

**Lake Erie Swimming**  
**House of Delegates - Legislation Proposals**  
Proposed Amendments to Fall 2015 House of Delegates

P-1 ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

<b>Location:</b>	LESI Policy & Procedures 2.5
<b>Proposed by:</b>	Chuck Kunsman for the Safety Committee
<b>Purpose:</b>	<p>Per USA Swimming policy all coaches must be properly registered to be on deck at meets or club practices. Failure to be properly registered may result in loss of insurance to the club as well as the meet host club for allowing an unregistered coach on deck and interacting with swimmers. Due to changes in technology many coaches utilize DECK PASS APP for many club functions. Deck Pass also displays the coaches' current registration status with all required components. At the Safety Chair Workshop in Denver on June 26 a discussion of coaches' registration requirement identifies our LSC as being the only one dealing with coaches' registration as we have done.</p> <p>This will eliminate confusion and punitive penalties and some volunteers' time and effort.</p> <p>The Safety Committee strongly recommends changing our policy to the proposed language.</p> <p>Urged to be effective immediately</p>
<b>Recommendation:</b>	The Legislative Committee is in support of this proposal.

2.5 False Registration

.1 No change

~~.2 A club or individual submitting a signed form (meet or other) which falsely claims a coach is registered shall be fined. The club or unattached coach shall be fined as follows:~~

~~A. A fine of \$100.00 per coach per meet for the first offense of the calendar year.~~

~~B. A fine of \$150.00 fine per coach per meet for the second offense of the calendar year.~~

~~C. For the third or subsequent offense of the calendar year, the Board of Review shall hold a hearing to determine the penalty.~~

.2 The meet host shall have a coach's check in procedure where only coaches with proper and valid coach's credentials are permitted on deck and issued a wrist band for that meet/session. Only deck pass app or the coach's registration card is acceptable. Coaches without one of these verifications will not be allowed on deck. They may utilize the spectator areas (with or without being charged the spectator fee at the discretion of the meet host).

<b>Location:</b>	LESI Policy & Procedures 8.4 Eligibility
<b>Proposed by:</b>	Sarah Tobin
<b>Purpose:</b>	<p>Our team had several athletes that were denied reimbursement for sectionals – some were college swimmers who came home to train with our team and represent our team and LESI and did not compete in SC champs because they were away at school and did not attend LC champs because it was the week before sectionals. These athletes have been registered with LESI for many years and we should not deny them funding because they did not attend a Championship meet. We had some HS athletes who were denied reimbursement because they choose to focus on Sectionals and did not attend a championship meet. We also had some athletes denied who are new to Lake Erie and I am ok with those athletes not being funded. The athletes that have been members of LESI for several years deserve the funding as do athletes that are new to LESI that compete in meets and Champ meets.</p>
<b>Recommendation:</b>	<p>The Legislative Committee does not support this proposal as written.</p> <p><b>Opinion 1:</b>  <i>I think it is written to benefit one team and their swimmers and does not offer any effort to get their swimmers to participate in Lake Erie Swimming sanctioned meets. Other clubs in the LSC had college swimmers training for the summer and those swimmers found little issue with participating in LSC meets as they trained for Sectionals or National meets. It was the clear vote on the floor last Fall that participation in LE meets and champs was paramount. The current language does not say they must swim every session at champs. It merely states that they must participate.</i></p> <p><b>Opinion 2:</b>  <i>-- one problem is that it just says 5 years, if it said "be a registered LESI athlete for 5 consecutive years or longer" it might be more clear, if a swimmer was registered 2007 and 2008 then 2013, 2014, 2015 I am not sure that is good enough to justify them not participating in meets.</i></p> <p><i>-- Another problem with P-2 is that other LSC's require championship meet or LSC meet participation for funding. Our Policy is actually much easier to attain then the following more successful LSCs policies;</i></p> <p><b>Indiana</b> (Short Course funding requires 3 Indiana meets <u>or</u> the championship meet in the same season, Long Course funding requires 2 Indiana meets <u>or</u> the championship meet in the same season) <a href="http://www.inswimming.org/czinlsc/UserFiles/File/Coaches%20Forms/travel%20support.pdf">http://www.inswimming.org/czinlsc/UserFiles/File/Coaches%20Forms/travel%20support.pdf</a></p> <p><b>Ohio</b> (Non College athletes are required to 3 meets in the same season, College athletes are required 2 meets with 4 events required each meet) <a href="http://www.swimohio.com/czohlsc/UserFiles/File/Governance/Ohio%20Swimming%20Policy%20Handbook%2005-09-2014%20update.pdf">http://www.swimohio.com/czohlsc/UserFiles/File/Governance/Ohio%20Swimming%20Policy%20Handbook%2005-09-2014%20update.pdf</a></p> <p><b>Michigan</b> (Requires 3 meets with minimum 9 total individual events entered in past 12 months) <a href="http://www.miswim.org/milsc/UserFiles/File/Travel%20Fund%20Request%20Form.pdf">http://www.miswim.org/milsc/UserFiles/File/Travel%20Fund%20Request%20Form.pdf</a></p> <p><b>Lake Erie</b> (Requires 1 LESI meet and 1 championship meet, with no event requirement, in the past</p>

12  
months) [http://www.lakeerieswimming.com/LESI%20Policy%20And%20Procedure%205\\_21\\_2015.p  
df](http://www.lakeerieswimming.com/LESI%20Policy%20And%20Procedure%205_21_2015.pdf)

*By not giving swimmers reimbursement/funding, we are not preventing them from competing in meets, the LSC is just not financially supporting them going to the meet. P-2 would make it possible for swimmers to skip all LESI meets and still get \$\$ from LESI. Other LSCs do not seem to do that. The current policy may need to be adjusted but P-2 does not seem to do anything to encourage meaningful participation in the LSC (a swimmer could register for 5 years, swim 0 meets, and get funding).*

**Opinion 3:**  
*It would eliminate an incentive for these folks to participate in LESI meets.*

#### 8.4 Eligibility

- .1 Those swimmers representing LESI member clubs or competing UN-LESI shall be eligible for reimbursement.
- .2 *no change*
- .3 *no change*
- .4 In order to be eligible for reimbursement for meets other than Olympic Trials, an athlete must have satisfied the following participation requirements:
  - A. Competed in an LESI Championship Meet within the twelve months Compete in an LESI Championship Meet within the twelve months preceding the meet in which the reimbursement is being requested or be a registered LESI athlete for five years or longer.
  - B. Compete in at least one additional LESI sanctioned meet in the twelve months preceding the meet in which the reimbursement is being requested or be a registered LESI athlete for the five years or longer.

P-3 ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

<b>Location:</b>	LESI Policy & Procedures Section 14
<b>Proposed by:</b>	Julie Bare
<b>Purpose:</b>	To bring section 14 current with the restructuring of the LSC Administrative Review Board and the Zone Board of Review.
<b>Recommendation:</b>	The Legislative Committee is in support of this proposal.

### SECTION 14 COMPLAINT RESOLUTION

- 14.1 At the discretion of the General Chair ~~and/or the Chair of the Board of Review~~, any other member of the Executive Committee, a panel may be assigned to investigate any matter brought to their attention by the submission of a written complaint.
- 14.2 The investigative panel shall determine if there is sufficient merit to justify a hearing by the LESI ~~Board of Review~~ Administrative Review Board or Central Zone Board of Review. ~~and shall notify the Chair of the Board of Review of~~

~~their finding- If merited, the investigative panel shall forward the complaint to the appropriate body. The Chair of the Board of Review shall either schedule a hearing in accordance with Article 610 of the Bylaws of Lake Erie Swimming or shall notify the complainant in writing of the decision to dismiss, i.e., not to hear the matter. Any decision of the Chair of the Board of Review to dismiss a matter shall be binding on the whole LSC Board of Review and may be appealed to the National Board of Review in accordance with Article Four of the USA Swimming Rules and Regulations. If the investigative panel finds no merit, it shall notify the complainant who may submit the complaint directly to the Central Zone Board of Review in accordance with Part Four of the USA Swimming Rules & Regulations.~~

- 14.3 Where appropriate, an investigative panel may work with the complaining party to broker a solution to a problem. Where a satisfactory solution cannot be effected, the complaint shall continue through the ~~Board of Review~~ hearing process in accordance with Part Four of the USA Swimming Rules & Regulations or Article 610 of the Lake Erie Bylaws.

HK-1 ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

<b>Location:</b>	5.2 SANCTIONS
<b>Proposed by:</b>	Sean Jones
<b>Purpose:</b>	House Keeping. This language was voted on and approved at last Springs HOD. After that time it was discussed that it would be better placed in section 5.2.5H So the language will be struck from 5.3.3C and moved to 5.2.5H. Nothing else was changed in the language.
<b>Recommendation:</b>	The Legislative Committee is in support of this proposal.

## 5.2 Sanctions

### .3 Reports and Remittances

- A. Meet hosts shall have completed the sanction process and have their meet announcement and meet entry file ready for posting on the LESI website no later than 10 (ten) weeks prior to the date of their meets. Penalties are outlined in the Policies and Procedures.

*A-G will be renumbered with no other changes.*

## 5.3 Approvals

- .3 Application: Application for approval must be submitted in accordance with Article 202.4 of USA Swimming Rules and Regulations. An approval fee deposit of \$50.00 shall accompany the application.

- ~~C. Meet hosts shall have completed the sanction process and have their meet announcement and meet entry file ready for posting on the LESI website no later than 10 (ten) weeks prior to the date of their meets. Penalties are outlined in the Policies and Procedures.~~

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<b>Location:</b>	SECTION 5 ADMINISTRATIVE AND TECHNICAL RULES OF COMPETITION 5.2.3 , 5.4.2A(2) , 5.4.3A(2) , 5.6.1 , 5.8.3A ,
<b>Proposed by:</b>	Sean Jones
<b>Purpose:</b>	As USA-Swimming has updated its USA-Swimming Rules and Regulations many references to articles in that document are no longer correct. This legislation will correct those references that were discovered.
<b>Recommendation:</b>	The Legislative Committee is in support of this proposal.

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79 5.2 Sanctions

80 .3 Conditions of Sanction: Any event for which a sanction is granted is subject to the conditions set forth in Article  
81 ~~202.3~~ 202.5 of USA Swimming Rules and Regulations and the following:

82 5.4 Observed Swims

83 .2 Arranging for Observed Swims

84 A. At Season-Culminating Championship Meets

85 (2) Requirements: The conditions established by the LESI NTV Chairman and those in Article ~~202.5~~ 202.7  
86 of USA Swimming Rules and Regulations must be met. The USA Swimming observers must be officials  
87 certified in LESI; this requirement may be waived by the LESI Officials Chairman.

88 .3 **Fees:** The individual fees of any USA Swimming observers shall be in accordance with the fees listed in  
89 Appendix B and paid by the meet host.

90 A. At Other Meets

91 (2) Requirements: The conditions established by the LESI NTV Chairman and those listed in Article ~~202.5~~  
92 202.7 of USA Swimming Rules and Regulations must be met. The USA Swimming observers must be  
93 officials certified in LESI; these requirements may be waived by the LESI Officials Chairman.

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95 5.6 LESI Championships

96 .1 LESI championship competitions shall be determined by the Board in accordance with ~~205.7~~ 205.8 of USA  
97 Swimming Rules and Regulations.

98 5.8 National Time Verification Certification (NTV): Times qualifying a swimmer for national competition must be certified  
99 through the issuance of an NTV by an NTV official.

100 .3 Observed Swims – In order for meets that are not sanctioned or approved to have observations of swims for  
101 National or U.S. Open qualifying times, the following process must take place:

102 A. A written request for observation must be made prior to the meet in accordance with Article ~~202.5~~ 202.7 of  
103 USA Swimming Rules and Regulations and Sections 5.4 of Lake Erie Swimming Policy and Procedures.

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HK-3 ACTION: Adopted Defeated Adopted/Amended Tabled Postponed Pulled

<b>Location:</b>	2.2.1C , 2.2.2C , 3.6 , 5.7.9
<b>Proposed by:</b>	Sean Jones
<b>Purpose:</b>	With the change from local LSC having a Board of Review to an Administrative Board of Review, there are many areas of the Policy and Procedures that need to be updated to reflect those changes. This legislation will correct those references that were discovered.
<b>Recommendation:</b>	The Legislative Committee is in support of this proposal.

## 2.6 False Registration

.1 A club or individual submitting a signed form (meet or other) which falsely claims a swimmer is registered shall be fined. The fine schedule is as follows:

C. For the third or subsequent offense of the calendar year, the Administrative Review Board of Review shall hold a hearing to determine the penalty.

.2 A club or individual submitting a signed form (meet or other) which falsely claims a coach is registered shall be fined. The club or unattached coach shall be fined as follows:

C. For the third or subsequent offense of the calendar year, the Administrative Review Board of Review shall hold a hearing to determine the penalty.

3.6 Those found in violation of this policy may be brought before the LESI Zone Board of Review and subjected to censure, fine, suspension, expulsion or other action deemed necessary.

## 5.7 Conduct of Sanctioned Competitions

.9 Length of Competition – It is mandated (USA Swimming Rules and Regulations 205.3.1F), that with the exception of championship meets, all age group competition be planned to allow the events for swimmers 12 years and younger to be completed in four (4) hours or less for a timed finals session or in a total of eight (8) hours or less per day for a preliminaries and finals meet. Meet hosts in violation of the mandated limits shall be referred to the LESI Administrative Review Board of Review which may censure, fine, or deny further sanctions to the meet host. It is further recommended that all sessions, regardless of the age of competitors, be limited to four (4) hours or less.