BYLAWS FORUM

A review of the
AMENDED AND RESTATED BYLAWS
OF USA DIVING, INC.
Adopted August 14, 2017
BACKGROUND

• No complete review of the Bylaws since 1982
• 3+ decades of amendments
• Many instances of out of date provisions and language
• Outside consultant recommendations
• USOC audit strongly recommends separating Bylaws from the Technical Rules of Diving
• Advances in technology
THE BYLAWS COMMITTEE

• Ad hoc committee appointed by Michele Mitchell in November 2016
• Bill Farrar, Chair
• Bryce Klein, Athlete
• Jared Book
• Sandy Searcy
• Christina Sholtis
• Anneliese Tuymer
STRUCTURE OF THE BYLAWS

• SUBPART A - STRUCTURE, ORGANIZATION, AND OPERATION
• SUBPART B - ATHLETES AND ATHLETIC EVENTS
• SUBPART C - BOARD OF REVIEW, MATTERS FOR REVIEW, PROCEEDINGS, APPEALS, UNITED STATES ANTI-DOPING AGENCY, AND UNITED STATES CENTER FOR SAFE SPORT (NEW AGENCY)
• SUBPART D - CODE OF CONDUCT
WHAT HAS CHANGED

• Articles are numbered beginning with Article 1
• Except where part of a title, USA Diving, Inc. is referred to as “the Corporation.”
• The title of President has been removed and the title is now solely Chief Executive Officer
• Acronyms are defined at first appearance and used throughout Bylaws
WHAT HAS CHANGED

SUBPART A

• Article 1 - National Governing Body Status
• Article 2 – Members
• Article 3 - USA Diving General Assembly, and
• Article 4 - Meetings of the USA Diving General Assembly and Sections
• All have no substantive changes. Changes to grammar, punctuation and formatting are made.
WHAT HAS CHANGED

SUBPART A – Article 5 – Board of Directors

• The composition of the Board has changed
• There are now 14 Directors
• 7 are elected by the General Assembly
• 2 new director positions are added – At Large Director and the Rules Committee Chair
• 4 Directors are elected in the Summer Olympic years and three in the Winter Olympic years
• 4 directors are deemed “Independent.” Three are appointed by outside Allied Members – YMCA, NCAA, & NFHS. The other is elected by the Board and approved at the General Assembly as part of 2018 election.
WHAT HAS CHANGED

SUBPART A – Article 6 – Chief Executive Officer

• “President” is removed from the title
WHAT HAS CHANGED
SUBPART A – Article 7 – Committees

• All committees except the Rules Committee report to the Board of Directors.
• Terms of elected and appointed members of all committees are now 4 years (except Athlete Representatives Committee)
WHAT HAS CHANGED
SUBPART A – Article 7 – Committees

FINANCE & AUDIT COMMITTEE

• Changes made to reporting and information gathering procedures to reflect actual and technological practices.
WHAT HAS CHANGED
SUBPART A – Article 7 – Committees

RULES COMMITTEE

• Junior Rules Committee eliminated
• Membership reduced from 27 to 14 plus 3 ex officio
• Committee will consider all rules together (except Masters)
COMMITTEE FOR COMPETITIVE EXCELLENCE

• Updated language to reflect current practices
• Rules Chair is added as *ex officio* member
• High Performance Director is an advisory member
WHAT HAS CHANGED

SUBPART A – Article 7 – Committees

ATHLETE REPRESENTATIVES COMMITTEE

• Name Change
• Language changes to reflect current practices (No substantive changes)
WHAT HAS CHANGED
SUBPART A – Article 7 – Committees

GOVERNANCE AND ELECTIONS COMMITTEE

• Nominations & Elections Committee merged with Governance

• Committee size reduced to 8 members

• Will assume the duties for Nominations and Elections

• Will advise the Board regarding Allied and Affiliate Members
WHAT HAS CHANGED
SUBPART A – Article 7 – Committees

MASTERS COMMITTEE

• Titles of some officers changed
ALUMNI COMMITTEE

• New committee added

• Its duty is: “The Corporation’s Alumni Committee is charged with providing former members of the Corporation a voice within the Corporation’s governance structure and to provide support to the mission, growth and development of the Corporation.”
WHAT HAS CHANGED
SUBPART A – Article 7 – Committees

COMPENSATION AND PERSONNEL COMMITTEE
• Update language and formatting only
WHAT HAS CHANGED
SUBPART A – Article 7 – Committees

LOCAL DIVING ASSOCIATION COMMITTEE

• Replaces the Member Service Committee
• Education and Safety Subcommittees removed
• Grass-Roots Subcommittee retained
• Will focus on improved and continuous communication and support for LDAs
• Will work to strengthen and rejuvenate LDAs
WHAT HAS CHANGED
SUBPART A – Article 7 – Committees

AD HOC COMMITTEES AND TASK FORCES

• Updated language and formatting.
WHAT HAS CHANGED
SUBPART A – Article 7 – Committees

COMMISSIONS

• A new form of specialized group
• Appointed when specific requirements for knowledge and expertise are required and where the inclusion of coach and athlete members are not necessary
• Serve as advisors to Board and CEO
• Ex: Facilities Commission, Judges Commission, Investment Advisory Commission
WHAT HAS CHANGED
SUBPART A – Articles 8 through 11

- Only substantive change is to §8.3 for the manner in which a candidate for the position of FINA Technical Diving Committee is chosen for recommendation to FINA.
- Other changes are in updated language and to comport with current practices and technology.
WHAT HAS CHANGED
SUBPART A – ELECTION SUMMARY 2018

• Board of Directors
  – Rules Chair – Elected for 4 year term
  – At-Large Director -- Elected for 4 year term
  – Coach Director -- Elected for 4 year term *(Incumbent not eligible)*

• Rules Committee *(All current elected and appointed terms terminate at the 2018 Annual Meeting)*
  – One representative from each of the 6 Zones elected to 4 year term
  – One representative of the Administrative Section of the GA
    Elected to 2 year term *(2020 Election will be for 4 years)*
WHAT HAS CHANGED
SUBPART A – ELECTION SUMMARY 2018

• Committee for Competitive Excellence
  – International Diving Rep – Elected for 4 year term
  – At-Large Coach Member -- Elected for 4 year term
  – Chair of Senior Diving Subcommittee-- Elected for 2 year term *(2020 Election will be for 4 years)*
  – At-Large Member of Senior Diving Subcommittee – Elected to 4 year term
  – One representative of the Administrative Section of the GA elected to 2 year term *(2020 Election will be for 4 years)*
WHAT HAS CHANGED
SUBPART A – ELECTION SUMMARY 2018

• Committee for Competitive Excellence
  – Chair of Junior Diving Subcommittee-- Elected for 2 year term (2020 Election will be for 4 years)
  – At-Large Member of Junior Diving Subcommittee – Elected to 4 year term
WHAT HAS CHANGED

SUBPART A – ELECTION SUMMARY 2018

• Governance and Elections Committee (G&E)
  – Chair of G&E Committee -- Elected to 4 year term
  – Member of Coach Section – Elected to 2 year term (2020 Election will be for 4 years)
  – Member of Administrative Section – Elected to 2 year term (2020 Election will be for 4 years)

• Alumni Committee
  – Non-Coach Member – Elected to 4 year term

• Local Diving Association Committee (LDAC)
  – Grass-Roots Subcommittee Chair – Elected to 2 year term (2020 Election will be for 4 years)
WHAT HAS CHANGED
SUBPART B – ATHLETES AND ATHLETIC EVENTS

• Updated language and formatting only, no substantive changes
WHAT HAS CHANGED

SUBPART C – BOARD OF REVIEW, MATTERS FOR REVIEW, PROCEEDINGS, APPEALS, UNITED STATES ANTI-DOPING AGENCY, AND UNITED STATES CENTER FOR SAFE SPORT

• Composition of National Board of Review has been revised to provide additional independence and remove potential conflicts of interest with the Board of Directors and insulate it from outside influences

• USADA and USCSS (a new entity created by the USOC) descriptions and jurisdiction added to this subpart (former Subpart E eliminated)
WHAT HAS CHANGED
SUBPART D – CODE OF CONDUCT

• Language required by USOC for Safe Sport elements and reporting added where required
• Expansion of definitions of some elements to meet with current standards and practices
• Updated language and formatting
Q & A

Bylaws Committee members
Sandy Searcy and Anneliese Tuymer