



# ***KEY PROPOSED CONSTITUTION AMENDMENTS***

January 20, 2024

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# ***OBJECTIVES***

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- ✓ Remove ambiguity and alleviate pain points
- ✓ Strengthen governance and meet USOPC's compliance requirements



# REVIEW PROCESS

Sep 18



Nov 22

Jan 29

Feb 5



# Article 6. Members

## Key Proposed Amendments

- Moved definitions of all Member classes to its own section
- Added USOPC 10YR, 10YR+, & Actively Engaged Athletes clarification to Individual definition
- Minimum number of clubs to constitute a League increased from 4 to 8 and can include female clubs
- Rename Other Organization to Associate Organization and added for-profit organizations to this member class
- Strengthened eligibility criteria to determine legitimate leagues
- Clarified that Clubs must have at least twelve (12) or more registered Individual Members who are at least eighteen (18) years old
- Removed discretion of USAC to accept/reject/withdraw membership
- Added language that requires Individual members to comply with all anti-doping rules of ICC, USOPC, WADA, USADA

## USOPC Requirements

### A.1 a & b - Athlete Representation

- Added
  - USOPC 10 Year Athletes
  - USOPC 10 Year+ Athletes
  - Actively Engaged Athletes

### A.1 e – Membership Requirements

- Open to individuals and amateur sports organizations in cricket
- Structure includes all applicable groups of individuals or organizations in cricket

### A.9 a & b – Other NGB Responsibilities

- Fulfill all responsibilities as an NGB as set forth by the USOPC and Ted Stevens Olympic Amateur Sports Act

Requires Approval from USAC Membership



# Article 6.7 & 6.9

## Key Proposed Amendments

- Expanded from 6 to 8 Zones; changed to 2 Conferences
- **West Conference**
  - Central
  - Central West
  - North West
  - South West
- **East Conference**
  - Atlantic
  - East
  - North East
  - South
- Added a Force Majeur clause

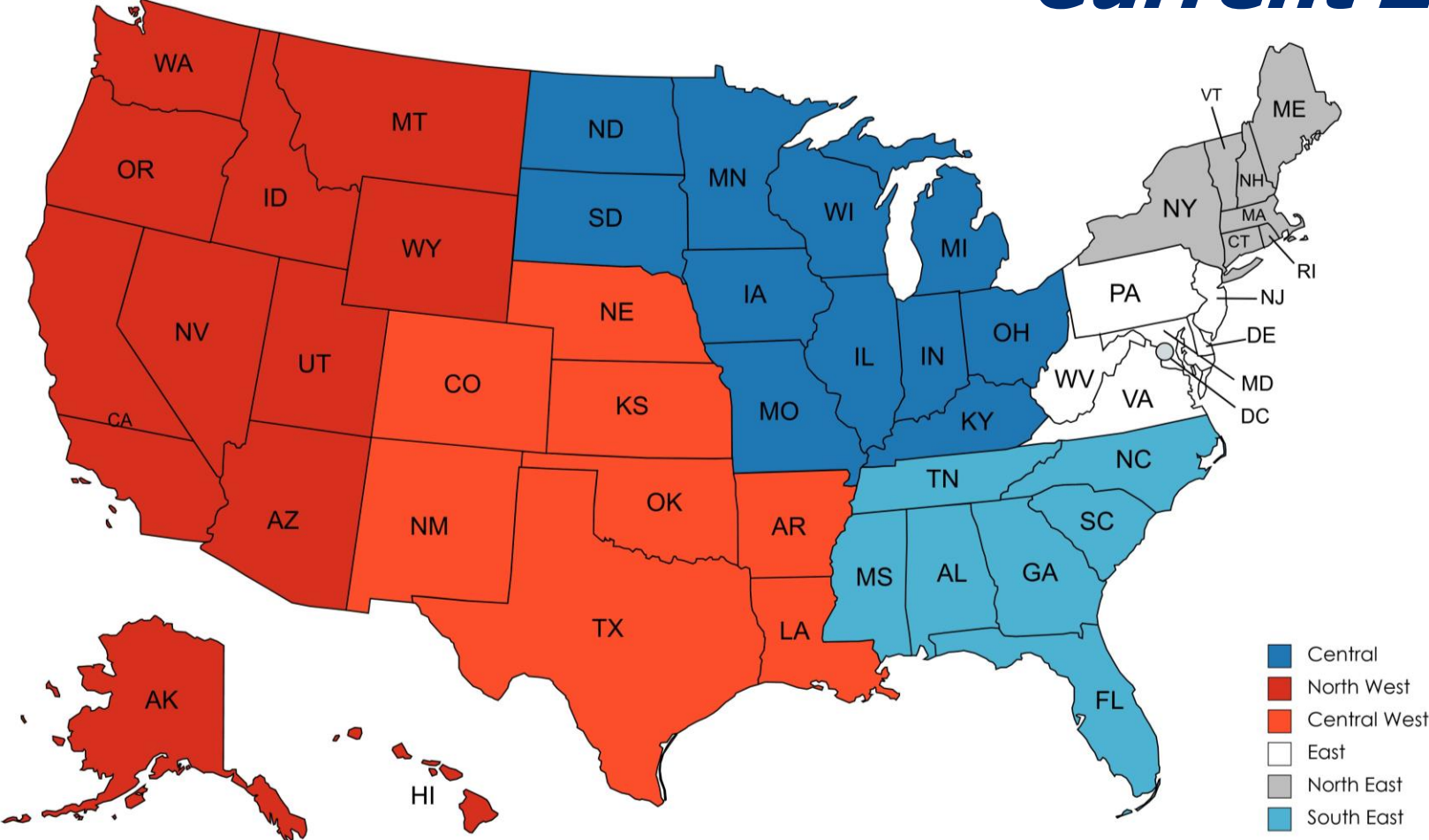
## USOPC Requirements

N/A

Requires Approval from USAC Membership



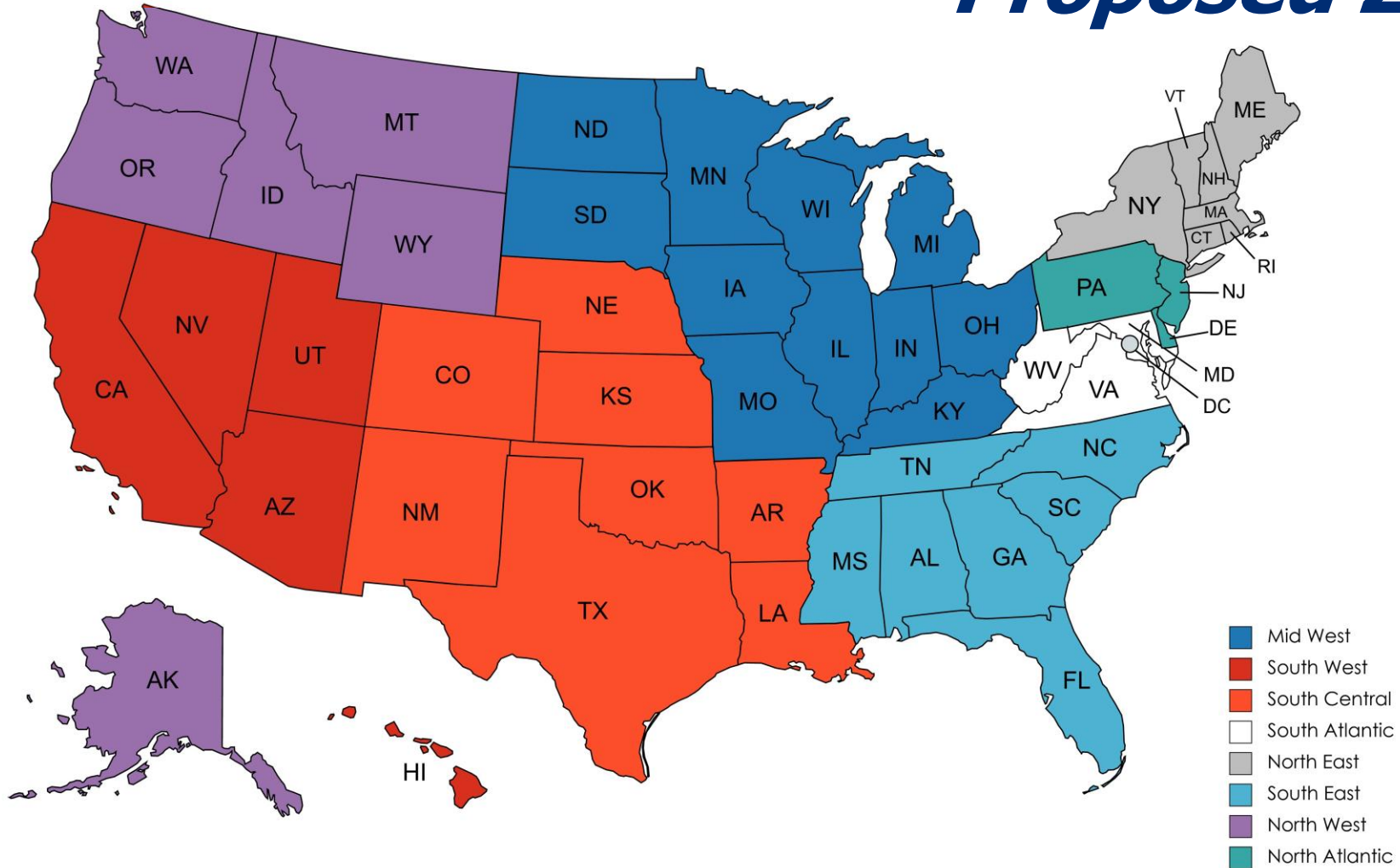
# Current Zones



See Next Slide



# Proposed Zones



Requires Approval from USAC Membership





# Article 7. Board of Directors

## Key Proposed Amendments

- Improved eligibility requirements of all Directors to prevent COI
- Changed Board Composition
  - 4 Athlete Representatives | 3 Independent Directors | 1 League Directors | 1 Club Director | 3 Individual Directors
- Added restriction to support geographic representation among Independent, Individual and Player Directors
- Added Team USA Athlete's Commission representation requirement
- Clarified definition of an International Player
- Added possibility for simplified re-nomination process for Independent Directors running for a 2<sup>nd</sup> term
- Reassigned responsibility from the NGC to the Ethics, Grievance and Disciplinary Committee to evaluate board candidates' conflicts and ethics concerns

## USOPC Requirements

### A.1 a - Athlete Representation

- 33.3% athlete representation on the board of directors

### A.1 c - Independent & Affiliate Representation

- Tighten Independent Director eligibility criteria

### A.3 a – Board Governance

- Tighten Conflict of Interest requirements
- Administer elections fairly, consistently and appropriately

Requires Approval from USAC Membership



# Article 7. Board of Directors (con't)

## Key Proposed Amendments

- Require Individual, Club and League Director candidates to submit two (2) letters of recommendations from USA Cricket members
- Increased number of candidates running for Individual, League, and Club Director positions
- Standardized voter eligibility cutoff time of June 30 ahead of an election;
- Individual, Club and League Director Candidate must be a registered member in good standing for 2 out of the preceding 3 years, of which 12 of those months must be immediately preceding the June 30 cutoff date for elections.
- Added Affiliate Organization Director position as required by USOPC
- Mandate Directors to receive US Center for SafeSport training at onboarding

## USOPC Requirements

### A.1 c – Independent and Affiliate Representation

- Add Affiliate Organization Board Position if such organization exists

### A.3 a – Board Governance

- Administer elections fairly, consistently and appropriately
- Have explicit board member terms and term limits
- Have a process for removal of board members

### A.3 b – Board Development

- USOPC training for board members

Requires Approval from USAC Membership



# Article 7. Board of Directors (con't)

## Key Proposed Amendments

- Require Officers of USA Cricket to resign from office if elections are not held
- Added the tenure of existing board members to address staggering lost with previous Board Director elections delayed prior to 2023
- Aligned Player Director terms with mandated Team USA Athlete's Commission terms to two, four-year (4-year) terms
- Ensure board members cannot serve beyond 6 (or 8 years for Player Directors) consecutive years total for any reason
- Mandated Directors who served their max consecutive years to take 2-year cooling off period before being eligible to run for elections
- Expanded conditions for removal of Directors in breach of Code of Ethics
- Specified that Directors shall not receive compensation for their services

## USOPC Requirements

### A.3 a – Board Governance

- Administer elections fairly, consistently and appropriately
- Have explicit board member terms and term limits
- Have a process for removal of board members

Requires Approval from USAC Membership



# Article 8. Officers

## Key Proposed Amendments

- Added 'Executive Secretary' Officer role. Scope:
  - Record minutes
  - Provide notices to members and manage logistics of meetings
  - Be the custodian of corporate records

## USOPC Requirements

### A.3 a – Board Governance

- Assists in meeting minimum standards for governance practices

### A.3 c – Board Meeting Minutes

- Must post Board Meeting Minutes for the past three years on website

### A.7 a-d – NGB Annual Reports

- Must submit annual reports to the USOPC with information describing how the organization maintains compliance

Requires Approval from USAC Membership



# Article 9. Committees

## Key Proposed Amendments

- Terms reduced to 2 years, except Leagues Committee which will be 1 yr
- Restructured the Cricket Committee to focus on U19s to seniors
- Added 2 Standing Committees to align with strategic focus areas
  - Development Committee
  - Women's Cricket Committee
- Require each committee to have 33.3% Athlete Representatives appointed by the USAC Athlete's Advisory Council (AAC)
- Added the Board can remove any committee member, except Athlete Representatives who can only be removed by the USAC (AAC)
- Removed USOPC's appointee to the NGC (at USOPC's request) and tightened COI criteria
- Reduced Ethics Committee to 5 members

## USOPC Requirements

### A.1 b - Athlete Representation

- 33.3% USOPC 10 Year & 10 Year+ Athletes on Designated Committees
- 33.3% NGB Actively Engaged Athletes on Other Committees

### A.2 a - Athlete Advisory Council

- 100% athlete representatives; 6-12 members
- At least 80% are NGB 10 Year Athletes
- Remainder are NGB 10 Year or 10 Year+ Athletes

### A.3 a – Board Governance

- Election, selection and removal procedures for committee members

Requires Approval from USAC Membership



# Article 9. Committees

## Key Proposed Amendments

- Reduced Leagues Committee composition from 15 to 12 members
- Reduced composition of Audit Committee from 8 to 5 members and added qualifications

## USOPC Requirements

### A.1 b - Athlete Representation

- 33.3% USOPC 10 Year & 10 Year+ Athletes on Designated Committees
- 33.3% NGB Actively Engaged Athletes on Other Committees

### A.3 a – Board Governance

- Election, selection and removal procedures for committee members

Requires Approval from USAC Membership



# Article 20. Amendment of Constitution

## Key Proposed Amendments

- Updated Article numbers in Article 20.2 to ensure the article continues to reference the correct Article. This is based on new articles added to the constitution which changed Article **18**. Amendment of Constitution to Article **20**. Amendment of Constitution

## USOPC Requirements

N/A

Requires Approval from USAC Membership



# USOPC Governance Requirements



USOPC IMPLEMENTATION GUIDE		COMPLIANCE
A.1 a & b	Athlete Representation	Needs Work
A.1 c	Independent and Affiliate Representation	Needs Work
A.1 d	International Federation Affiliation	Compliant
A.1 e	Membership Requirements	Compliant
A.2 a	Athlete Advisory Council	Non-Compliant
A.3 a	Board Governance	Needs Work
A.3 b	Board Meeting Minutes	Compliant
A.3 c	Board Roster	Needs Work
A.3 d	IRS Status	Compliant
A.4 a	Code of Conduct	Needs Work
A.5 a	Conflict of Interest Policy	Needs Work
A.6 a	Gifts and Entertainment Policy	Non-Compliant
A.7 a-d	NGB Annual Reports	Non-Compliant
A.8 a	Ombuds' Policy	Non-Compliant
A.9 a & b	Other NGB Responsibilities	Needs Work





# ***NEXT STEPS***

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Action	Due Date
✓ USA Cricket to email draft constitution to its members	November 15
✓ Members to provide feedback to USA Cricket	November 22
✓ Board approves constitution	January 13
☐ Membership to review and ratify amendments	January 29-February 5, 2024





[www.usacricket.org](http://www.usacricket.org)

# Article 4. Objectives and Recognition as National Governing Body

## Key Approved Amendments

- General language to include and satisfy USOPC requirements as an NGB
- **For Noting:**
  - Timeline to fulfill USOPC constitutional requirements would be as soon as reasonably practicable.
  - USOPC provided a high-level timeline for USAC to achieve certified NGB status with the USOPC by 2026.
  - USAC has begun working with the USOPC to meet all governance and operational requirements. This is a 2-year journey.

## USOPC Requirements

### A.1 d – International Federation Affiliation

- Must be a member of only one international sports federation – ICC

### A.9 a & b – Other NGB Responsibilities

- Fulfill all responsibilities as an NGB as set forth by the USOPC and Ted Stevens Olympic Amateur Sports Act

Approved by USAC Board



# *Article 11. Athletes' Advisory Council*

## Key Approved Amendments

- Added an Athletes' Advisory Council per USOPC requirements
- Council comprises 6 members with gender balance

## USOPC Requirements

### **A.2 a - Athlete Advisory Council**

- 100% athlete representatives; 6-12 members
- Best Practice: Equal representation of gender
- At least 80% are NGB 10 Year Athletes
- Remainder are NGB 10 Year or 10 Year+ Athletes

Approved by USAC Board



# *Article 12. Team USA Athletes' Commission*

## Key Approved Amendments

- Added Team USA Athletes' Commission Article per USOPC requirements
- Defined qualifications, eligibility, election/selection procedures, removal procedures, tenure and term limits

## USOPC Requirements

### A.2 a - Athlete Advisory Council

- Meet the Team USA Athletes' Commission Bylaws

Approved by USAC Board



# Article 17. Records of USA Cricket

## Key Approved Amendments

- Must post the last three (3) years of Board Meeting Minutes to website
- Publish a list of members on an annual basis

## USOPC Requirements

### A.3 c – Board Meeting Minutes

- Must post Board Meeting Minutes for the past three years on website

Approved by USAC Board

