known
694 generally to a substantial portion of the membership of the respective LSC, the Zone or USA Swimming);
695 .3 — Where they or a member of their family are a party or are likely to be a material witness in the pending matter;
696 .4 — Where they or a member of their family have an interest that could be substantially affected by the outcome of the proceeding;
697 or
698 .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
699 law firm that served or is serving as counsel in the pending matter.

700
701 **410.3 RECUSAL BY MEMBER** — Review Members shall recuse themselves as soon as they become aware of facts that give
702 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
703 Review or Board of Directors appeal panel members, to the Secretary & General Counsel, as applicable.

704
705 **410.4 RECUSAL/DISQUALIFICATION REQUESTED BY PARTY** — By written notice to the Chair of the respective Review
706 Board or to the Secretary & General Counsel, in the case of Board of Directors appeal panel members (respectively, the "Review
707 Board Chair"), any party may request that a Review Member recuse himself/herself or be disqualified from serving on the pending
708 matter stating the reasons for recusal or disqualification with specificity. Such notice shall be given at least fourteen (14) days prior
709 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
710 the notice, as soon as reasonably possible after discovery of the reason for the need for recusal. The named Review Member shall
711 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
712 notice. If the member's decision is not in favor of 2022 Rules & Regulations 101 410.4 recusal, then the Review Board Chair may,
713 if appropriate, disqualify the member from participating in the pending matter. If there is no disqualification, the hearing shall be
714 conducted as scheduled and, unless it is a hearing before the Board of Directors, the party giving the notice may appeal the
715 disqualification decision, together with the hearing decision, pursuant to Article 407.

716
717 **410.5 SUBSTITUTION FOR RECUSED OR DISQUALIFIED MEMBER** — In the event of a recusal or a disqualification, a
718 substitute Review Member shall be appointed in the same manner as the original Review Members were appointed. 410.
719

R-21 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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720 Location: Page 103: Article 501.1.1(B)
721 Proposed by: Rules and Regulations Committee
722 Purpose: To specify the Chair of the Athletes' Advisory Council must be selected from the voting members of
723 the AAC.
724 Recommendation: *The Rules & Regulations Committee recommends approval.*
725 Effective Date: Immediate
726

727 501.1 OPERATING COMMITTEES
728 .1 ATHLETES' ADVISORY COUNCIL
729 [A] No changes

730
731 B The Chair shall be elected from among the voting members of the AAC by its voting members.
732

R-22 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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733 Location: Page 104: Article 501.1.2(A)(2)
734 Proposed by: Rules and Regulations Committee
735 Purpose: To specify one-half of the athlete representatives on the Coach Advisory Council must meet the
736 definition of a 10-Year Athlete.
737 Recommendation: *The Rules & Regulations Committee recommends approval.*
738 Effective Date: Immediate

739
740 501.1 OPERATING COMMITTEES
741 [.1] No Changes

742
743 .2 COACH ADVISORY COUNCIL
744 [A(1)] No Changes

745
746 (2) Six (6) 10-Year Athlete representatives and/or 10-Year+ Athlete representatives appointed by the AAC. At least 50% of
747 the athletes must meet the requirements of 10-Year Athlete representatives.
748

R-23 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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749 Location: Page 105: Article 501.1.4(A)(5)
750 Proposed by: Senior Development Committee
751 Purpose: To specify the Chair of the Senior Development Committee may designate a member of the
752 committee to serve as an ex-officio to the National Team Steering Committee.
753 Recommendation: *The Rules & Regulations Committee recommends approval.*
754 Effective Date: Immediate

755
756 501.1 OPERATING COMMITTEES
757 [.1-.3] No Changes

758
759 .2 NATIONAL TEAM STEERING COMMITTEE
760 [A(1)-(4)] No Changes

761
762 (5) The Chair of the Senior Development Committee (or his/her designee selected from the voting members of the Senior
763 Development Committee), and the Chair of the Sports Medicine Committee shall be ex-officio members of the
764 Committee with voice but no vote. The Committee may name additional ex-officio members.
765

R-24 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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766 Location: Page 104: Article 501.1.2(A)(2)
767 Proposed by: Rules and Regulations Committee
768 Purpose: To specify the athlete representative on the Selection Procedure Approval Committee must meet the
769 definition of a 10-Year Athlete.
770 Recommendation: *The Rules & Regulations Committee recommends approval.*
771 Effective Date: Immediate

772
773 501.1 OPERATING COMMITTEES
774 [.1-.6] No Changes

775
776 .7 SELECTION PROCEDURE APPROVAL COMMITTEE

777 (A) The Selection Procedure Approval Committee shall consist of the following: (i) the President/CEO; (ii) the National Team
778 Managing Director; (iii) the AAC Chair, who must meet the requirements of a 10-Year Athlete representative, or their respective
779 designees. The AAC Chair's designee must also meet the requirements of a 10-Year Athlete representative.
780

R-25 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
781 Location:	4.1 Members – Required LSC Bylaws Template					
782	6.3 Eligibility – Required LSC Bylaws Template					
783 Proposed by:	LSC Development Committee					
784 Purpose:	To require all LSC House of Delegates members to be members of USA Swimming.					
785 Recommendation:	<i>The Rules & Regulations Committee recommends approval.</i>					
786 Effective Date:	January 1, 2023					

787
788 ARTICLE 4
789 HOUSE OF DELEGATES

- 790 4.1 MEMBERS - The House of Delegates of XXSI shall consist of the Group Member Representatives, the Board of Directors
791 Members, *certain committee chairs and coordinators*¹, the Non-Athlete At-Large House Members, and the Athlete At-Large
792 House Members *appointed or elected* [select one].
793 .1 GROUP MEMBER REPRESENTATIVES² - Each Group Member in good standing shall appoint from its
794 membership a Group Member Representatives *and one or more alternates for each*. The appointment shall be in
795 writing, addressed to the Secretary of XXSI and duly certified by the chief executive officer or secretary of the
796 appointing Group Member. The appointing Group Member may withdraw *one or more of its* Group Member
797 Representatives or *one or more of its* alternates and substitute a new Group Member Representatives or new
798 alternates by written notice, addressed to the Secretary of XXSI and signed by the chief executive officer or secretary
799 of the appointing Group Member. The representatives of any Group Member are ~~not~~ required to be Individual
800 Members of ~~XXSI~~ or USA Swimming.
801
802
803 6.3 ELIGIBILITY - Only Individual Members of ~~XXSI and~~ USA Swimming in good standing with XXSI and USA Swimming
804 shall be eligible to hold office and must maintain their eligibility throughout their term of office.
805

R-26 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
806 Location:	Page 12: Corporate Bylaws 6.1					
807 Proposed by:	Rule and Regulations Committee					
808 Purpose:	To specify that half of 10-Year and 10-Year+ Athlete representatives in the House of Delegates must have 809 obtained such eligibility through competing in an event that at the time of election/selection is on a USOPC 810 Delegation Event program.					
811 Recommendation:	<i>The Rules & Regulations Committee recommends approval.</i>					
812 Effective Date:	Immediate					

813
814 ARTICLE 6
815 HOUSE OF DELEGATES

- 816 6.1 MEMBERS – the following shall be the voting members of the House of Delegates
817 [.1-.12] no changes
818
819 .13 A sufficient number of 10-Year Athletes and 10-Year+ Athletes whose voting power shall constitute one-third (33.3%) of the
820 total House of Delegates and shall include the voting members of the AAC, the 10-Year Athlete members of the AEC, and the
821

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.*

822 10-Year Athlete members of the Board of Directors. This may be achieved by actual votes or by weighted voting. A minimum of
823 twenty percent (20%) must be 10-Year Athlete representatives and the remainder may be 10-Year+ Athlete representatives; any
824 weighted voting must preserve these proportions. At least half (50%) of these athlete members of the House of Delegates must
825 have obtained 10-Year Athlete or 10-Year+ Athlete representative eligibility through competing at an event that, at the time of
826 election/selection, is on a USOPC Delegation Event program.
827

HK-1 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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828 **Location:** Page 41: 102.23.2
829 **Proposed by:** Rules & Regulations Committee
830 **Purpose:** To reflect current policy which eliminated the National Eligibility Appeal Panel.
831 **Recommendation:** *The Rules & Regulations Committee recommends approval.*
832 **Effective Date:** Immediate
833

834 102.23 PROTESTS

835 .1 [No changes]

836
837 ~~.2 Protests regarding an athlete's competition category may only be heard by the National Eligibility Appeal Panel as outlined in~~
838 ~~the current USA Swimming Operating Policy Manual. A protest shall not prohibit the athlete from competing in his or her stated~~
839 ~~competition category until such time as the National Eligibility Appeal Panel has issued a decision.~~
840

841 [re-number remaining]
842

HK-2 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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843 **Location:** Page 17: Official Glossary
844 Page 61: 201.1.2
845 Page 74: 205.8.1
846 **Proposed by:** Rules & Regulations Committee
847 **Purpose:** To eliminate the use of "Junior Olympic".
848 **Recommendation:** *The Rules & Regulations Committee recommends approval.*
849 **Effective Date:** Immediate
850

851 ~~Junior Olympic~~ — a type of Age Group competition conducted by Zones and LSCs
852

853 201.1 COMPETITIVE CLASSIFICATIONS – Swimming shall be conducted under the following classifications and participation is
854 open to athletes from any country subject to further pertinent regulations in these rules and elsewhere.
855

856 .1 [No changes]
857

858 ~~.2 Age Group/Junior Olympic~~ – All athlete members of USA Swimming eighteen (18) years old and younger grouped by ages.
859 Where a program for swimmers ages eight (8) and under is conducted, it shall be for developmental purposes only and shall be
860 subject to LSC procedures.
861

862 .3-.4 [No changes]
863

864 205.8 LSC AGE GROUP CHAMPIONSHIP MEETS

865
866 .1 LSC Age Group/~~Junior Olympic~~ meets shall be in conformance with the contractual obligations of USA Swimming, including
867 the time periods, format and number, sponsorship identification and publicity requirements that may be in effect at the time, and
868 about which the LSC shall be notified.
869

870 .2-.5 [No changes]
871
872

HK-3 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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873 Location: Page 63: 202.4.11M
874 Proposed by: Rules & Regulations Committee
875 Purpose: To reflect terminology currently used by the U.S. Center for SafeSport
876 Recommendation: *The Rules & Regulations Committee recommends approval.*
877 Effective Date: Immediate
878

879 202.4 REQUIREMENTS FOR SANCTION – Sanctions are issued, withheld or withdrawn in accordance with the following
880 regulations:

881
882 .1-.11L [No changes]

883
884 .11(M) The following statement: "All ~~applicable~~ adults participating in or associated with this meet acknowledge that they are
885 subject to the provisions of the USA Swimming Minor Athlete Abuse Prevention Policy ("MAAPP"), and that they understand that
886 compliance with ~~the MAAPP policy~~ is a condition of participation in the conduct of this competition."
887

888 .11N-.16 [No changes]
889

HK-4 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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890 Location: Page 64: 202.4.13
891 Proposed by: Rules & Regulations Committee
892 Purpose: To reflect current practice that the President/CEO establishes the sanction fee for national and international
893 meets
894 Recommendation: *The Rules & Regulations Committee recommends approval.*
895 Effective Date: Immediate
896

897 202.4 REQUIREMENTS FOR SANCTION – Sanctions are issued, withheld or withdrawn in accordance with the following
898 regulations:

899
900 .1-.12 [No changes]

901
902 .13 ~~The~~ Sanction fees shall be ~~as~~ established by the LSC, except those for national and international meets which shall be
903 established by the USA Swimming ~~Board of Directors~~ President/CEO.
904

HK-5 ACTION:	Adopted	Defeated	Adopted/Amended	Tabled	Postponed	Pulled
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905 Location: Page 75: 206.1.2
906 Proposed by: Rules & Regulations Committee
907 Purpose: To reflect current terminology used for the U.S. Open Summer Championship
908 Recommendation: *The Rules & Regulations Committee recommends approval.*
909 Effective Date: Immediate
910

911 206.1 GENERAL – USA Swimming Championships shall be conducted annually.

912
913 .1 [No changes]

914
915 .2 A long course National Championship meet shall be conducted every summer, except when there is a Trials Class meet in the
916 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
917 summer meet during those summers shall be called the ~~U.S. Open~~ USA Swimming Summer Championship.
918

919 .3 [No changes]
920
921
922

HK-6 ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

923 Location: Page 84: 207.12.2D
924 Proposed by: Rules & Regulations Committee
925 Purpose: To reflect the current corporate name of Phillips 66
926 Recommendation: *The Rules & Regulations Committee recommends approval.*
927 Effective Date: Immediate
928

929 207.12 AWARDS

930 .1-.2C [No changes]

931
932 D. The ~~Conoco~~ Phillips 66 Performance of the Meet Award shall be presented at each USA Swimming National Championships.
933 The recipient of this award shall be chosen by representatives of the media who are present at the meet.
934

HK-7 ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

935 Location: Page 88: 302.1.2B
936 Proposed by: Rules & Regulations Committee
937 Purpose: To reflect current policy which eliminated the National Eligibility Appeal Panel.
938 Recommendation: *The Rules & Regulations Committee recommends approval.*
939 Effective Date: Immediate
940

941 302.1.2 Competition Category

942 A [No changes]

943
944 ~~B Protests regarding an athlete's competition category shall not prohibit the athlete from competing in the stated competition~~
945 ~~category. An athlete may swim under protest until such time as heard by the National Eligibility Appeal Panel as outlined in the~~
946 ~~current USA Swimming Operating Policy Manual.~~
947

RESOLUTION OF THE HOUSE OF DELEGATES TO
INCREASE THE NATIONAL FEE FOR A SEASONAL MEMBERSHIP

948 Proposed by: Board of Directors
949 Purpose: In 2014, when the current membership fee was set to increase \$2 annually, the Premium Membership fee was
950 \$50 and the Seasonal Membership fee was \$30 (i.e., \$5 more than half of a Premium Membership). The \$2
951 annual increase resolution did not address a scheduled increase to the Seasonal Membership fee. In the 2024
952 membership year, without a change, the Seasonal Membership fee will be \$5 less than half of a Premium
953 Membership and has not kept pace with the cost to provide the Seasonal Membership. A Seasonal
954 Membership fee of \$40 keeps pace with rising costs and stays within the original framework of \$5 more than
955 half of the cost of a Premium Membership.
956 Effective Date: September 1, 2023
957

Resolution to Increase the Fee for the Seasonal Membership Category

958
959
960 Whereas, USA Swimming has established a Seasonal Membership category of Individual Membership.

961
962 Whereas, the national fee for the Seasonal Membership category is \$30.

963
964 Whereas, the USA Swimming Board of Directors recommends the national fee for the Seasonal Membership be set at \$40.

965
966 Now, therefore, be it resolved that the USA Swimming House of Delegates approves a national membership fee of \$40 for the
967 Seasonal Membership category effective for the 2024 membership year.
968