

LOS ALAMOS AQUATOMICS: PROPOSED BYLAW AMENDMENTS

18 JANUARY 2012

Proposed Amendments	If Adopted, Will Read	Rationale
New Amendment	Each person who is or was a director, officer, or employee of the Corporation (including the heirs, executors, administrators, or estate of such person) shall be indemnified by the Corporation to the full extent permitted by the Nonprofit Corporation Law of the State of New Mexico against any liability cost or expense incurred in the capacity as director, officer, or employee, or arising out of the status as a director, officer, or employee (including serving at the request of the Corporation as a director, officer, employee, or agent of another Corporation).	The addition of an indemnity clause is a requirement of LAA's insurance coverage and highly recommended by USA Swimming.
New Amendment	The Corporation may maintain insurance, at its expense, to protect itself and any such person against any such liability, cost, or expense.	The addition of the right to maintain insurance, is a requirement of LAA's insurance coverage and highly recommended by USA Swimming.
<p>Section IV. B.</p> <p>1. The Board shall consist of the following members:</p> <p>a. Officers</p> <p>1. President</p> <p>2. Vice-President</p> <p>3. Secretary</p> <p>4. Treasurer</p> <p>b. Others</p> <p>1. <u>(Three)</u> Members-at-Large</p> <p>2. Community members, not to exceed</p>	<p>Section IV. B.</p> <p>1. The Board shall consist of the following members:</p> <p>a. Officers</p> <p>1. President</p> <p>2. Vice-President</p> <p>3. Secretary</p> <p>4. Treasurer</p> <p>b. Others</p> <p>1. Members-at-Large</p> <p>2. Community members, not to exceed one-</p>	<p>Open up membership to interested community members, while keeping the super majority of the board to parent members.</p> <p>The Head Coach should be a member of the board by virtue of their employment. As a non-voting board member, conflicts of interest are eliminated, as the Head Coach is employed by the board.</p>

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<p>one-third of the board membership 3. Head Coach, as an ex-officio non-voting member 4. Masters Swimmer Representative 5. (<u>Diving Representative</u>)</p>	<p>third of the board membership 3. Head Coach, as an ex-officio non-voting member 4. Masters Swimmer Representative</p>	<p>Removal of Diving Representative, as LAA does not have or intend to run a diving program.</p>
<p>Section IV. B. 2. The Board of Directors will consist of no more than ten members. The Head Coach and Masters Swimmers Representative (<u>and Diving Representative</u>) will be non-elected members of the Board. The (<u>seven</u>) eight elected members will each serve two-year terms, (three) approximately one half the members being elected one year and (<u>four</u>) the other half of the members the following year with exceptions as provided in Section IV,c,2,b (Interim Vacancies) .</p>	<p>Section IV. B. 2. The Board of Directors will consist of no more than ten members. The Head Coach and Masters Swimmers Representative will be non-elected members of the Board. The eight elected members will each serve two-year terms, approximately one half the members being elected one year and the other half of the members the following year with exceptions as provided in Section IV,c,2,b (Interim Vacancies) .</p>	<p>Removal of Diving Representative per section above. Create more flexibility by broadening the language to “approximately half” the board elected each year.</p>
<p>Section IV. B. 2. a. Board members will be elected at the General Membership Meeting and assume office at the (<u>first</u>) following meeting of the year, which is from September 1 to August 31.</p>	<p>Section IV. B. 2. a. Board members will be elected at the General Membership Meeting and assume office at the following meeting of the year, which is from September 1 to August 31.</p>	<p>Create more flexibility for the timing of the General Membership Meeting and elections.</p>
<p>Section IV. C. A. General Membership Meeting will be held (<u>prior to</u>) at the beginning of the season each year.</p>	<p>Section IV. C. A. General Membership Meeting will be held at the beginning of the season each year.</p>	<p>Create more flexibility for the timing of a General Membership Meeting.</p>
<p>Section V. B. Vice-President 1. In the absence of the President, shall</p>	<p>Section V. B. Vice-President 1. In the absence of the President, shall</p>	<p>Removal of vice-president's duty #2, as this is the coaching staff's responsibility.</p>

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assume the President's duties. 2. (<u>Shall be responsible for all meet entries, current national and or local registration and swimmer's best times.</u>)	assume the President's duties.	
Section V. D. 2. Shall be responsible for preparing a budget and fee schedule for each fiscal year to be (recommended) approved by the Board (<u>to the general membership for approval</u>) and presented (at the Annual Meeting) to the general membership.	Section V. D. 2. Shall be responsible for preparing a budget and fee schedule for each fiscal year to be approved by the Board and presented to the general membership.	The board is responsible for ensuring adequate resources for the team and is accountable for the effective use of resources. The fees and budget should be available to the general membership per our non-profit status. Removal of “Annual Meeting” as it is not defined in the bylaws.
Section V. F. (<u>Coach</u>) Coaching Staff 1. Shall be employed by the Board of Directors of the Corporation. 2. Shall be responsible for a yearly aquatics program to obtain maximum improvement and development of aquatic competitors. 3. Shall assume basic responsibility for the selection and retention of team members, subject to approval of the Board of Directors.	Section V. F. Coaching Staff 1. Shall be employed by the Board of Directors of the Corporation. 2. Shall be responsible for a yearly aquatics program to obtain maximum improvement and development of aquatic competitors. 3. Shall assume basic responsibility for the selection and retention of team members, subject to approval of the Board of Directors.	This section should pertain to the coaching staff as a whole and not be limited to the Head Coach position.
Section V. H. (<u>Diving Representative</u>) 1. (<u>Shall be selected by the Board of Directors.</u>)		Removal of Diving Representative as LAA does not have or intend to running a diving program.
Section VI. A. Fees will be assessed as (<u>proposed</u>)	Section VI. A. Fees will be assessed as approved by the	The board is responsible for ensuring adequate resources for the team and

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<p>approved by the Board and (approved) presented (by) to the general membership.</p>	<p>Board and presented to the general membership.</p>	<p>accountable for the effective use of resources. The fees and budget should be available to the general membership per our non-profit status.</p>