



Resolution 04-02-18

SUBJECT: To Amend District Bylaw 8.3.3.1 (d)

(Reference Overture 04-04-18 printed on page 170 of the Convention Workbook)

WHEREAS, The Mid-South District Board of Directors amended various bylaws on December 23, 2017 in keeping with Bylaw 1.1.3 to have the district's bylaws be compliant with the various bylaws amended by the Synod during the 2016 Synod convention; and

WHEREAS, In their review of the bylaws concerning the nomination and election procedures of existing portions of the bylaws in comparison with the proposed bylaw amendments, the Synod's Commission on Constitutional Matters stated in Opinion 17-2855 "The commission notes a lingering uncertainty in District Bylaw 8.3.3.1 [d] as to the relative weight of the nominations committee's judgment of qualifications and the number of nominations received. Here further clarification may be desirable. Nonetheless, the commission finds the bylaws as proposed to be consistent with Synod's Constitution and Bylaws and gives its approval."; and

WHEREAS, Amending Bylaw 8.3.3.1 (d) to clarify this bylaw would have been a substantive amendment outside of the scope of the Board of Directors' authority in District Bylaw 1.1.3; and

WHEREAS, The Synod's Commission on Constitutional Matters, during their April 6-7, 2018 meeting reviewed the proposed bylaw amendment and rendered Opinion 17-2855A, stating: "The commission thanks the district for its cooperation with the review process and gives its approval to this proposal"; therefore be it

RESOLVED, That the Board of Directors of the Mid-South District propose that Bylaw 8.3.3.1 (d) be amended by the 2018 district convention, removing the references to the nominations committee being required to base their decisions on the number of nominations and any ties, by striking the second sentence to read:

"(d) At least two candidates and at least one alternate shall be selected by the nominations committee (District Bylaw 6.1.1.2). ~~In the event of a tie among the top nominees, the nominations committee shall consider all names involved in the tie, together with the qualifications of the individuals for the position.~~ The secretary of the nominations committee shall notify each candidate of their nomination."; and be it further

RESOLVED, That upon adoption, the amended bylaws be submitted to the Commission on Constitutional Matters for their files, fulfilling Synod Bylaw 3.9.2.2.3 (b)-(c).

Rev. Robert Herring, Chair
Rev. David Vandercook, Secretary