



**Evangelical Lutheran  
Church in America**

God's work. Our hands.

**NORTH CAROLINA SYNOD**

**OF THE**

**EVANGELICAL LUTHERAN CHURCH IN AMERICA**

**CONSTITUTION, BYLAWS, AND CONTINUING  
RESOLUTIONS**

# INTRODUCTION to the *Constitution for Synods*

The *Constitution for Synods*, like the other governing documents of this church, reflects the theology and polity of this church as it organizes itself to preach the gospel of Jesus Christ, share the sacraments, reach out to the neighbor with good news, and share the love of God in the world. Each expression of this church — Churchwide, synod and congregation — is held together in a relationship of interdependence that encourages each to respond to its context. These documents also demonstrate our commitment to seeing ourselves with others as part of the one, holy, catholic, and apostolic Church. As such, the *Constitution for Synods* is deeply rooted in Scripture, the Lutheran Confessions, and the history of this church and its predecessors.

The *Constitution for Synods* was adopted by the Constituting Convention of the Evangelical Lutheran Church in America, as required by the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*. This current edition of the *Constitution for Synods* contains changes adopted by all Churchwide assemblies, including the fourteenth Churchwide Assembly in 2016. It is consistent with the requirements of the governing documents of the ELCA's Churchwide organization, and it provides organizational flexibility to recognize local context.

► **Required provisions:** Sections of the *Constitution for Synods* marked by a dagger [†] are required provisions. These sections, including constitutional provisions and bylaws, must be used without alteration or amendment of the text in any manner (i.e., neither additions nor deletions are permissible). In accordance with provision †S18.11, amendments to required provisions in the *Constitution for Synods* passed by the Churchwide Assembly are automatically incorporated into the constitutions of individual synods upon formal certification by the secretary of this church. Because the secretary has provided such certification following the 2016 Churchwide Assembly, required provisions marked by a dagger [†] have been incorporated into synod constitutions.

► **Codification explanation:** The *Constitution for Synods*, like the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America* and the *Model Constitution for Congregations*, is organized into chapters by general subject matter and codified as (a) constitutional provisions, (b) bylaws, and (c) continuing resolutions. Each provision is preceded by a capital “S.” If a provision is mandatory, it will be preceded by a dagger, “†S.”

- a. Constitutional provisions are codified with two sets of numbers, preceded by an “S”: the chapter number, followed by a period and a two-digit number. A period follows the two-digit number. Thus, one required constitutional provision related to “Conferences, Clusters, Coalitions, Area Subdivisions, and Networks” in Chapter 12 is codified as “†S12.01.” In accordance with Chapter 18, titled “Amendments, Bylaws, and Continuing Resolutions,” there are three types of constitutional provisions in each synod’s constitution:
  1. Required constitutional provisions adopted by the Churchwide Assembly are designated by a dagger “†”, as discussed above (†S18.11.);
  2. Recommended constitutional provisions adopted by the Churchwide Assembly may be adopted by majority vote at one meeting of the Synod Assembly (†S18.12.);
  3. Other constitutional provisions, including different versions of the recommended provisions referred to in the previous paragraph, may be initiated in and adopted by individual synods, but such provisions may not conflict with the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*. Such synodical constitutional amendments are adopted and become effective in accordance with †S18.13.
- b. Bylaws follow constitutional provisions to which they apply. They are not intended to be organized in a separate document at the end of the constitutional provisions. Bylaws are codified with three sets of numbers: the chapter number (preceded by an “S”), the related constitutional provision number, and a two-digit number. There are periods after the chapter number, after the reference to the constitutional provision, and after the bylaw number. Thus, a bylaw relating to synod networks would be codified as “S12.01.01.” Although the *Constitution for Synods* contains some required bylaws, there is not a model set of bylaws or continuing resolutions because bylaws and continuing resolutions normally relate to specific practices and details of each synod’s organization, operation, and life. Thus, each synod has discretion and may develop its own bylaws and continuing resolutions, including bylaws and continuing resolutions under required constitutional provisions, but no such bylaw or continuing resolution may conflict with constitutional provisions in the *Constitution for Synods*, mandatory synod bylaws, or with the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*. Bylaws are adopted and amended in accordance with Chapter 18. Newly adopted bylaws or amendments to bylaws shall be reported to the secretary of this church.
- c. Continuing resolutions are intended to provide descriptions of operational patterns and practices or of the ongoing responsibilities of committees or other units within the organizational structure of the synod. They follow the relevant constitutional provision or bylaw to which they refer. Continuing resolutions also are codified with three sets of numbers, except that the third set is preceded by a capital letter. Thus, a continuing resolution describing the contents of a Synod Council report to the Synod Assembly in Chapter 10 might be numbered “S10.03.A13.” The initial numbers “S10.03” indicate that the continuing resolution relates to the designated constitutional provision, which in

this case states that the functions of the Synod Council include providing a report to the regular meeting of the Synod Assembly. The final letter and numbers “A13” designate that this is the first continuing resolution “A” and the year that it was adopted, in this example 2013. Continuing resolutions are adopted and amended in accordance with Chapter 18. Unlike constitutional provisions and bylaws, continuing resolutions may be adopted either at a legally called and conducted meeting of the Synod Assembly (by a majority vote) or by the Synod Council (by a two-thirds vote). New continuing resolutions or amendments to existing continuing resolutions shall be reported to the secretary of this church.

► **Missing numbers:** You will notice that certain numbers are missing from the numbering sequence in some chapters. These omissions are intentional. For example, in some chapters the number “.10.” and multiples thereof have been reserved for possible use as section headings in future editions.

► **Selection of options:** Alternatives are provided in some places within the *Constitution for Synods*. Alternatives are noted by brackets or blank lines. For example, constitutional provision †S8.51. allows synods to choose the length of terms for the vice president, secretary, and treasurer. The appropriate number of years should be filled in by each synod. In addition, †S8.51.c. provides that the treasurer may be elected by the Synod Assembly or appointed by the Synod Council. Each synod should select one of those options.

► **References to church:** In the governing documents, “Church” with a capital letter refers to the one, holy, catholic, and apostolic Church. The words “church” or “this church” in lower case letters refer to the Evangelical Lutheran Church in America.

► **Consultation and concluding comments:** In order to assist synods, the Office of the Secretary is available for consultation, both about potential amendments to the *Constitution for Synods* and about the review process for congregational constitutions. The important task of amending a constitution is challenging. It is, however, an essential endeavor that merits thoughtful work. In addressing the synod’s constitutional responsibilities, may God grant you and your colleagues wisdom, discernment, and commitment to the unity of this church in faithful witness to our Lord and Savior, Jesus Christ.

Secretary Wm Chris Boerger  
Evangelical Lutheran Church in America  
August 18, 2016

# CONSTITUTION FOR SYNODS

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## Chapter 1.

### NAME AND INCORPORATION

- †S1.01. The name of this synod, as determined by the Churchwide Assembly, shall be (*name of synod*) of the Evangelical Lutheran Church in America.
- †S1.02. For the purposes of this constitution and the accompanying bylaws, the (*name of synod*) of the Evangelical Lutheran Church in America is hereafter designated as “this synod” or “the synod.”
- †S1.11. This synod shall be incorporated. Amendments to the articles of incorporation of this synod shall be submitted to the Church Council for ratification before filing.
- †S1.21. The seal of this synod is circular seal with the words North Carolina Synod of the Evangelical Lutheran Church in America along the outer circle

## Chapter 2.

### STATUS

- †S2.01. This synod possesses the powers conferred upon it, and accepts the duties and responsibilities assigned to it, in the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*, which are recognized as having governing force in the life of this synod.
- †S2.02. The name Evangelical Lutheran Church in America (ELCA or “this church”) as used herein refers in general references to this whole church, including its three expressions: congregations, synods, and the Churchwide organization. The name Evangelical Lutheran Church in America is also the name of the corporation of the Churchwide organization to which specific references may be made herein.
- †S2.03. No provision of this constitution shall be inconsistent with the constitution and bylaws of this church.

## Chapter 3.

### TERRITORY

- †S3.01. The territory of this synod, as determined by the Churchwide Assembly, shall be the state of North Carolina
- †S3.02. “Determined by the Churchwide Assembly,” as stipulated by †S3.01., is understood to include the reported changes in synod relationship made by any congregation in a border area agreed under ELCA bylaws 10.01.01. and 10.02.02.

## **Chapter 4.**

### **CONFESSION OF FAITH**

- †S4.01. This synod confesses the Triune God, Father, Son, and Holy Spirit.
- †S4.02. This synod confesses Jesus Christ as Lord and Savior and the Gospel as the power of God for the salvation of all who believe.
- a. Jesus Christ is the Word of God incarnate, through whom everything was made and through whose life, death, and resurrection God fashions a new creation.
  - b. The proclamation of God's message to us as both Law and Gospel is the Word of God, revealing judgment and mercy through word and deed, beginning with the Word in creation, continuing in the history of Israel, and centering in all its fullness in the person and work of Jesus Christ.
  - c. The canonical Scriptures of the Old and New Testaments are the written Word of God. Inspired by God's Spirit speaking through their authors, they record and announce God's revelation centering in Jesus Christ. Through them God's Spirit speaks to us to create and sustain Christian faith and fellowship for service in the world.
- †S4.03. This synod accepts the canonical Scriptures of the Old and New Testaments as the inspired Word of God and the authoritative source and norm of its proclamation, faith, and life.
- †S4.04. This synod accepts the Apostles', Nicene, and Athanasian Creeds as true declarations of the faith of this synod.
- †S4.05. This synod accepts the Unaltered Augsburg Confession as a true witness to the Gospel, acknowledging as one with it in faith and doctrine all churches that likewise accept the teachings of the Unaltered Augsburg Confession.
- †S4.06. This synod accepts the other confessional writings in the Book of Concord, namely, the Apology of the Augsburg Confession, the Smalcald Articles and the Treatise, the Small Catechism, the Large Catechism, and the Formula of Concord, as further valid interpretations of the faith of the Church.
- †S4.07. This synod confesses the Gospel, recorded in the Holy Scripture and confessed in the ecumenical creeds and Lutheran confessional writings, as the power of God to create and sustain the Church for God's mission in the world.

## **Chapter 5.**

### **NATURE OF THE CHURCH**

- †S5.01. All power in the Church belongs to our Lord Jesus Christ, its head. All actions of this synod are to be carried out under his rule and authority.
- †S5.02. This church confesses the one, holy, catholic, and apostolic Church and is resolved to serve Christian unity throughout the world.
- †S5.03. The Church exists both as an inclusive fellowship and as local congregations gathered for worship and Christian service. Congregations find their fulfillment in the universal community of the Church, and the universal Church exists in and through congregations. This church, therefore, derives its character and powers both from the sanction and representation of its congregations and from its inherent nature as an expression of the broader fellowship of the faithful. In length, it acknowledges itself to be in the historic continuity of the communion of saints; in breadth, it expresses the fellowship of believers and congregations in our day.
- †S5.04. This church, inspired and led by the Holy Spirit, participates in The Lutheran World Federation as a global communion of churches, engaging in faithful witness to the gospel of Jesus Christ and in service for the sake of God's mission in the world.

## **Chapter 6.**

### **STATEMENT OF PURPOSE**

- †S6.01. The Church is a people created by God in Christ, empowered by the Holy Spirit, called and sent to bear witness to God's creative, redeeming, and sanctifying activity in the world.
- †S6.02. To participate in God's mission, this synod as a part of the Church shall:
- a. Proclaim God's saving Gospel of justification by grace for Christ's sake through faith alone, according to the apostolic witness in the Holy Scripture, preserving and transmitting the Gospel faithfully to future generations.
  - b. Carry out Christ's Great Commission by reaching out to all people to bring them to faith in Christ and by doing all ministry with a global awareness consistent with the understanding of God as Creator, Redeemer, and Sanctifier of all.
  - c. Serve in response to God's love to meet human needs, caring for the sick and the aged, advocating dignity and justice for all people, working for peace and reconciliation among the nations, and standing with the poor and powerless and committing itself to their needs.

d. Worship God in proclamation of the Word and administration of the sacraments and through lives of prayer, praise, thanksgiving, witness, and service.

e. Nurture its members in the Word of God so as to grow in faith and hope and love, to see daily life as the primary setting for the exercise of their Christian calling, and to use the gifts of the Spirit for their life together and for their calling in the world.

f. Manifest the unity given to the people of God by living together in the love of Christ and by joining with other Christians in prayer and action to express and preserve the unity which the Spirit gives.

†S6.03.

Each synod, in partnership with the Churchwide organization, shall bear primary responsibility for the oversight of the life and mission of this church in its territory. In fulfillment of this role and consistent with policies and procedures of this church, the synod shall:

a. Provide for pastoral care of congregations and rostered ministers in the synod;

b. Plan for, facilitate, and nurture the mission of this church through congregations;

c. Strengthen interdependent relationships among congregations, synods, and the Churchwide organization, and foster relationships with agencies and institutions affiliated with or related to this church as well as ecumenical partners.

d. Interpret the work of this church to congregations and to the public on the territory of the synod.

†S6.03.01.

In providing for pastoral care of congregations and rostered ministers in the synod, the responsibilities of the synod include the following:

a. providing for pastoral care of congregations, ministers of Word and Sacrament, and ministers of Word and Service in the synod, including:

1) approving candidates for the ministry of Word and Sacrament in cooperation with the appropriate seminaries of this church, which may be done through multi-synodical committees;

2) authorizing ordinations and ordaining ministers of Word and Sacrament on behalf of this church;

3) approving ministers of Word and Service, which may be done through multi-synodical committees;

4) authorizing consecrations and consecrating ministers of Word and Service on behalf of this church; and

5) consulting in the call process for rostered ministers.

b. providing for leadership recruitment, preparation, and support in accordance with Churchwide standards and policies, including:

1) nurturing and supporting congregations and lay leaders;

2) seeking and recruiting qualified candidates for the rostered ministries of this church;

3) making provision for pastoral care, call review, and guidance;

4) encouraging and supporting persons on the rosters of this church in stewardship of their abilities, care of self, and pursuit of continuing education to undergird their effectiveness of service; and

5) supporting recruitment of leaders for this church's colleges, universities, seminaries, and social ministry organizations.

c. providing for discipline of congregations, ministers of Word and Sacrament, and ministers of Word and Service; as well as for termination of call, appointment, adjudication, and appeals consistent with Chapter 20 of this church's constitution.

d. providing for archives in conjunction with other synods.

†S6.03.02.

In planning for, facilitating, and nurturing the mission of this church through congregations, the responsibilities of the synod include the following:

a. developing of new ministries, redevelopment of existing ministries, and support and assistance in the conclusion, if necessary, of a particular ministry;

b. leading and encouraging of congregations in their evangelism efforts;

c. assisting members of its congregations in carrying out their ministries in the world;

d. encouraging congregations to respond to human need, work for justice and peace, care for the sick and the suffering, and participate responsibly in society;

e. providing resources for congregational life;

f. grouping congregations in conferences, clusters, coalitions, or other area subdivisions for mission purposes.

†S6.03.03.

In strengthening interdependent relationships among congregations, synods, and the Churchwide organization, and in fostering relationships with agencies and institutions affiliated with or related to this church as well as with ecumenical partners, the responsibilities of the synod include the following:

a. promoting interdependent relationships among congregations, synods, and the Churchwide organization, and entering into partnership with other synods in the region;

b. fostering organizations for youth, women, and men, and organizations for language or ethnic communities;

c. developing relationships with social ministry organizations and ministries, participating in their mission planning, and providing partnership funding;

- d. supporting relationships with and providing partnership funding on behalf of colleges, universities, and campus ministries;
- e. maintaining relationships with and providing partnership funding on behalf of seminaries and continuing education centers;
- f. fostering supporting relationships with camps and other outdoor ministries;
- g. fostering supporting relationships with preschools, elementary schools, and secondary schools operated by congregations of the synod;
- h. fostering relationships with ecumenical and global partners;
- i. cooperating with other synods and the Churchwide organization in creating, using, and supporting regions to carry out those functions of the synod which can best be done cooperatively with other synods and the Churchwide organization.

†S6.03.04. In interpreting the work of this church on the territory of the synod, the responsibilities of the synod include the following:

- a. encouraging financial support for the work of this church by individuals and congregations;
- b. participating in Churchwide programs;
- c. interpreting social statements in a manner consistent with the interpretation given by the Churchwide unit or office which assisted in the development of the statement, and suggestion of social study issues;
- d. providing ecumenical guidance and encouragement.

S6.03.A14 *This Synod fosters relationships with agencies and institutions.*

- a. *This Synod acknowledges its responsibility, together with other synods of the Evangelical Lutheran Church in America as may be associated with it, to strengthen the following agencies and institutions with which it is affiliated:*
  - 1. *Lutheran Theological Southern Seminary- Lenoir Rhyne University College of Theology*
  - 2. *Lenoir Rhyne University*
  - 3. *Lutheran Services Carolina: Child & Family Services*
  - 4. *Lutheran Services Carolina: Senior Services*
  - 5. *Novus Way Ministries*
  - 6. *Agape + Kure Beach Ministries, Inc*
  - 7. *Lutheran Retirement Ministries of Alamance County Inc*
  - 8. *Home Mission Foundation*
- b. *This Synod shall elect members or ratify members to the Boards of Trustees and/or governing bodies of agencies and institutions as provided by their respective constitutions and bylaws.*
- c. *The Boards of Trustees of the above-named agencies and institutions shall report to the regular Business Synod Assembly. The trustees elected by this synod may, as a group, append comments and recommendations to such reports.*

S6.03.B14 *This synod fosters relationships with organizations in North Carolina*

a. *This synod recognizes a partnership with the following organizations:*

- 1. *North Carolina Lutheran Youth Organization*
- 2. *North Carolina Women of the Evangelical Lutheran Church in America*
- 3. *North Carolina Lutheran Men in Mission*
- 4. *North Carolina Synod Foundation, Inc*

*The North Carolina Synod Foundation Inc, Board of Directors shall manage the assets of the long term endowments of this synod*

- a. *The board shall consist of not than three and or more than ten trustees. The trustees shall be appointed by the Synod Council to three-year terms, such that the terms of one-third of the trustees expire each year. No appointee shall serve more than two-terms so that no appointee shall serve more than six years consecutively.*
- b. *This board shall manage funds in accordance with an investment policy approved by the synod council.*
- c. *A distribution shall be made to this Synod each year to support programs identified by the appropriate committee of the Synod Council.*

d. *Each organization recognized by this synod may make a report of its work to Business Synod Assemblies.*

S6.03.C14 *This Synod shall participate in the ministry of the North Carolina Council of Churches*

- a. *At the request of the North Carolina Council of Churches, the Synod Council shall submit to the Council's Nominating Committee the names of up to three persons for service on the Governing Board of the North Carolina Council of Churches. Identified persons shall support the North Carolina Council of Churches work for Christian unity and social justice. At least one person will be appointed to the Governing Body.*



- †S6.04. Except as otherwise provided in this constitution and bylaws, the Synod Council shall establish processes that will ensure that at least 60 percent of the members of the synod assemblies, councils, committees, boards, and other organizational units shall be laypersons; and that, as nearly as possible, 50 percent of the lay members of assemblies, councils, committees, boards, or other organizational units shall be female and 50 percent shall be male; and that, where possible, the representation of ministers of Word and Sacrament shall be both male and female. This synod shall establish processes that will enable it to reach a minimum goal that 10 percent of its assemblies, councils, committees, boards, or other organizational units be persons of color and/or persons whose primary language is other than English.
- †S6.04.01. It is the goal of this synod that 10 percent of the membership of synod assemblies, councils, committees, boards and/or other organizational units be persons of color and/or persons whose primary language is other than English.
- †S6.04.02. It is the goal of this synod that at least 10 percent of the voting members of the Synod Assembly, Synod Council, committees, and organizational units of this synod be youth and young adults. The Synod Council shall establish a plan for implementing this goal. For purposes of the constitution, bylaws, and continuing resolutions of this synod, the term “youth” means a voting member of a congregation who has not reached the age of 18 at the time of election or appointment for service. The term “young adult” means a voting member of a congregation between the ages of 18 and 30 at the time of election or appointment for service.
- †S6.05. Each assembly, council, committee, board, commission, task force, or other body of this synod or any synodical units shall be conclusively presumed to have been properly constituted, and neither the method of selection nor the composition of any such assembly, council, committee, board, commission, task force, or other body may be challenged in a court of law by any person or be used as the basis of a challenge in a court of law to the validity or effect of any action taken or authorized by any such assembly, council, committee, board, commission, task force, or other body.
- †S6.06. References herein to the nature of the relationship between the three expressions of this church—congregations, synods, and the Churchwide organization—as being interdependent or as being in a partnership relationship describe the mutual responsibility of these expressions in God’s mission and the fulfillment of the purposes of this church as described in this chapter, and do not imply or describe the creation of partnerships, co-ventures, agencies, or other legal relationships recognized in civil law.

## Chapter 7. SYNOD ASSEMBLY

- †S7.01. This synod shall have a Synod Assembly, which shall be its highest legislative authority. The powers of the Synod Assembly are limited only by the provisions in the Articles of Incorporation, this constitution and bylaws, the assembly’s own resolutions, and the constitutions and bylaws of the Evangelical Lutheran Church in America.
- †S7.11. A regular meeting of the Synod Assembly shall be held at least triennially.
- S7.11.01.A1 *The Business Synod Assembly shall be held every other year*
- S7.11.01. The time and place of the North Carolina Synod Assembly shall be determined by the Synod Council. The time and place for the next regular assembly normally shall be announced 12 months prior to the assembly.
- S7.12. Special meetings of the Synod Assembly may be called by the bishop with the consent of the Synod Council, and shall be called by the bishop at the request of one-fifth of the voting members of the previous business Synod Assembly.
- a. The notice of each special meeting shall define the purpose for which it is to be held. The scope of actions to be taken at such a special meeting shall be limited to the subject matter(s) described in the notice.
  - b. If the special meeting of the Synod Assembly is required for the purpose of electing a successor bishop because of death, resignation, or inability to serve, the special meeting shall be called by the Synod Council after consultation with the presiding bishop of the Evangelical Lutheran Church in America.
  - c. Notice of the time and place of all special meetings of the Synod Assembly shall be given by the secretary of this synod.
- S7.13. Official assembly registration information shall be provided by the office of the bishop
- S7.14. One-half of the members of the Synod Assembly shall constitute a quorum.
- S7.14.01. Members of the Synod Assembly shall be defined as voting members of the assembly who have officially registered.
- †S7.21. The membership of the Synod Assembly, of which at least 60 percent of the voting membership shall be composed of laypersons, shall be constituted as follows:
- a. All ministers of Word and Sacrament under call on the roster of this synod in attendance at the Synod Assembly shall be voting members.
  - b. All ministers of Word and Service, under call, on the roster of this synod shall be voting members in the Synod Assembly, in addition to the voting membership of lay members of congregations provided in item †S7.21.c.
  - c. A minimum of one lay member elected by each congregation with fewer than 175 baptized members and a minimum of two lay members elected by each congregation with 175 or more baptized members related to this

synod, normally one of whom shall be male and one of whom shall be female, shall be voting members. The Synod Council shall establish a formula to provide additional lay representation from congregations on the basis of the number of baptized members in the congregation. The Synod Council shall seek to ensure that, as nearly as possible, 50 percent of the lay members of the assembly shall be female and 50 percent shall be male. Additional members from each congregation normally shall be equally divided between male and female.

d. Voting membership shall include the officers of this synod.

- †S7.21.01. Voting members shall begin serving with the opening of a regular Synod Assembly and shall continue serving until voting members are seated at the next regular Synod Assembly.
- S7.21.A14 *Lay Voting members shall begin serving with the opening of a Business Synod Assembly and shall continue serving until voting members are seated at the next Business Synod Assembly or until they have been disqualified by termination of membership in the congregation which elected them.*
- S7.21.02 Each congregation may elect two lay members to be voting members of the Synod Assembly, one of whom shall be male and one of whom shall be female. Each congregation having in excess of 750 baptized members may elect two additional voting members, one male and one female, for each 750 additional baptized members
- S7.21.03 Each congregation may elect one youth or young adult lay members as defined by †S6.04.02, to be an additional voting member of the synod assembly, which voting member shall not be counted in determining the division of the lay members of the Business Synod Assembly between male and female members as required by †S6.04
- S7.21.04 Each congregation reporting persons of color or persons whose primary language is other than English as a part of its confirmed membership may elect from among those persons one additional voting member, which voting member shall not be counted in determining the division of the lay members of the Business Synod Assembly between male and female members as required by †S6.04
- S7.22. This synod may establish processes that permit retired rostered ministers, or those designated as disabled, or on leave from call, on the roster of the synod to serve as voting members of the Synod Assembly. If the synod does not establish processes to permit the rostered ministers specified above to serve as voting members, they shall have voice but not vote in the meetings of the Synod Assembly.
- S7.22.01 All rostered ministers under call on the roster of this synod, in attendance and registered at the Business Synod Assembly, shall be voting members of the Business Synod Assembly.
- S7.23. The presiding bishop of the Evangelical Lutheran Church in America and such other official representatives of this church as may be designated from time to time by the Church Council shall have voice but not vote in the meetings of the Synod Assembly. Like privileges shall be accorded to those additional persons whom the Synod Assembly or the Synod Council shall from time to time designate.
- S7.24. Ministers under call on the rosters of this synod shall remain as members of the Synod Assembly so long as they remain under call and so long as their names appear on the rosters of this synod. Lay members of the Synod Assembly representing congregations shall continue as such until replaced by the election of new members or until they have been disqualified by termination of membership. Normally, congregations will hold elections prior to each regular meeting of the Synod Assembly.
- S7.24 Rostered ministers under call on the roster of this synod and officially registered shall remain as members of the Business Synod Assembly as long as they remain under call and so long as their names appear on the roster of this Synod.
- †S7.25. Except as otherwise provided in this constitution or in the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*, each voting member of the Synod Assembly shall be a voting member of a congregation of this synod.
- S7.26. This synod may establish processes through the Synod Council that permit representatives of congregations under development and authorized worshipping communities of the synod, which have been authorized under ELCA bylaw 10.02.03., to serve as voting members of the Synod Assembly, consistent with †S7.21.
- S7.26.01. A congregation under development or a duly authorized worshipping community recognized by the Synod Council in accordance with the guidelines of this church, shall be considered a congregation for the purposes of †S7.21.c
- S7.27.A03 Rostered ministers from church bodies with which a relationship of full communion has been declared and established by a Churchwide Assembly of the Evangelical Lutheran Church in America shall be granted the privilege of both voice and vote in the synod in the Business Synod Assembly during the period of that ministers service in a congregation of this synod, in accord with ELCA Churchwide bylaw 8.72.12.
- S7.28. Duly elected voting members of the Synod Council who are not otherwise voting members of the Synod Assembly under †S7.21. shall be granted the privilege of both voice and vote as members of the Synod Assembly.
- †S7.31. Proxy and absentee voting shall not be permitted in the transaction of any business of this synod.
- S7.32. *Robert's Rules of Order*, latest edition, shall govern parliamentary procedure of the Synod Assembly, unless otherwise ordered by the assembly.
- S7.33. "Ex officio" as used herein means membership with full rights of voice and vote unless otherwise expressly limited.

**S7.50.01. Conduct of Business at Synod Assembly**

- S7.50.02.** The agenda as adopted by the Synod Assembly shall be the official program, and there shall be no departure from the agenda except by unanimous consent of the Synod Assembly or by a two-thirds vote of the Synod Assembly.
- S7.50.03.** Matters not provided for in the initial agenda shall come before the Synod Assembly only through recommendation of the Committee on Reference and Counsel. If this committee fails to report on any resolution or other matter referred to it, the Synod Assembly by a majority vote can decide to consider such resolution or matter.
- S7.50.04.** A bulletin of reports, which includes Synod Council actions, shall be available to all voting members at least fifteen days prior to each regular Synod Assembly. All reports published in the bulletin shall be received by Synod Assembly without vote.
- S7.50.05.** Synod Assembly shall be guided by Rules of Procedure established by the Synod Council and approved by Synod Assembly.
- S7.50.06.** The bishop shall appoint the following Synod Assembly committees which shall consist of at least six members, two ordained ministers and four laypersons, and may include lay rostered ministers.
- a. On Reports of Officers and Staff: Prior to the Synod Assembly, this committee shall receive all reports of synodical officers and staff
  - b. On Credentials and Enrollment: This committee shall determine that a quorum is present, report the rostered and lay attendance at the Synod Assembly, and bring recommendations to the Synod Assembly regarding any dispute as to the seating of a voting member.
  - c. On Minutes and Unfinished Business: This committee shall assist the Secretary in the preparation of the minutes of the Synod Assembly. It shall review the minutes of the preceding Synod Assembly for any item of business referred to the present Synod Assembly. It shall compare the agenda with minutes of proceedings to be certain that all items have been attended to and report any omitted items to the Synod Assembly prior to adjournment.
  - d. On Conduct of Elections: This committee shall be responsible for preparing ballots, as directed by the Nominating Committee, and for all matters pertaining to conduct of elections including reporting results to the Synod Assembly.
  - e. On Reference and Counsel: This committee shall receive all resolutions and memorials submitted to the Synod Assembly and present such to the Synod Assembly with recommendations for action. This committee shall consider matters not provided for in the agenda and may at its own initiation bring recommendations to the Synod Assembly and assume other duties as provided for in adopted Rules of Procedure.
- S7.50.A14.** *The Bishop shall appoint a Committee on Reference and Counsel, the members of which need not be voting members of the Synod Assembly. Appointments shall be for a term of three years with the terms of two persons expiring each year. Members may not succeed themselves unless one year or one Synod Assembly has passed. Members of the Committee who are not voting members of the Assembly shall have no vote on any issue before the Assembly and shall have voice on the floor of Assembly only regarding the resolutions brought by the Committee on Reference and Counsel to the Assembly for consideration.*
- a. *The Committee on Reference and Counsel shall:*
    - 1) *Ensure that resolutions submitted for consideration to the Synod Assembly are in the proper form;*
    - 2) *Eliminate duplication when similar resolutions are offered;*
    - 3) *Present resolutions in a logical sequence to allow adequate consideration of each; and*
    - 4) *Except as the rules may provide otherwise, consider and report all resolutions referred to the committee.*
  - b. *Establish and publish deadlines and procedures for submission of resolutions and memorials so that final versions, not of an urgent nature, can be made available to voting members at least 30 days prior to the Synod Assembly.*
  - c. *Receive and act upon resolutions and memorials after the established deadline only if they are of an urgent nature. A resolution is defined as of an urgent nature if it could not have been proposed prior to the established deadlines and must be addressed before the following Assembly. Upon the majority vote of the Synod Assembly, additional resolutions may be presented.*
  - d. *The Committee on Reference and Counsel will meet during the Assembly to serve the Assembly as directed by the Assembly or the officers of the synod.*
  - e. *In fulfilling its role, the committee may deem it necessary to present a resolution drafted by the Committee. The Assembly or the presiding officer of the Assembly may direct the committee to draft a resolution.*
- S7.50.07.** The bishop shall appoint a parliamentarian for each Synod Assembly to advise on points of procedure when such information is requested by the presiding officer.
- S7.50.08.** The secretary, in conjunction with the Committee on Minutes and Unfinished Business, shall maintain minutes meeting by meeting for examination and recommendations thereon to the Synod Assembly. Following Synod Assembly, the

minutes shall be reviewed for accuracy by the officers of synod prior to certification. Copies of the minutes shall be made available for distribution.

**S7.50.09.** The bishop and secretary shall certify two copies of the printed minutes of each Synod Assembly as the official protocol of said Synod Assembly for deposit in the archives.

## **Chapter 8. OFFICERS**

†**S8.01.** The officers of this synod shall be a bishop, a vice president, a secretary, and a treasurer.

### **S8.10. Bishop**

†**S8.11.** The bishop shall be elected by the Synod Assembly. The bishop shall be a minister of Word and Sacrament of the Evangelical Lutheran Church in America.

†**S8.12.** As this synod's pastor, the bishop shall:

- a. Preach, teach, and administer the sacraments in accord with the Confession of Faith of this church.
- b. Have primary responsibility for the ministry of Word and Sacrament in this synod and its congregations, providing pastoral care and leadership for this synod, its congregations, its ministers of Word and Sacrament, and its ministers of Word and Service.
- c. Exercise solely this church's power to ordain (or provide for the ordination by another synodical bishop of) approved candidates who have received and accepted a properly issued, duly attested letter of call for the office of ministry of Word and Sacrament (and as provided in the bylaws of the Evangelical Lutheran Church in America).
- d. Consecrate (or provide for the consecration of) approved candidates who have received and accepted a properly issued, duly attested letter of call for service as ministers of Word and Service of this church.
- e. Attest letters of call for persons called to serve congregations in the synod, letters of call for persons called by the Synod Council, and letters of call for persons on the rosters of this synod called by the Church Council.
- f. Install (or provide for the installation of) rostered ministers whose calls the bishop has attested.
- g. Exercise leadership in the mission of this church and in so doing:
  - 1) Interpret and advocate the mission and theology of the whole church;
  - 2) Lead in fostering support for and commitment to the mission of this church within this synod;
  - 3) Coordinate the use of the resources available to this synod as it seeks to promote the health of this church's life and witness in the areas served by this synod;
  - 4) Submit a report to each regular meeting of the Synod Assembly concerning the synod's life and work; and
  - 5) Advise and counsel this synod's related institutions and organizations.
- h. Practice leadership in strengthening the unity of the Church and in so doing:
  - 1) Exercise oversight of the preaching, teaching, and administration of the sacraments within this synod in accord with the Confession of Faith of this church;
  - 2) Be responsible for administering the constitutionally established processes for the resolution of controversies and for the discipline of rostered ministers and congregations of this synod;
  - 3) Be the chief ecumenical officer of this synod;
  - 4) Consult regularly with other synodical bishops and the Conference of Bishops;
  - 5) Foster awareness of other churches throughout the Lutheran world communion and, where appropriate, engage in contact with leaders of those churches;
  - 6) Cultivate communion in faith and mission with appropriate Christian judicatory leaders functioning within the territory of this synod; and
  - 7) Be *ex officio* a member of the Churchwide Assembly.
- i. Oversee and administer the work of this synod and in so doing:
  - 1) Serve as the president of the synod corporation and be the chief executive and administrative officer of this synod, who is authorized and empowered, in the name of this synod, to sign deeds or other instruments and to affix the seal of this synod;
  - 2) Preside at all meetings of the Synod Assembly and provide for the preparation of the agenda for the Synod Assembly, Synod Council, and the council's Executive Committee;
  - 3) Ensure that the constitution and bylaws of the synod and of the Churchwide organization are duly observed within this synod, and that the actions of the synod in conformity therewith are carried into effect;
  - 4) Exercise supervision over the work of the other officers;
  - 5) Coordinate the work of all synodical staff members;
  - 6) Appoint all committees for which provision is not otherwise made;

- 7) Be a member of all committees and any other organizational units of the synod, except as otherwise provided in this constitution;
- 8) Provide for preparation and maintenance of synodical rosters containing the names and addresses of all rostered ministers of this synod and a record of the calls under which they are serving or the date on which they become retired or disabled;
- 9) Annually bring to the attention of the Synod Council the names of all rostered ministers on leave from call or engaged in approved graduate study in conformity with the constitution, bylaws, and continuing resolutions of this church and pursuant to prior action of this synod through the Synod Council;
- 10) Provide for prompt reporting to the secretary of this church of:
  - a) additions to and subtractions from the rosters of this synod and the register of congregations;
  - b) the issuance of certificates of transfer for rostered ministers in good standing who have received and accepted a properly issued, duly attested, regular letter of call under the jurisdiction of another synod; and
  - c) the entrance of the names of such persons for whom proper certificates of transfer have been received;
- 11) Provide for preparation and maintenance of a register of the congregations of this synod and the names of the laypersons who have been elected to represent them; and
- 12) Appoint a statistician of the synod, who shall secure the parochial reports of the congregations and make the reports available to the secretary of this church for collation, analysis, and distribution of the statistical summaries to this synod and the other synods of this church.

**S8.12.01** The bishop shall appoint an interim or vice pastor at the time of a pastoral vacancy in a congregation of this synod in consultation with the congregation council.

†**S8.13.** The synodical bishop may appoint an attorney, admitted to the bar within the territory of the synod or the state where the synod is located, to be Synod Attorney. The appointment must be approved by the Synod Council and reported to the Synod Assembly and to the ELCA secretary. The appointment continues until resignation or until a successor is appointed. The Synod Attorney provides legal advice and counsel to the synodical officers and the Synod Council. The Synod Attorney is expected to be familiar with the governing documents and policies of the synod and, as necessary, to attend meetings of the Synod Council. The Synod Attorney serves without salary but may be retained and compensated for specific legal services requested by the synod.

**S8.14.** The bishop may have such assistants as this synod shall from time to time authorize.

**S8.14.01** Rostered synod staff shall be called by Synod Council upon nomination from the Bishop. Each letter of call shall define the terms of service.

**S8.14.02** The Bishop shall have oversight of all staff members and employed personnel of the synod

**S8.14.03** At the discretion of the synod council, staff to the bishop may attend, with voice but without vote, meetings of the Synod Council, except when the Synod Council shall declare itself in executive session.

**8.14.04** Staff members shall not be eligible to be voting members to the Churchwide Assembly.

†**S8.15.** The presiding bishop of this church, or the appointee of the presiding bishop, shall install into office, in accord with the policy and approved rite of this church, each newly elected synodical bishop.

†**S8.16.** **Conflicts of Interest**

†**S8.16.01.** The following procedures shall govern matters of potential conflicts of interest for synodical bishops:

- a. Whenever a synodical bishop determines that a matter of the kind described in †S8.16.01.b. may require his or her determination or action with respect to a related individual as defined in †S8.16.01.c., the synodical bishop shall withdraw from personal involvement in such matter and shall so notify the presiding bishop. The presiding bishop shall then appoint another synodical bishop from the same region to handle the matter to conclusion. In dealing with such matter, the appointed bishop shall exercise all of the functions and authority to the same extent as if the appointed bishop were the elected bishop of the withdrawing bishop's synod.
- b. Matters include any proceedings under Chapter 20, proceedings under provision 7.46. of the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America* (†S14.13.), candidacy, reinstatement, and similar matters where determinations or actions by the synodical bishop could change, limit, restrict, approve, authorize, or deny the related individual's ministry on one of the official rosters of this church.
- c. A related individual is one who, with respect to the synodical bishop, is a spouse, parent, son, daughter, sibling, uncle, aunt, niece, nephew, grandparent, grandchild, including corresponding members of blended families and in-laws (parent, son, daughter, or sibling of a spouse, spouse of a sibling, or the parent or sibling of the spouse of a sibling).

**S8.20.** **Vice President**

†**S8.21.** The vice president shall be elected by the Synod Assembly. The vice president shall be a layperson. The vice president shall be a voting member of a congregation of this synod. The vice president shall not receive a salary for the performance of the duties of the office.

- S8.22.** The vice president shall chair the Synod Council.
- S8.23.** In the event of the death, resignation, or disability of the bishop, the vice president, after consultation with the presiding bishop of the Evangelical Lutheran Church in America, shall convene the Synod Council to arrange for the conduct of the duties of the bishop until a new bishop shall be elected or, in the case of temporary disability, until the bishop resumes full performance of the duties of the office.
- S8.30.** **Secretary**
- †**S8.31.** The secretary shall be elected by the Synod Assembly. The secretary shall be a voting member of a congregation of this synod. The secretary may be either a layperson or a minister of Word and Sacrament.
- †**S8.32.** The secretary shall:
- a. Keep the minutes of all meetings of the Synod Assembly and Synod Council, be responsible for the printing and distribution of such minutes, and perform such other duties as this synod may from time to time direct.
  - b. Be authorized and empowered, in the name of this synod, to attest all instruments which require the same, and which are signed and sealed by the bishop.
  - c. In consultation with the bishop, classify and arrange all important papers and documents and deposit them in the archives of this synod.
  - d. Submit to the secretary of this church at least nine months before each regular Churchwide Assembly a certified list of the voting members elected by the Synod Assembly.
- S8.40.** **Treasurer**
- †**S8.41.** The treasurer may be elected by the Synod Assembly or may be appointed by the Synod Council. The treasurer shall be a voting member of a congregation of this synod. The treasurer may be either a layperson or a minister of Word and Sacrament.
- S8.42.** The treasurer shall provide and be accountable for:
- a. Management of the monies and accounts of this synod, its deeds, mortgages, contracts, evidences of claims and revenues, and trust funds, holding the same at all times subject to the order of this synod.
  - b. Investment of funds upon the authorization of the Synod Council.
  - c. Receipt and acknowledgment of offerings, contributions, and bequests made to this synod, collecting interest and income from its invested funds, and paying regular appropriations and orders on the several accounts as approved and directed by the Synod Council. The treasurer shall transmit mission support to the treasurer of the Evangelical Lutheran Church in America
  - d. Maintenance of a regular account with each congregation of this synod and informing the congregation, at least quarterly, of the status of this account.
  - e. Rendering at each regular meeting of the Synod Assembly a full, detailed, and duly audited report of receipts and disbursements in the several accounts of this synod for the preceding fiscal year, together with the tabulation, for record and publication in the minutes, of the contributions from the congregations.
  - f. Obtaining a fidelity bond in the amount determined by the Synod Council for persons handling synod funds, which bond shall be in the custody of the secretary. The premium for the bond shall be paid by this synod. Fidelity coverage provided by the Evangelical Lutheran Church in America shall be deemed a fulfillment of this requirement.
- S8.50.** **General Provisions**
- †**S8.51.** The terms of office of the officers of this synod shall be:
- a. The bishop of this synod shall be elected to a term of six years and may be re-elected.
  - b. The vice president and secretary of this synod shall be elected to a term of four years and may be re-elected.
  - c. The treasurer of this synod shall be elected or appointed to a four year term and may be re-elected or reappointed.
  - d. The secretary of this synod shall be elected or appointed to a four year term and maybe be re-elected or reappointed
- S8.52.** The terms of the officers shall begin 60 days following election or in, special circumstances, at a time designated by the synod council.
- †**S8.53.** Each officer shall be a voting member in a congregation of this synod, except that the bishop need not be a member of a congregation of this synod at the time of election.
- †**S8.54.** Should the bishop die, resign, or be unable to serve, the vice president, after consultation with the presiding bishop of the Evangelical Lutheran Church in America, shall convene the Synod Council to arrange for the appropriate care of the responsibilities of the bishop until an election of a new bishop can be held or, in the case of temporary disability, until the bishop is able to serve again. Such arrangements may include the appointment by the Synod Council of an interim bishop, who during the vacancy or period of disability shall possess all of the powers and authority of a regularly elected bishop. The term of the successor bishop, elected by the next Synod Assembly or a

special meeting of the Synod Assembly called for the purpose of election, shall be six years with the subsequent election to take place at the Synod Assembly closest to the expiration of such a term and with the starting date of a successor term to be governed by constitutional provision S8.52.

**S8.55.** Should the vice president, secretary, or treasurer die, resign, or be unable to serve, the bishop, with the approval of the Executive Committee of the Synod Council, shall arrange for the appropriate care of the responsibilities of the officer until an election of a new officer can be held or, in the case of temporary disability, until the officer is able to serve again. The term of the successor officer, elected by the next Synod Assembly, shall be four years. If the treasurer is appointed by the Synod Council, the Synod Council shall appoint a new treasurer to a four year term.

†**S8.56.** The Executive Committee of the Synod Council shall determine whether an officer is unable to serve; the officer may appeal the decision of the Executive Committee by requesting a hearing before the Synod Council. A meeting to determine the ability of an officer to serve shall be called upon the request of at least three members of the Executive Committee and prior written notice of the meeting shall be given to the officer in question at least 10 calendar days prior to the meeting.

†**S8.57.** The recall or dismissal of an officer and the vacating of office may be effected for willful disregard or violation of the constitutions, bylaws, and continuing resolutions of this church; for such physical or mental disability as renders the officer incapable of performing the duties of office; or for such conduct as would subject the officer to disciplinary action as a rostered minister or as a member of a congregation of this church.

- a. Proceedings for the recall or dismissal of a synodical bishop shall be instituted by written petition by:
  - 1) the Synod Council on an affirmative vote of at least two-thirds of its elected members present and voting;
  - 2) the Synod Assembly on an affirmative vote of at least two-thirds of its members present and voting;
  - 3) at least 10 synodical bishops; or
  - 4) the presiding bishop of this church.
- b. Proceedings for the recall or dismissal of an officer of a synod, other than the synodical bishop, shall be instituted by written petition by:
  - 1) the Synod Council on an affirmative vote of at least two-thirds of its elected members present and voting;
  - 2) the Synod Assembly on an affirmative vote of at least two-thirds of its members present and voting; or
  - 3) the synodical bishop.
- c. The petition shall be filed with the chair of the Committee on Appeals (in care of the secretary of the Evangelical Lutheran Church in America, 8765 West Higgins Road, Chicago, Illinois 60631) and shall set forth the specific charge or charges.
- d. Upon the filing of a written petition, the Executive Committee of the Synod Council may temporarily suspend the officer from service in the synod without prejudice, but with continuation of compensation, including benefits, if the officer is a salaried employee of the synod.
- e. In the case of alleged physical or mental incapacity of an officer of the synod, the procedures outlined in †S8.56. shall be followed, and such officer shall comply with the decision of the Synod Council. If such officer fails or refuses to comply, the Synod Council may proceed to petition for recall or dismissal as follows:
  - 1) the Synod Council will submit a written report of their findings and the basis of their decision to the Committee on Appeals.
  - 2) the Committee on Appeals, other than those who are disqualified, shall review the findings and decision of the Synod Council and by an affirmative vote of at least two-thirds of those present and voting may adopt the findings and grant the petition.
- f. If the synod officer is a minister of Word and Sacrament, grounds for recall or dismissal include those set forth in ELCA bylaw 20.21.01. and as defined under the process described in ELCA constitutional provisions 20.20. and 20.21. as grounds for discipline. If the officer is a minister of Word and Service, grounds for recall or dismissal include those set forth in ELCA bylaw 20.22.01. and as defined under the process described in ELCA constitutional provisions 20.20. and 20.21. as grounds for discipline.
- g. If the officer is a layperson, grounds for recall or dismissal include those set forth in ELCA bylaw 20.41.01. as grounds for discipline.
- h. If the case of alleged willful disregard or violation of the constitutions, bylaws, and continuing resolutions or of alleged conduct as would subject the officer to disciplinary action, the following procedures shall apply:
  - 1) the petition shall be referred to the Committee on Appeals, which shall function as the discipline hearing committee that shall conduct a hearing in accordance with the rules provided for in ELCA bylaw 20.21.16. except to the extent that those rules are in conflict with the provisions of this bylaw; and
  - 2) the members of the Committee on Appeals, other than those who are disqualified, may grant the petition by an affirmative vote of at least two-thirds of those present and voting.
- i. Written notice of a decision by the Committee on Appeals that the charges have been sustained shall be given to the affected officer and to the Synod Council, and the office shall be vacated.

†S8.58.

If the bishop is to be temporarily absent from the synod for an extended period, the bishop, with the consent of the Synod Council, may appoint as acting bishop for such period a minister of Word and Sacrament of this church. Except as limited by action of the Synod Council, an acting bishop shall possess all of the powers and authority of a regularly elected bishop other than authority to ordain or to authorize the ordination of properly approved candidates for ordination.



## Chapter 9.

### NOMINATIONS AND ELECTIONS

- †S9.01. The Synod Assembly shall elect such officers of this synod and such other persons as the constitution and bylaws may require, according to procedures set forth in the bylaws. The Synod Assembly shall elect members of the Churchwide Assembly in accordance with bylaw 12.41.11. of the constitution and bylaws of the Evangelical Lutheran Church in America.
- †S9.02. In all elections by the Synod Assembly, other than for the bishop, a majority of the legal votes cast shall be necessary for election.
- S9.03. There shall be a Nominating Committee consisting of up to 12 members reflecting the diversity of the synod who shall be appointed by the Synod Council to serve for each regular meeting of the Synod Assembly. Additional nominations may be made from the floor for all elections for which nominations are made by the Nominating Committee.
- S9.03.01. In addition to the goals established in †S6.04, the Synod Council will give consideration to diversity when appointing the Nominating Committee.
- S9.03.02. Unless otherwise specified in the Constitution, Bylaws, and Continuing Resolutions, the Nominating Committee shall nominate at least two persons for each position to be elected.
- S9.03.03. No person other than the bishop or a designated representative of the bishop shall be eligible to serve concurrently on more than one elective board including Synod Council.
- S9.03.04. The Nominating Committee shall determine a process to manage the election of members of the Synod Council.
- S9.03.A14. *To facilitate the election of members of the Synod Council, a schedule shall be presented that indicates the number of places occupied by the present members of the council, as to ministers of Word and Sacrament and laypersons, male and female, youth and young adults, persons of color or whose primary language is other than English, and the conference cluster represented by each member.*
- S9.03.05. Voting members and alternate voting members of the Churchwide Assembly of the Evangelical Lutheran Church in America shall be elected at the Business Synod Assembly preceding the year in which the Churchwide Assembly occurs. The bishop and the vice president of the synod shall, by virtue of office, be voting members of the Churchwide Assembly of the Evangelical Lutheran Church in America.
- S9.03.06. The Nominating Committee shall determine a process to manage the election of voting members to the Churchwide Assembly with a commitment to reflect the fullness of the image of God
- S9.03.B14. *In nominating voting members to the Churchwide Assembly, the Committee shall divide its nominations into two sections. Section one shall list nominations for two-thirds of the ordained ministers and lay voting members. Section two shall list nominations for one-third of the ordained ministers and lay voting members and shall include only persons who have not been voting members to a previous Churchwide Assembly. Both sections one and two shall be divided into male nominees and female nominees. The ballot shall also indicate the number of persons that can be elected from each section. In making nominations to all sections, the committee shall consider S9.03.07. Nominations from the floor for section two must be for persons who have never served as voting members at a previous Assembly. The assembly shall elect two-thirds of the voting members from section one and one-third from section two. The Nominating Committee shall have available a list of voting members to all previous assemblies of the Evangelical Lutheran Church in America.*
- S9.03.08. Alternate voting members shall be selected from those persons nominated but not elected as voting members, with consideration of the designated category beginning with the person last eliminated and continuing along the order of persons eliminated to complete the specified number of voting members.
- S9.03.09. All nominations, , shall be available at least 10 days prior to Assembly.
- S9.03.C14. *Biographical information not exceeding one-hundred words in length stating as a minimum the congregation membership, conference, position of service in the church, experience, incumbent status, and occupation, if lay person, shall be provided for each nominee. Biographical information for nominations from the floor shall be gathered for each floor nominee and distributed by the Nominating Committee to the Committee on Conduct of Elections and the Synod Assembly prior to the vote.*
- S9.03.10. The Nominating Committee shall determine a process for receiving additional nominations S9.03.11. No person shall nominate more than one person to become a nominee for an elected position.
- S9.03.D14. *Voting members shall make nominations as provided in the constitution and bylaws by the use of the nominating forms, which shall be furnished by the Nominating Committee. All additional nominations must be signed by the voting member making the nomination, and must be submitted prior to the designated time.*
- S9.04. The bishop shall be elected by the Synod Assembly by ecclesiastical ballot. Three-fourths of the legal votes cast shall be necessary for election on the first ballot. If no one is elected, the first ballot shall be considered the nominating ballot. Three-fourths of the legal votes cast on the second ballot shall be necessary for election. The third ballot shall

be limited to the seven persons (plus ties) who received the greatest number of legal votes on the second ballot, and two-thirds of the legal votes cast shall be necessary for election. The fourth ballot shall be limited to the three persons (plus ties) who receive the greatest number of legal votes on the third ballot, and 60 percent of the legal votes cast shall be necessary for election. On subsequent ballots a majority of the legal votes cast shall be necessary for election. These ballots shall be limited to the two persons (plus ties) who receive the greatest number of legal votes on the previous ballot.

- S9.05.** The Nominating Committee shall nominate at least one person for vice president; additional nominations may be made by voting members.
- S9.06.** The Synod Council shall nominate at least one person for secretary; additional nominations may be made by voting members.
- S9.07.** If the treasurer is elected, the Synod Council shall nominate at least one person for treasurer; additional nominations may be made by voting members.
- S9.08.** In all elections, except for the bishop, the names of the persons receiving the highest number of legal votes, but not elected by a majority of the legal votes cast on a preceding ballot, shall be entered on the next ballot to the number of two for each vacancy unfilled. On any ballot when only two names appear, a majority of the legal votes cast shall be necessary for election.
- S9.09.** The result of each ballot in every election shall be announced in detail to the assembly.
- †**S9.10.** When notified by the secretary of this church, on behalf of the Nominating Committee of the Churchwide Assembly, the Synod Assembly shall nominate two persons in the specified categories for possible election by the Churchwide Assembly to the Church Council.
- S9.11.** The Synod Council shall elect or appoint representatives to the steering committee of its region.
- †**S9.12.** Background checks and screening shall be required and completed for persons nominated as synodical officers prior to their election, if possible, or as soon as practical after their election. The specific procedures and timing of background checks and screening shall be determined by the Synod Council.

## **Chapter 10.**

### **SYNOD COUNCIL**

- †**S10.01.** The Synod Council, consisting of the four officers of the synod, 10 to 24 other members, and at least one youth and at least one young adult, shall be elected by the Synod Assembly.
- a. Each person elected to the Synod Council shall be a voting member of a congregation of this synod, with the exception of ministers on a roster of this synod who reside outside the territory of this synod. The process for election and the term of office when not otherwise provided shall be specified in the bylaws. A member of the Church Council of the Evangelical Lutheran Church in America, unless otherwise elected as a voting member of the Synod Council, may serve as an advisory member of the Synod Council with voice but not vote.
  - b. The term of office of members of the Synod Council, with the exception of the officers and the youth member, shall be four years.
- †**S10.02.** The Synod Council shall be the board of directors of this synod and shall serve as its interim legislative authority between meetings of the Synod Assembly. It may make decisions that are not in conflict with actions taken by the Synod Assembly or that are not precluded by provisions of this constitution or the constitution and bylaws of the Evangelical Lutheran Church in America.
- S10.03.** The functions of the Synod Council shall be to:
- a. Exercise trusteeship responsibilities on behalf of this synod.
  - b. Recommend program goals and budgets to the regular meetings of the Synod Assembly.
  - c. Carry out the resolutions of the Synod Assembly.
  - d. Provide for an annual review of the roster of Ministers of Word and Sacrament and the roster of Ministers of Word and Service, receive and act upon appropriate recommendations regarding those persons whose status is subject to reconsideration and action under the constitution and bylaws of the Evangelical Lutheran Church in America, and make a report to the Synod Assembly of the Synod Council's actions in this regard.
  - e. Issue letters of call to rostered ministers as authorized by Chapter 7 of the constitution and bylaws of the Evangelical Lutheran Church in America.
  - f. Fill vacancies until the next regular meeting of the Synod Assembly, except as may otherwise be provided in the constitution or bylaws of this synod, and determine the fact of the incapacity of an officer of this synod.
  - g. Report its actions to the regular meeting of the Synod Assembly.
  - h. Perform such other functions as are set forth in the bylaws of this synod, or as may be delegated to it by the Synod Assembly.
- S10.03.01.** The Synod Council shall establish the Executive Committee of the Synod Council.

- a. The Executive Committee of the Synod Council shall consist of the officers of the synod and the chairs of the standing committees of the Synod Council as defined by continuing resolution.
- b. The Executive Committee shall:
  - 1) Consider issues which arise between meetings of the Synod Council.
  - 2) Provide advice and counsel for the bishop and other officers of the synod should such be necessary.
  - 3) Establish a Mutual Ministry Committee.
  - 4) Perform such other duties and responsibilities as may be assigned to it by the documents of the church and the synod or as may be assigned to it by the Synod Council and/or Synod Assembly.

**S10.03.02.** The Synod Council shall establish standing committees.

**S10.03.A14.** *Standing committees of the Synod are:*

- a. *Finance and Property*
- b. *Legal*
- c. *Mission and Ministry*
- d. *Boards, Committees, Ministry Teams and Organizations*
- e. *Peeler/Casey*
- f. *Assembly*

**S10.03.03.** Ministry Teams and Committees may be established by the Synod for mission and vision.

**S10.04.** Any proposal to appropriate funds, whether by amendment to the budget or otherwise, which is presented to a meeting of the Synod Assembly without the approval of the Synod Council, shall require a two-thirds vote for adoption.

**S10.05.** No elected member of the Synod Council shall receive compensation for such service.

**S10.06.** If a member of the Synod Council ceases to meet the requirements of the position to which she or he was elected, the office filled by such member shall at once become vacant.

**S10.07.** The composition of the Synod Council, the number of its members, and the manner of their selection, as well as the organization of the Synod Council, its additional duties and responsibilities, and the number of meetings to be held each year shall be as set forth in the bylaws.

**S10.07.01.** To the extent permitted by state law, meetings of the Synod Council and its committees may be held electronically or by telephone conference, and notice of all meetings may be provided electronically.

**S10.07.02.** The Synod Council shall hold at least three meetings each year.

**S10.07.03.** The Synod Assembly shall elect fifteen members to the Synod Council. Six members of Synod Council shall be Ministers of Word and Sacrament and nine members shall be lay persons. There shall be, at all times, at least three members from each of the conference clusters. There shall be an equal balance between male and female members of Synod Council, and at least three members of the Synod Council shall be persons of color and/or persons whose primary language is other than English. At least one member shall be between the ages of 18 and 30 at the time of election. There shall be a youth member (confirmed to 17), appointed to Synod Council for a term of two years. To reflect the diversity goals of our Synod, the council may appoint up to 4 additional members.

**S10.07.04.** Up to eight members shall be elected for a four year term at every Business Synod Assembly., and nominations for these vacancies shall come from the Nominating Committee of the synod, and said committee shall take into account in formulating the recommended slate of candidates those persons recommended by the various conferences. The Nominating Committee shall recommend two candidates for each open seat on Synod Council, and additional nominations may be made from voting members of the Synod Assembly.

**S10.07.05.** A member's place on Synod Council shall be declared vacant if the member is absent without cause for two meetings of the Synod Council within twelve consecutive months.

**S10.07.06.** A member elected to Synod Council may be re-elected for one additional four-year term, for a total of eight consecutive years of service on Synod Council. An elected member who has been appointed to fill a vacancy of less than one-half of a term shall be eligible for election to two additional full terms.

**S10.07.07.** If a member of the Synod Council nominated by a conference moves from the territory of the conference cluster he or she represents to another conference cluster, thus creating a situation where there are less than three other members of Synod Council from the conference cluster from which said member moved, the said member may serve until a replacement is elected at the next Business Synod Assembly.

## **Chapter 11. COMMITTEES AND MINISTRY TEAMS**

- †S11.01. There shall be an Executive Committee, a Consultation Committee, a Committee on Discipline, a Mutual Ministry Committee, an Audit Committee, and such other committees as this synod may from time to time determine. The duties and functions of such committees, or any other organizational units created by this synod, and the composition and organizational structure of such units, shall be as set forth in this constitution or in the bylaws or continuing resolutions, and shall be subject to any applicable provisions or requirements of the constitution and bylaws of the Evangelical Lutheran Church in America.
- †S11.02. The Consultation Committee of this synod shall consist of at least six persons and not more than 12 persons, of whom half shall be ministers of Word and Sacrament and half shall be laypersons, who shall each be elected by the Synod Assembly for a term of six years without consecutive re-election. The functions of the Consultation Committee are set forth in Chapter 20 of the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America* and in Chapter 17 of this constitution. The size of the Consultation Committee, in accord with this provision, shall be defined in this synod's bylaws.
- S11.02.A14. *The Nominating Committee shall nominate at least one person for each position to be elected.*
- S11.02.02. The bishop shall be a member of the Consultation Committee *ex officio*, except in instances when the bishop brings charges against an ordained minister.
- S11.02.03. The Consultation Committee shall perform such duties and shall have such authority as is set out in the constitution and bylaws of the Evangelical Lutheran Church in America and of this synod.
- †S11.03. The Committee on Discipline of this synod shall consist of 12 persons, of whom six shall be ministers of Word and Sacrament and six shall be laypersons, who shall each be elected by the Synod Assembly for a term of six years without consecutive re-election.
- a. The functions of the Committee on Discipline of this synod are set forth in Chapter 20 of the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*.
- b. The Synod Council shall fill vacancies on the Committee on Discipline for any unexpired term.
- S11.03.A14. *The Nominating Committee shall nominate at least one person for each position to be elected.*
- S11.03.01. The Committee on Discipline shall perform such duties and shall have such authority as is set out in the constitution and bylaws of the Evangelical Lutheran Church in America and of this synod.
- †S11.04. The Mutual Ministry Committee shall be appointed by the Executive Committee of the Synod Council to provide support and counsel to the bishop.
- †S11.05. The Audit Committee of this synod shall consist of three to six persons, none of whom are members of the synod staff. Up to half of the committee members may be Synod Council members. The Audit Committee members shall be elected by the Synod Council for a term of three years and be eligible for re-election to a second consecutive three-year term. The terms of the Audit Committee members shall be staggered. The Audit Committee shall be responsible for assisting the Synod Council in fulfilling its general oversight of the synod's accounting, financial reporting, internal control systems, and external audit processes as provided in †S15.31.
- S11.10. General Provisions**
- S11.11. This synod shall in its bylaws or by continuing resolution establish a process to ensure that the members of its committees and other organizational units will be persons possessing the necessary knowledge and competence to be effective members of such units, and to meet the requirements of †S6.04. With the exception of rostered ministers on the rosters of this synod who reside outside the territory of this synod, each member of a committee of this synod, or any other organizational unit created by this synod, shall be a voting member of a congregation of this synod.
- S11.11.01. Each committee and ministry team, unless otherwise specified, shall be appointed by the bishop and approved by the Synod Council. Members shall be appointed for three-year terms. . In the appointment of committees and ministry teams, the bishop shall adhere to the principles of representation and of inclusiveness as closely as possible.
- S11.11.02. The bishop or the bishop's appointee may serve *ex officio* on all committees and ministry teams.
- S11.11.03. Each committee and ministry team shall submit a comprehensive report of its activities to each regular Synod Assembly with such recommendations as it may desire.
- S11.11.04. A synod committee or ministry team shall have its chair appointed by the bishop with the approval of the Synod Council. A secretary may be chosen from the committee by its members.
- S11.11.05. No person shall be a member of more than one synod committee or ministry team without approval of Synod Council. No member of such a committee or ministry team shall receive compensation.
- S11.11.06. Synod committees and ministry teams will be established as needed to support the mission and vision of the Synod.

**S11.11.07**

The standing committees of the Synod are:

- a. Outreach
- b. Stewardship
- c. Multi-cultural Ministry
- d. African Descent Strategy Team
- e. Congregational Vitality
- f. Social Justice and Advocacy
- g. Campus Ministry
- h. Specialized Pastoral Care
- i. Ecumenical Affairs
- j. Candidacy for Rostered Ministry

**S11.11.08.**

The Candidacy for Rostered Ministry Committee shall work with those persons interested in church vocations.

- a. This committee shall consist of the bishop of this synod or the bishop's representative and at least twelve and up to fifteen additional members, ordained ministers and laypersons. These shall be appointed by the bishop of this synod with the approval of the Synod Council to five-year terms. This committee shall also consist of such other persons as may be appointed in accordance with the constitution, bylaws and continuing resolutions of the Evangelical Lutheran Church in America. No appointee shall serve more than two terms so that no appointee shall serve more than ten years consecutively.
- b. The duties and responsibilities of this committee shall be as follows:
  - 1) To recruit persons for positions of rostered leadership in the church for both ordained and lay rosters.
  - 2) To make entrance, endorsement and approval decisions for persons seeking to prepare for rostered ministry.
  - 3) To offer guidance to candidates for church vocations throughout their preparation for entry into active service as rostered ministers.
  - 4) To provide such financial assistance as is needed and available for persons preparing for rostered leadership.
  - 5) To examine and make appropriate decisions concerning persons seeking to be restored to rosters of the church through this synod in accordance with ELCA guidelines.
- c. This committee shall function in accordance with the candidacy guidelines of the ELCA.

**S11.11.09.**

The Campus Ministry Committee shall assist and support the church's ministry in institutions of higher education on the synodical territory.

- a. This committee shall consist of the bishop of this synod or the bishop's representative and at least six additional members, ordained ministers and laypersons. Committee members shall be appointed by the bishop of this synod with the approval of the Synod Council to three-year terms, such that the terms of one-third of the committee members expire each year. No appointee shall serve more than two terms so that no appointee shall serve more than six years consecutively.
- b. This committee shall represent the synod, in partnership with the appropriate Churchwide unit, in assisting and furthering the church's ministry in institutions of higher education.
- c. Specific duties of this committee shall be:
  - 1) To inform the constituency about the needs and extent of campus ministry.
  - 2) To consider the financial aspects of its responsibility and to make budgetary recommendations to the Synod Council for consideration by the synod in assembly.
  - 3) To secure from the congregations of the synod the names and addresses and other helpful data of Lutheran students and faculty in colleges, universities, hospital schools for nurses, professional or technical schools, normal or preparatory schools, and forwarding such information to the appropriate persons and/or agencies designated for contact and spiritual nurture.
  - 4) To cooperate with similar committees throughout the region.

**S11.11.10.**

The Specialized Pastoral Care Committee will support ministries in chaplaincy, pastoral counseling and clinical education (MCPCE).

- a. This committee shall consist of the bishop of this synod or the bishop's representative and up to six additional members, ordained ministers and laypersons. Committee members shall be appointed by the bishop of this synod with the approval of the Synod Council to three-year terms, such that the terms of

one-third of the committee members expire each year. No appointee shall serve more than two terms so that no appointee shall serve more than six years consecutively.

b. The purpose of this committee shall be to assist the bishop and the synod, in cooperation with other Evangelical Lutheran Church in America synods, Churchwide units, synod committees, and ecumenical and accrediting organizations in matters regarding calls, expectations, support, program resourcing, advocacy, standards and relationships to rostered ministers who minister in specialized pastoral care.

c. This committee shall function in accordance with policies adopted by the Synod Council for rostered ministers in specialized pastoral care.

**Chapter 12.  
CONFERENCES**

†S12.01. This synod may establish conferences, clusters, coalitions, area subdivisions, and networks as appropriate within its territory and in collaboration with other synods and partners, as specified in the bylaws and continuing resolutions. The purpose of such groupings shall be to foster interdependent relationships for missional purposes among congregations, synods, the Churchwide organization, and other partners.

S12.01.01. There shall be conferences for the purpose of recommending members for election to the Synod Council, enriching pastoral care, and enhancing relations and fellowship within small groups. The conferences will be named and designated as set forth in a Continuing Resolution.

S12.01.02. For the purpose of electing members to the Synod Council, certain conferences shall be grouped together as clusters. The clusters will be named and designated as set forth in a Continuing Resolution.

**F12.01.A14 A congregation shall belong to only one conference. Congregations may change from one conference to another upon approval from synod council.**

**The name of cluster and conferences are as follows:**

<i>Western Blue Ridge</i>	<i>Friendship Lutheran Church</i>	<i>Taylorsville</i>
<i>Western Blue Ridge</i>	<i>Reformation Evangelical Lutheran Church</i>	<i>Taylorsville</i>
<i>Western Blue Ridge</i>	<i>St. John's Lutheran Church</i>	<i>Taylorsville</i>
<i>Western Blue Ridge</i>	<i>St. Luke Lutheran Church</i>	<i>Taylorsville</i>
<i>Western Blue Ridge</i>	<i>Holy Communion Evangelical Lutheran Church</i>	<i>Banner Elk</i>
<i>Western Blue Ridge</i>	<i>Bethany Evangelical Lutheran Church</i>	<i>Boone</i>
<i>Western Blue Ridge</i>	<i>Grace Evangelical Lutheran Church</i>	<i>Boone</i>
<i>Western Blue Ridge</i>	<i>Philadelphia Evangelical Lutheran Church</i>	<i>Granite Falls</i>
<i>Western Blue Ridge</i>	<i>St. John's Evangelical Lutheran Church</i>	<i>Hudson</i>
<i>Western Blue Ridge</i>	<i>St. John's Lutheran Church</i>	<i>Lenoir</i>
<i>Western Blue Ridge</i>	<i>St. Mark's Evangelical Lutheran Church</i>	<i>Lenoir</i>
<i>Western Blue Ridge</i>	<i>St. Stephen's Evangelical Lutheran Church</i>	<i>Lenoir</i>
<i>Western Blue Ridge</i>	<i>Calvary Lutheran Church</i>	<i>Morganton</i>
<i>Western Blue Ridge</i>	<i>Church Of The Savior L-Ep</i>	<i>Newland</i>
<i>Western Blue Ridge</i>	<i>Mt Hebron Lutheran Church</i>	<i>Hildebran</i>
<i>Western Catawba</i>	<i>Ebenezer Lutheran Church</i>	<i>Catawba</i>
<i>Western Catawba</i>	<i>St. Mark's Evangelical Lutheran Church</i>	<i>Claremont</i>
<i>Western Catawba</i>	<i>Faith Evangelical Lutheran Church</i>	<i>Conover</i>
<i>Western Catawba</i>	<i>Mt Zion Evangelical Lutheran Church</i>	<i>Conover</i>
<i>Western Catawba</i>	<i>St. Luke's Lutheran Church</i>	<i>Conover</i>

Western	Catawba	St. Timothy Lutheran Church	Conover
Western	Catawba	Bethany Evangelical Lutheran Church	Hickory
Western	Catawba	Bethlehem Evangelical Lutheran Church	Hickory
Western	Catawba	Holy Trinity Evangelical Lutheran Church	Hickory
Western	Catawba	Messiah Lutheran Church	Hickory
Western	Catawba	Mt Olive Evangelical Lutheran Church	Hickory
Western	Catawba	Mt Pisgah Lutheran Church	Hickory
Western	Catawba	Sardis Evangelical Lutheran Church	Hickory
Western	Catawba	St. Andrew's Evangelical Lutheran Church	Hickory
Western	Catawba	St. Stephens Lutheran Church	Hickory
Western	Catawba	Unity Evangelical Lutheran Church	Hickory
Western	Catawba	Zion Evangelical Lutheran Church	Hickory
Western	Catawba	Beth Eden Evangelical Lutheran Church	Newton
Western	Catawba	Old St Paul Evangelical Lutheran Church	Newton
Western	Catawba	St. Paul Church/Startown	Newton
Western	Catawba	Amazing Grace Evangelical Lutheran Church	Granite Falls
Western	Smoky Mtn	St. Andrew Lutheran Church	Andrews
Western	Smoky Mtn	Lutheran Church of the Nativity	Arden
Western	Smoky Mtn	St. Mark's Evangelical Lutheran Church	Asheville
Western	Smoky Mtn	The Lutheran Church of The Good Shepherd	Brevard
Western	Smoky Mtn	Messiah Of The Mountains Lutheran Church	Burnsville
Western	Smoky Mtn	Living Waters Lutheran Mission Development	Cherokee
Western	Smoky Mtn	Abiding Savior Lutheran Church	Fairview
Western	Smoky Mtn	Grace Evangelical Lutheran Church	Hendersonville
Western	Smoky Mtn	Church Of The Holy Family	Highlands
Western	Smoky Mtn	Grace Mountainside Lutheran/Episcopal Fellowship	Robbinsville
Western	Smoky Mtn	Shepherd Of The Hills Lutheran Church	Sylva
Western	Southwestern	St. John's Evangelical Lutheran Church	Cherryville
Western	Southwestern	St. Mark's Evangelical Lutheran Church	Cherryville
Western	Southwestern	St. Paul's Evangelical Lutheran Church	Crouse
Western	Southwestern	Bethphage Lutheran Church	Lincolnton
Western	Southwestern	Daniels Evangelical Lutheran Church	Lincolnton
Western	Southwestern	Emmanuel Evangelical Lutheran Church	Lincolnton
Western	Southwestern	Holy Cross Lutheran Church	Lincolnton
Western	Southwestern	Salem Lutheran Church	Lincolnton
Western	Southwestern	Advent Lutheran Church	Spindale
Western	Southwestern	Cedar Grove Evangelical Lutheran Church	Vale
Western	Southwestern	Trinity Lutheran Church	Vale
Western	Southwestern	Resurrection Evangelical Lutheran Church	Kings Mountain
Western	Southwestern	St. Matthew's Evangelical Lutheran Church	Kings Mountain
Western	Southwestern	The Evangelical Lutheran Church of the Ascension	Shelby
Western	Southwestern	Holy Communion Lutheran Church	Dallas
Western	Southwestern	Philadelphia Evangelical Lutheran Church	Dallas

Western	Southwestern	St. Paul's Evangelical Lutheran Church	Dallas
Western	Southwestern	Agape Evangelical Lutheran Church	Gastonia
Western	Southwestern	Lutheran Chapel Evangelical Church	Gastonia
Western	Southwestern	Lutheran Church of The Redeemer	Gastonia
Central	Cabarrus/Stanley	First Lutheran Church	Albemarle
Central	Cabarrus/Stanley	Calvary Lutheran Church	Concord
Central	Cabarrus/Stanley	Christ Concord	Concord
Central	Cabarrus/Stanley	Cold Water Lutheran Church	Concord
Central	Cabarrus/Stanley	Mt Hermon Evangelical Lutheran Church	Concord
Central	Cabarrus/Stanley	St. James Evangelical Lutheran Church	Concord
Central	Cabarrus/Stanley	St. John's Lutheran Church	Concord
Central	Cabarrus/Stanley	St. Martin Lutheran Church	Concord
Central	Cabarrus/Stanley	St. Stephen's Evangelical Lutheran Church	Gold Hill
Central	Cabarrus/Stanley	Kimball Memorial Evangelical Lutheran Church	Kannapolis
Central	Cabarrus/Stanley	New Hope Lutheran Church	Kannapolis
Central	Cabarrus/Stanley	Lutheran Church of the Holy Trinity	Mount Pleasant
Central	Cabarrus/Stanley	Mount Gilead Evangelical Lutheran Church	Mount Pleasant
Central	Cabarrus/Stanley	Mount Olive Evangelical Lutheran Church	Mount Pleasant
Central	Cabarrus/Stanley	St. Martin's Lutheran Church	Oakboro
Central	Cabarrus/Stanley	St. Enoch Evangelical Lutheran Church	Kannapolis
Central	Cabarrus/Stanley	Mt Zion Evangelical Lutheran Church	Richfield
Central	Mecklenburg/Union	A Mighty Fortress Lutheran Church	Charlotte
Central	Mecklenburg/Union	Advent Lutheran Church	Charlotte
Central	Mecklenburg/Union	Christ Evangelical Lutheran Church	Charlotte
Central	Mecklenburg/Union	Christ, South AWC	Charlotte
Central	Mecklenburg/Union	Emmaus Lutheran	Charlotte
Central	Mecklenburg/Union	Holy Trinity Evangelical Lutheran Church	Charlotte
Central	Mecklenburg/Union	Living Saviour Lutheran Church	Charlotte
Central	Mecklenburg/Union	St. Luke's Evangelical Lutheran Church	Charlotte
Central	Mecklenburg/Union	St. Mark's Evangelical Lutheran Church	Charlotte
Central	Mecklenburg/Union	St. Thomas Evangelical Lutheran Church	Charlotte
Central	Mecklenburg/Union	Community In Christ Lutheran Church	Cornelius
Central	Mecklenburg/Union	Cross & Crown Lutheran Church	Matthews
Central	Mecklenburg/Union	Morning Star Evangelical Lutheran Church	Matthews
Central	Mecklenburg/Union	Amazing Grace Evangelical Lutheran Church	Waxhaw
Central	Mecklenburg/Union	Evangelical Lutheran Church of The Good Shephee	Mount Holly
Central	Mecklenburg/Union	St. Mark's Evangelical Lutheran Church	Mooreville
Central	Mecklenburg/Union	Lutheran Church Of The Holy Comforter	Belmont
Central	Northern Piedmont	Alamance Lutheran Church	Alamance
Central	Northern Piedmont	Macedonia Evangelical Lutheran Church	Burlington
Central	Northern Piedmont	St. Paul's Evangelical Lutheran Church	Burlington
Central	Northern Piedmont	Friedens Evangelical Lutheran Church	Gibsonville



Central	Northern Piedmont	Peace Evangelical Lutheran Church	Gibsonville
Central	Northern Piedmont	Sharon Evangelical Lutheran Church	Gibsonville
Central	Northern Piedmont	Christ Lutheran Church	Greensboro
Central	Northern Piedmont	First Evangelical Lutheran Church	Greensboro
Central	Northern Piedmont	Prince of Peace Lutheran Church	Greensboro
Central	Northern Piedmont	The Lutheran Church Of Our Father	Greensboro
Central	Northern Piedmont	Coble's Evangelical Lutheran Church	Julian
Central	Northern Piedmont	Grace Evangelical Lutheran Church	Liberty
Central	Northern Piedmont	Low's Evangelical Lutheran Church	Liberty
Central	Northern Piedmont	Holy Trinity Evangelical Lutheran Church	Reidsville
Central	Northern Piedmont	Community Lutheran Church	Summerfield
Central	Rowan	Ebenezer Evangelical Lutheran Church	China Grove
Central	Rowan	Lutheran Chapel Church	China Grove
Central	Rowan	Mt Moriah Evangelical Lutheran Church	China Grove
Central	Rowan	St. Mark's Evangelical Lutheran Church	China Grove
Central	Rowan	Lebanon Evangelical Lutheran Church	Cleveland
Central	Rowan	Wittenberg Evangelical Lutheran Church	Granite Quarry
Central	Rowan	St. Luke's Lutheran Church	Mount Ulla
Central	Rowan	Luther's Evangelical Lutheran Church	Richfield
Central	Rowan	New Bethel Lutheran Church	Richfield
Central	Rowan	St. James Evangelical Lutheran Church	Rockwell
Central	Rowan	Bethel Evangelical Lutheran Church	Salisbury
Central	Rowan	Gloria Dei Evangelical Lutheran Church	Salisbury
Central	Rowan	Grace Evangelical Lutheran Church	Salisbury
Central	Rowan	Haven Evangelical Lutheran Church	Salisbury
Central	Rowan	Messiah Evangelical Lutheran Church	Salisbury
Central	Rowan	Prince of Peace Lutheran Church	Salisbury
Central	Rowan	St. John's Evangelical Lutheran Church	Salisbury
Central	Rowan	St. Peter's Lutheran Church	Salisbury
Central	Rowan	Calvary Evangelical Lutheran Church	Spencer
Central	Rowan	Amity Lutheran Church	Cleveland
Central	Rowan	Sharon Evangelical Lutheran Church	Statesville
Central	Rowan	St. Paul Evangelical Lutheran Church	Statesville
Central	Salem	Emmanuel Evangelical Lutheran Church	High Point
Central	Salem	St. Michael Lutheran Church	High Point
Central	Salem	Shiloh Evangelical Lutheran Church	Lewisville
Central	Salem	Augsburg Evangelical Lutheran Church	Winston Salem
Central	Salem	Christ Evangelical Lutheran Church	Winston Salem
Central	Salem	Comunidad Amada de Cristo L-Ep Church AWC	Winston Salem
Central	Salem	The Evangelical Lutheran Church of the Epiphany	Winston Salem
Central	Salem	St. Andrew Lutheran Church	Mount Airy
Central	Salem	Christ Evangelical Lutheran Church	Jonesville
Central	Salem	Holy Cross Lutheran Church	Mocksville

<i>Central</i>	<i>Silver Valley</i>	<i>New Covenant Lutheran Church</i>	<i>Archdale</i>
<i>Central</i>	<i>Silver Valley</i>	<i>Becks Evangelical Lutheran Church</i>	<i>Lexington</i>
<i>Central</i>	<i>Silver Valley</i>	<i>First Evangelical Lutheran Church</i>	<i>Lexington</i>
<i>Central</i>	<i>Silver Valley</i>	<i>Holly Grove Evangelical Lutheran Church</i>	<i>Lexington</i>
<i>Central</i>	<i>Silver Valley</i>	<i>New Jerusalem Lutheran Church</i>	<i>Lexington</i>
<i>Central</i>	<i>Silver Valley</i>	<i>Pilgrim Evangelical Lutheran Church</i>	<i>Lexington</i>
<i>Central</i>	<i>Silver Valley</i>	<i>St. Luke Evangelical Lutheran Church</i>	<i>Lexington</i>
<i>Central</i>	<i>Silver Valley</i>	<i>The Arbor</i>	<i>Lexington</i>
<i>Central</i>	<i>Silver Valley</i>	<i>Grace Lutheran Church</i>	<i>Thomasville</i>
<i>Central</i>	<i>Silver Valley</i>	<i>Our Saviour's Lutheran Church</i>	<i>Welcome</i>

<i>Eastern</i>	<i>Coastal Plains</i>	<i>Shepherd Of The Sea Lutheran Church</i>	<i>Atlantic Beach</i>
<i>Eastern</i>	<i>Coastal Plains</i>	<i>Good Shepherd Lutheran Church</i>	<i>Elizabeth City</i>
<i>Eastern</i>	<i>Coastal Plains</i>	<i>Good Shepherd Evangelical Lutheran Church</i>	<i>Goldsboro</i>
<i>Eastern</i>	<i>Coastal Plains</i>	<i>Our Redeemer Evangelical Lutheran Church</i>	<i>Greenville</i>
<i>Eastern</i>	<i>Coastal Plains</i>	<i>St. Timothy Evangelical Lutheran Church</i>	<i>Havelock</i>
<i>Eastern</i>	<i>Coastal Plains</i>	<i>Prince of Peace Evangelical Lutheran Church</i>	<i>Kinston</i>
<i>Eastern</i>	<i>Coastal Plains</i>	<i>St. Andrew Lutheran Church</i>	<i>New Bern</i>
<i>Eastern</i>	<i>Coastal Plains</i>	<i>Trinity Lutheran Church</i>	<i>Rocky Mount</i>
<i>Eastern</i>	<i>Coastal Plains</i>	<i>Emmanuel Evangelical Lutheran Church</i>	<i>Southern Shores</i>
<i>Eastern</i>	<i>Coastal Plains</i>	<i>Grace Evangelical Lutheran Church</i>	<i>Washington</i>
<i>Eastern</i>	<i>Coastal Plains</i>	<i>Ascension Lutheran Church</i>	<i>Wilson</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>Good News Lutheran Mission</i>	<i>Clinton</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>The Lutheran Church of Our Savior</i>	<i>Jacksonville</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>Kure Memorial Evangelical Lutheran Church</i>	<i>Kure Beach</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>St. Luke Evangelical Lutheran Church</i>	<i>Ocean Isle Beach</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>Saint Peter Evangelical Lutheran Church</i>	<i>Southport</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>Christ The King Lutheran Church / Grace Episcopal</i>	<i>Whiteville</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>Lutheran Church of Reconciliation</i>	<i>Wilmington</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>St. Matthew's Evangelical Lutheran Church</i>	<i>Wilmington</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>St. Paul's Evangelical Lutheran Church</i>	<i>Wilmington</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>Water of Life Lutheran Church</i>	<i>Wilmington</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>St. Paul Evangelical Lutheran Church</i>	<i>Hamlet</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>The Lutheran Church of the Living Word</i>	<i>Laurinburg</i>
<i>Eastern</i>	<i>South Coastal</i>	<i>St. Mark's Lutheran Church</i>	<i>Lumberton</i>
<i>Eastern</i>	<i>Triangle</i>	<i>Christ The King Lutheran Church</i>	<i>Cary</i>
<i>Eastern</i>	<i>Triangle</i>	<i>Holy Trinity Evangelical Lutheran Church</i>	<i>Chapel Hill</i>
<i>Eastern</i>	<i>Triangle</i>	<i>Arbol de Vida Lutheran Church AWC</i>	<i>Durham</i>
<i>Eastern</i>	<i>Triangle</i>	<i>Christus Victor Lutheran Church</i>	<i>Durham</i>
<i>Eastern</i>	<i>Triangle</i>	<i>Church of The Abiding Savior</i>	<i>Durham</i>
<i>Eastern</i>	<i>Triangle</i>	<i>Our Savior Lutheran Church</i>	<i>Durham</i>
<i>Eastern</i>	<i>Triangle</i>	<i>St. Paul's Evangelical Lutheran Church</i>	<i>Durham</i>
<i>Eastern</i>	<i>Triangle</i>	<i>Abiding Presence Evangelical Lutheran Church</i>	<i>Fuquay Varina</i>

<i>Eastern Triangle</i>	<i>Lord Of Life Lutheran Church</i>	<i>Garner</i>
<i>Eastern Triangle</i>	<i>Good Shepherd Lutheran Church</i>	<i>Raleigh</i>
<i>Eastern Triangle</i>	<i>Grace Lutheran Church</i>	<i>Raleigh</i>
<i>Eastern Triangle</i>	<i>Holy Trinity Evangelical Lutheran Church</i>	<i>Raleigh</i>
<i>Eastern Triangle</i>	<i>Joy of Discovery AWC</i>	<i>Raleigh</i>
<i>Eastern Triangle</i>	<i>St. Philip Evangelical Lutheran Church</i>	<i>Raleigh</i>
<i>Eastern Triangle</i>	<i>St. James Evangelical Lutheran Church</i>	<i>Fayetteville</i>
<i>Eastern Triangle</i>	<i>Trinity Evangelical Lutheran Church</i>	<i>Sanford</i>
<i>Eastern Triangle</i>	<i>Our Saviour Lutheran Church</i>	<i>Southern Pines</i>

- S12.01.03.** Every rostered minister on the official rosters of this synod shall be a member of the same Conference as the congregation in which he or she holds membership. Rostered ministers of the synod residing outside the territorial bounds of the synod may be assigned a conference connection by the bishop of the synod.
- S12.01.04.** The Bishop may appoint a dean for each conference to serve a two year term. Deans shall be Ministers of Word and Sacrament. Persons appointed as dean will be eligible for re-appointment
- S12.01.05.** In the event of a vacancy in the office of dean, the bishop shall appoint a Minister of Word and Sacrament to fill the unexpired term.
- S12.01.06.** The dean shall assist the bishop of this synod in giving pastoral care to the rostered ministers and support to congregations in the conference. The dean shall provide communications to the bishop, Synod Council and Synod Assembly as requested. The dean shall provide such other assistance to the bishop as may from time to time be required.
- S12.01.07.** Each conference cluster shall hold a biennial meeting of its rostered ministers and lay voting members of its congregations, , for fellowship, worship, nominations, review of upcoming assembly business, and conversation related to shared ministries.
- S12.01.08.** Special meetings of the conference may be called by the bishop of this synod, or by the dean of the conference following consultation with the bishop of this synod, or shall be called by the dean of the conference upon request of one-fifth of the congregation councils' of the conference. The bishop of this synod or the bishop's appointee may attend the conference meetings and may be an advisory member.
- S12.01.09.** A conference may adopt for itself any rules and regulations not in conflict with the constitution and bylaws of this synod.

### **Chapter 13.** **CONGREGATIONS**

- †**S13.01.** Each congregation, except those certified as congregations of the Evangelical Lutheran Church in America by the uniting churches, prior to being listed in the register of congregations of this synod, shall adopt the *Model Constitution for Congregations* or one acceptable to this synod that is not in contradiction to the constitution and bylaws of the Evangelical Lutheran Church in America.
- a. **New congregations.** A congregation newly formed by this church and any congregation seeking recognition and reception by this church shall:
- 1) Accept the criteria for recognition and reception as a congregation of this church, fulfill the functions of the congregation, and accept the governance provisions as provided in Chapter 9 of the ELCA constitution and bylaws.
  - 2) Adopt governing documents that include fully and without alterations the Preamble, Chapter 1, where applicable, and all required provisions of Chapters 2, 3, 4, 5, 6, 7, 8, 9, 15, 16, 17, 18, and 19 in the *Model Constitution for Congregations* consistent with requirements of the constitutions, bylaws, and continuing resolutions of this church. Bylaws and continuing resolutions, appropriate for inclusion in these chapters and not in conflict with these required provisions in the *Model Constitution for Congregations*, the constitution of this synod, or the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church*

*in America*, may be adopted as described in Chapters 16 and 18 of the *Model Constitution for Congregations*.

3) Accept the commitments expected of all congregations of the ELCA as stated in \*C6.01., \*C6.02., and \*C6.03. of the *Model Constitution for Congregations*.

b. **Congregations from another church body.** If a congregation is a member of another church body, the leaders of the congregation first should consult with the appropriate authorities of that church body before taking action to leave its current church body. After such consultation, leaders of the congregation should make contact with the ELCA synod bishop or staff where the congregation is located.

c. **Recognition and reception.** Recognition and reception into this church of transferring or independent congregations by the Evangelical Lutheran Church in America is based on the judgment of the synod and action by the synod through the Synod Council and Synod Assembly. The synod bishop shall provide for prompt reporting of such additions to the secretary of this church for addition to the register of congregations.

**S13.01.01.** All proposed changes in the constitution of a congregation shall be submitted to the Synod Council for approval. Following the adoption of an amendment to the constitution of a congregation, the secretary of the congregation shall forward a copy of the constitution with the amendments, including the bylaws and continuing resolutions, to the Synod Council. Such copy shall be signed and dated by the congregation officers. The submitted document shall be in compliance with the most recent “Model Constitution for Congregations of the Evangelical Lutheran Church in America.” The amendment shall go into effect only upon receipt of official notice from the Synod Council that such amendment is not in conflict with the constitution and bylaws of the Evangelical Lutheran Church in America or of the synod.

**S13.01.02.** A congregation shall be incorporated.

†**S13.02.** It shall be the responsibility of each congregation of this synod annually to choose from among its voting members laypersons to serve as members of the Synod Assembly as well as persons to represent it at meetings of any conference, cluster, coalition, or other area subdivision of which it is a member. The number of persons to be elected by each congregation and other qualifications shall be as prescribed in guidelines established by this synod.

**S13.11.** When a rostered minister resigns, the Congregation Council shall receive the letter of resignation, report it to the congregation, and at once notify the bishop of this synod.

**S13.11.01** The congregation shall seek the advice and counsel of the bishop of the synod during the call process and until the vacancy is filled

**S13.12.** A congregation under financial obligation to its former rostered minister shall make satisfactory settlement of the obligation before calling a successor.

†**S13.19.** A congregation considering a relocation shall confer with the bishop of the synod in which it is territorially located and the appropriate unit of the Churchwide organization before any steps are taken leading to such action. The approval of the Synod Council shall be received before any such action is effected.

†**S13.20.** A congregation considering development of an additional site to be used regularly for worship shall confer with the bishop of the synod in which it is territorially located and the appropriate unit of the Churchwide organization before any steps are taken leading to such action.

**S13.21.** The alignment of congregations in pastoral charges, and all alterations in any alignment, shall be subject to approval by the Synod Assembly or by the Synod Council.

†**S13.22.** Each congregation of the Evangelical Lutheran Church in America within the territory of this synod, except those which are in partnership with the Slovak Zion Synod, shall establish and maintain a relationship with this synod.

†**S13.23.** Provision 9.71. of the ELCA constitution shall govern the relationship of this synod and a congregation of this synod regarding the property of the congregation. This synod may transfer or convey property to a congregation of the synod, subject to restrictions accepted by the congregation, including provision that if the Synod Council, in its sole and exclusive discretion, determines (1) that the property is not being used to serve the mission and ministry needs of this church, or (2) that the congregation has transferred, encumbered, mortgaged, or in any way burdened or impaired any right, title, or interest in the property without the prior approval of the Synod Council, then title to the property shall revert to the synod, and the congregation, upon written demand, shall reconvey the property to the synod.

**S13.24.** If any congregation of this synod has disbanded, or if the members of a congregation agree that it is no longer possible for it to function as such, or if it is the opinion of the Synod Council that the membership of a congregation has become so scattered or so diminished in numbers as to make it impractical for such a congregation to fulfill the purposes for which it was organized or that it is necessary for this synod to protect the congregation’s property from waste and deterioration, the Synod Council, itself or through trustees appointed by it,

may take charge and control of the property of the congregation to hold, manage, and convey the same on behalf of this synod. The congregation shall have the right to appeal the decision to the Synod Assembly.

**S13.25.** This synod may temporarily assume administration of a congregation upon its request or with its concurrence.

**S13.30. Discipline**

†**S13.31.** Congregations and members of congregations are subject to discipline in accordance with the provisions of Chapter 20 of the ELCA constitution and bylaws.

**S13.40. Synodically Authorized Worshiping Communities**

**S13.41.** Authorized worshiping communities, acknowledged under criteria, policies, and procedures approved by the Church Council of the Evangelical Lutheran Church in America, shall accept and adhere to the Confession of Faith and Statement of Purpose of this church, shall be served by leadership under the criteria of this church, and shall be subject to the discipline of this church.

**S13.41.01** The status of a SAWC shall be reviewed every three years with approval by synod council for continuing as a SAWC.

**Chapter 14.**

**ROSTERED MINISTERS**

†**S14.10. Ministers of Word and Sacrament**

†**S14.11.** The time and place of the ordination of those persons properly called to congregations or non-congregational service of this synod shall be authorized by the bishop of this synod.

†**S14.12.** Consistent with the faith and practice of the Evangelical Lutheran Church in America,

a. Every minister of Word and Sacrament shall:

- 1) preach the Word;
- 2) administer the sacraments;
- 3) conduct public worship;
- 4) provide pastoral care;
- 5) seek out and encourage qualified persons to prepare for the ministry of the Gospel;
- 6) impart knowledge of this church and its wider ministry through distribution of its communications and publications;
- 7) witness to the Kingdom of God in the community, in the nation and abroad; and
- 8) speak publicly to the world in solidarity with the poor and oppressed, calling for justice and proclaiming God's love for the world.

b. Each pastor with a congregational call shall, within the congregation:

- 1) offer instruction, confirm, marry, visit the sick and distressed, and bury the dead;
- 2) relate to all schools and organizations of the congregation;
- 3) install regularly elected members of the Congregation Council;
- 4) with the council, administer discipline; and
- 5) endeavor to increase the support given by the congregation to the work of the ELCA Churchwide organization and of this synod.

**S14.13.** The Minister of Word and Sacrament (a) shall keep accurate parochial records of all baptisms, confirmations, marriages, burials, communicants, members received, members dismissed, or members excluded from the congregation, (b) shall submit a summary of such statistics annually to this synod, and (c) shall become a member of the congregation upon receipt and acceptance of the letter of call. In a parish of multiple congregations, the pastor shall hold membership in one of the congregations.

**S14.15.** Each rostered minister of Word and Sacrament on the roster of this synod shall submit a report of his or her ministry to the bishop of the synod annually.

†**S14.16.** When a congregation of this church desires to call a pastor or a candidate for the ministry of Word and Sacrament of this church:

a. Each congregation of this synod shall consult the bishop of this synod before taking any steps leading to the extending of a call to a prospective pastor.

b. For issuance of a letter of call to a pastor or candidate by a congregation of this synod in accord with ELCA constitutional provision 7.41., a two-thirds vote shall be required of voting members of the congregation present and voting at a meeting regularly called for the purpose of issuing such a call.

c. When the congregation has voted to issue a call to a prospective pastor, the letter of call shall be submitted to the bishop of this synod for the bishop's signature.

**S14.17.** No minister of Word and Sacrament shall accept a call without first conferring with the bishop of this synod. A minister of Word and Sacrament shall respond with an answer of acceptance or declination to a letter of call within 30 days of receipt of such call. In exceptional circumstances with the approval of the bishop of this synod and the chair of the Congregation Council of the congregation issuing the call, an additional 15 days may be granted to respond to a letter of call.

†**S14.18.** The provisions for termination of the mutual relationship between a minister of Word and Sacrament and a congregation shall be as follows:

a. The call of a congregation, when accepted by a pastor, shall constitute a continuing mutual relationship and commitment which shall be terminated only by death or, following consultation with the synodical bishop, for the following reasons:

- 1) mutual agreement to terminate the call or the completion of a call for a specific term;
- 2) resignation of the pastor, which shall become effective, unless otherwise agreed, no later than 30 days after the date on which it was submitted;
- 3) inability to conduct the pastoral office effectively in that congregation in view of local conditions;
- 4) physical disability or mental incapacity of the pastor;
- 5) suspension of the pastor through discipline for more than three months;
- 6) resignation or removal of the pastor from the roster of Ministers of Word and Sacrament of this church;
- 7) termination of the relationship between this church and the congregation;
- 8) dissolution of the congregation or the termination of a parish arrangement; or
- 9) suspension of the congregation through discipline for more than six months.

b. When allegations of physical disability or mental incapacity of the pastor under paragraph a.4) above, or ineffective conduct of the pastoral office under paragraph a.3) above, have come to the attention of the bishop of this synod,

- 1) the bishop in his or her sole discretion may investigate such conditions personally together with a committee of two rostered ministers and one layperson, or
- 2) when such allegations have been brought to the synod's attention by an official recital of allegations by the Congregation Council or by a petition signed by at least one-third of the voting members of the congregation, the bishop personally shall investigate such conditions together with a committee of two rostered ministers and one layperson.

c. In case of alleged physical disability or mental incapacity under paragraph a.4) above, the bishop's committee shall obtain and document competent medical opinion concerning the pastor's condition. When a disability or incapacity is evident to the committee, the bishop of this synod may declare the pastorate vacant. When the pastorate is declared vacant, the Synod Council shall list the pastor on the roster of Ministers of Word and Sacrament as disabled. Upon removal of the disability and restoration of the pastor to health, the bishop shall take steps to enable the pastor to resume the ministry, either in the congregation last served or in another appropriate call.

d. In the case of alleged local difficulties that imperil the effective functioning of the congregation under paragraph a.3) above, the bishop's committee shall endeavor to hear from all concerned persons, after which the bishop together with the committee shall present their recommendations first to the pastor and then to the congregation. The recommendations of the bishop's committee must address whether the pastor's call should come to an end and, if so, may suggest appropriate severance arrangements. The committee may also propose other actions that should be undertaken by the congregation and by the pastor, if appropriate. If the pastor and congregation agree to carry out such recommendations, no further action need be taken by the synod.

e. If either party fails to assent to the recommendations of the bishop's committee concerning the pastor's call, the congregation may dismiss the pastor only at a legally called meeting after consultation with the bishop, either (a) by a two-thirds vote of the voting members present and voting where the bishop and the committee did not recommend termination of the call, or (b) by a majority vote of the voting members present and voting where the bishop and the committee recommended termination of the call.

f. If, in the course of proceedings described in paragraph c. or paragraph d. above, the bishop's committee concludes that there may be grounds for disciplinary action, the committee shall make recommendations concerning disciplinary action in accordance with the provisions of this church's constitution, bylaws, and continuing resolutions.

**S14.18.01.** The procedure to be followed when a pastor resigns shall be:

- a. An ordained minister desiring to resign shall consult with the bishop of synod and send a letter of resignation to the congregation council with copies to the bishop of synod and the dean of the conference.

- †S14.19. Ministers of Word and Sacrament shall respect the integrity of the ministry of congregations which they do not serve and shall not exercise ministerial functions therein unless invited to do so by the pastor, or if there is no duly called pastor, then by the interim pastor in consultation with the Congregation Council.
- †S14.21. The parochial records of all baptisms, confirmations, marriages, burials, communicants, members received, members transferred or dismissed, members who have become inactive, or members excluded from the congregation shall be kept accurately and permanently. They shall remain the property of each congregation. At the time of the closure of a congregation, such records shall be sent to the regional archives. The secretary of the congregation shall attest to the bishop of this synod that such records have been placed in his or her hands in good order by a departing pastor before:
- a. installation in another call, or
  - b. approval of a request for change in roster status.
- †S14.22. The pastor shall make satisfactory settlement of all financial obligations to a former congregation before:
- a. installation in another call, or
  - b. approval of a request for change in roster status.
- †S14.23. During service to a congregation, an interim pastor shall have the rights and duties in the congregation of a regularly called pastor. The interim pastor may delegate the same in part to an interim supply pastor with the consent of the bishop of this synod. The interim pastor and any rostered minister who may assist shall refrain from exerting influence in the selection of a pastor. Upon completion of service, the interim pastor shall certify to the bishop of this synod that the parochial records, for the period for which the interim pastor was responsible, are in order.
- †S14.24. With the approval of the synodical bishop expressed in writing, which sets forth a clear statement of the purpose to be served by such a departure from the normal rule of permanency of the call as expressed in †S14.18., a congregation may call a pastor for a specific term. Details of such calls shall be in writing setting forth the purpose and conditions involved. Prior to the completion of a term, the bishop of this synod or a representative of the bishop shall meet with the pastor and representatives of the congregation for a review of the call. Such call may also be terminated before its expiration in accordance with the provisions of †S14.18.
- S14.25. All ministers of Word and Sacrament under a call shall attend meetings of the Synod Assembly, and the pastors of congregations shall also attend the meetings of the conference to which the congregation belongs.
- †S14.30. **Ministers of Word and Service**
- †S14.31. The time and place of the consecration of those persons properly called to congregations or non-congregational service of this synod shall be authorized by the bishop of this synod.
- S14.31.02. The procedure to be followed when a deacon resigns shall be:
- a. A deacon desiring to resign shall consult with the bishop of synod and send a letter of resignation to the congregation council with copies to the bishop of synod and the dean of the conference.
- †S14.32. Consistent with the faith and practice of the Evangelical Lutheran Church in America, every Minister of Word and Service shall:
- a. Be rooted in the Word of God, for proclamation and service;
  - b. Advocate a prophetic diakonia that commits itself to risk-taking and innovative service on the frontiers of the Church's outreach, giving particular attention to the suffering places in God's world;
  - c. Speak publicly to the world in solidarity with the poor and oppressed, calling for justice and proclaiming God's love for the world, witnessing to the realm of God in the community, the nation, and abroad;
  - d. Equip the baptized for ministry in God's world that affirms the gifts of all people;
  - e. Encourage mutual relationships that invite participation and accompaniment of others in God's mission;
  - f. Practice stewardship that respects God's gift of time, talents, and resources;
  - g. Be grounded in a gathered community for ongoing diaconal formation;
  - h. Share knowledge of the ELCA and its wider ministry of the gospel, and advocate for the work of all expressions of this church; and
  - i. Identify and encourage qualified persons to prepare for ministry of the gospel.
- S14.33. The minister of Word and Service shall become a member of the congregation upon receipt and acceptance of the letter of call. In a parish of multiple congregations, the minister of Word and Service shall hold membership in one of the congregations.
- S14.34. Each minister of Word and Service on the roster of this synod shall submit a report of his or her ministry to the bishop of the synod annually.
- †S14.41. When a congregation of this church desires to call a minister of Word and Service or a candidate for the ministry of Word and Service of this church:

a. Each congregation of this synod shall consult the bishop of this synod before taking any steps leading to the extending of a call to a prospective minister of Word and Service.

b. For issuance of a letter of call to a minister of Word and Service or candidate by a congregation of this synod in accord with ELCA constitutional provision 7.71., a two-thirds vote shall be required of members of the congregation present and voting at a meeting regularly called for the purpose of issuing such a call.

c. When the congregation has voted to issue a call to a prospective minister of Word and Service, the letter of call shall be submitted to the bishop of this synod for the bishop's signature.

**S14.42.**

No minister of Word and Service shall accept a call without first conferring with the bishop of this synod. A minister of Word and Service shall respond with an answer of acceptance or declination to a letter of call within 30 days of receipt of such call. In exceptional circumstances with the approval of the bishop of this synod and the chair of the Congregation Council of the congregation issuing the call, an additional 15 days may be granted to respond to a letter of call.

**†S14.43.**

a. The call of a congregation, when accepted by a minister of Word and Service, shall constitute a continuing mutual relationship and commitment which shall be terminated only by death or, following consultation with the synodical bishop, for the following reasons:

- 1) mutual agreement to terminate the call or the completion of a call for a specific term;
- 2) resignation of the minister of Word and Service, which shall become effective, unless otherwise agreed, no later than 30 days after the date on which it was submitted;
- 3) inability to conduct the office effectively in that congregation in view of local conditions;
- 4) physical disability or mental incapacity of the minister of Word and Service;
- 5) suspension of the minister of Word and Service through discipline for more than three months;
- 6) resignation or removal of the minister of Word and Service from the roster of Ministers of Word and Service of this church;
- 7) termination of the relationship between this church and the congregation;
- 8) dissolution of the congregation or the termination of a parish arrangement; or
- 9) suspension of the congregation through discipline for more than six months.

b. When allegations of physical disability or mental incapacity of the minister of Word and Service under paragraph a.4) above, or ineffective conduct of the ministry of Word and Service under paragraph a.3) above, have come to the attention of the bishop of this synod,

- 1) the bishop in his or her sole discretion may investigate such conditions personally together with a committee of two rostered ministers and one layperson, or
- 2) when such allegations have been brought to the synod's attention by an official recital of allegations by the Congregation Council or by a petition signed by at least one-third of the voting members of the congregation, the bishop personally shall investigate such conditions together with a committee of two rostered ministers and one layperson.

c. In case of alleged physical disability or mental incapacity under paragraph a.4) above, the bishop's committee shall obtain and document competent medical opinion concerning the minister of Word and Service's condition. When a disability or incapacity is evident to the committee, the bishop of this synod may declare the position vacant. When the position is declared vacant, the Synod Council shall list the deacon on the roster of Ministers of Word and Service as disabled. Upon removal of the disability and restoration of the minister of Word and Service to health, the bishop shall take steps to enable the minister of Word and Service to resume the ministry, either in the congregation last served or in another appropriate call.

d. In the case of alleged local difficulties that imperil the effective functioning of the congregation under paragraph a.3) above, the bishop's committee shall endeavor to hear from all concerned persons, after which the bishop together with the committee shall present their recommendations first to the minister of Word and Service and then to the congregation. The recommendations of the bishop's committee address whether the minister of Word and Service's call should come to an end and, if so, may suggest appropriate severance arrangements. The committee may also propose other actions that should be undertaken by the congregation and by the minister of Word and Service, if appropriate. If the minister of Word and Service and congregation agree to carry out such recommendations, no further action need be taken by the synod.

e. If either party fails to assent to the recommendations of the bishop's committee concerning the minister of Word and Service's call, the congregation may dismiss the minister of Word and Service only at a legally called meeting after consultation with the bishop, either (a) by a two-thirds vote of the voting members present and voting where the bishop and the committee did not recommend termination of the call, or (b) by a majority vote of the voting members present and voting where the bishop and the committee recommended termination of the call.

f. If, in the course of proceedings described in paragraph c. or paragraph d. above, the bishop's committee concludes that there may be grounds for disciplinary action, the committee shall make recommendations



concerning disciplinary action in accordance with the provisions of this church's constitution, bylaws, and continuing resolutions.

†S14.44. Ministers of Word and Service shall respect the integrity of the ministry of congregations which they do not serve and shall not exercise ministerial functions therein unless invited to do so by the Congregation Council.

†S14.45. The minister of Word and Service shall make satisfactory settlement of all financial obligations to a former congregation before:

- a. installation in another call, or
- b. approval of a request for change in roster status.

†S14.46. With the approval of the synodical bishop expressed in writing, which sets forth a clear statement of the purpose to be served by such a departure from the normal rule of permanency of the call as expressed in †S14.43., a congregation may call a minister of Word and Service for a specific term. Details of such calls shall be in writing setting forth the purpose and conditions involved. Prior to the completion of a term, the bishop of this synod or a representative of the bishop shall meet with the minister of Word and Service and representatives of the congregation for a review of the call. Such call may also be terminated before its expiration in accordance with the provisions of †S14.43.

S14.47. All ministers of Word and Service under a call shall attend meetings of the Synod Assembly, and the ministers of Word and Service of congregations shall also attend the meetings of the conference to which the congregation belongs.

#### **S14.48. Support of Rostered Ministers**

S14.48.01. The bishop of this synod may appoint various task groups related to the following areas for the support of active and retired rostered ministers:

- a. Support of new leaders.
- b. Promotion of continuing education.
- c. Coordination of opportunities for mutual support.
- d. Preparation of compensation guidelines.

### **Chapter 15.**

#### **FINANCIAL MATTERS**

†S15.01. The fiscal year of this synod shall be February 1 through January 31.

†S15.11. Since the congregations, synods, and Churchwide organization are interdependent units that share responsibly in God's mission, all share in the responsibility to develop, implement, and strengthen the financial support program of the whole church. The gifts and offerings of the members of the Evangelical Lutheran Church in America are given to support all parts of this church and thus partnership in this church should be evidenced in determining each part's share of the gifts and offerings. Therefore:

- a. The mission of this church beyond the congregation is to be supported by such a proportionate share of each congregation's annual budget as each congregation determines. This synod shall develop guidelines for determining "proportionate share," and shall consult with congregational leaders to assist each congregation in making its determination.
- b. This synod shall receive the proportionate share of the mission support from its congregations, and shall transmit that percentage or amount of each congregation's mission support as determined in consultation with the Churchwide organization and approved by the Synod Assembly as part of its budget consideration.
- c. Should the Synod Assembly not approve the proportionate share of mission support determined in consultation with the Churchwide organization, a new consultation with the Churchwide organization shall take place. The Synod Council is authorized to amend the budget adopted by the Synod Assembly to reflect the results of this consultation.

†S15.12. The annual budget of this synod shall reflect the entire range of its own activities and its commitment to partnership funding with other synods and the Churchwide organization.

S15.13. On the basis of estimated income, the Synod Council shall authorize expenditures within the budget for the fiscal year. Expenditure authorizations shall be subject to revision, in light of changing conditions, by the Synod Council.

S15.14. Except when such procedure would jeopardize current operations, a reserve amounting to no more than 16 percent of the sum of the amounts scheduled in the next year's budget for regular distribution to synodical causes shall be carried forward annually for disbursement in the following year in the interest of making possible a more even flow of income to such causes. The exact number of dollars to be held in reserve shall be determined by the Synod Council.

†S15.31. This synod shall arrange to have an annual audit of its financial records conducted by a certified public accountant firm recommended by the synod Audit Committee and approved by the Synod Council. The audited annual financial report shall be submitted by this synod to the Churchwide Office of the Treasurer and to the congregations of this

synod. The financial reports shall be in the format approved from time to time by the Churchwide Office of the Treasurer.

†S15.32. This synod shall maintain adequate, continuous insurance coverage in accordance with standards recommended by the Churchwide organization. Insurance programs offered or endorsed by the Churchwide organization shall be deemed to fulfill this obligation.

**S15.40.01. Properties**

**S15.40.02.** The synod shall have the authority to delegate the right to hold title to real or personal property to a corporation established by the synod for a specific purpose or purposes; to trustees as may be required under a will or trust agreement, to institutions wholly or partially owned by the synod; and to such other persons or organizations as may be for the best interest of the synod. All such delegated authority shall be approved by the Synod Council and be reported to and become a part of the minutes of synod.

**Chapter 16.**

**INDEMNIFICATION**

†S16.01. Subject to the limitations and duties imposed by law, each person who is or was made or threatened to be made a party to any proceeding by reason of the present or former capacity of that person as a Synod Council member, officer, employee, or committee member of this synod shall be indemnified against all costs and expenses incurred by that person in connection with the proceeding. Indemnification of any person by reason of that person's capacity as a director, officer, employee, or committee member of any other organization, regardless of its form or relationship to this synod, is subject to the provisions of section †S16.02.

a. The term "proceeding" means a threatened, pending, or completed lawsuit, whether civil or criminal, an administrative or investigative matter, arbitration, mediation, alternative dispute resolution, or any other similar legal or governmental action. Except as otherwise required by law, the term "proceeding" does not include (a) any action by this synod against the individual seeking indemnification, or (b) subject to †S16.04., a disciplinary hearing or related process described in Chapter 20 of the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*.

b. The term "indemnification" includes reimbursement and advances of costs and expenses for judgments, penalties, fines, settlements, excise taxes, reasonable attorneys' fees, disbursements, and similar required expenditures.

†S16.02. Whenever a person who, while a Synod Council member, officer, committee member, or employee of this synod, is or was serving at the request of this synod as (or whose duties in that position involve or involved service in the capacity of) a director, officer, partner, trustee, employee, or agent of another organization, is or was made or threatened to be made a party to a proceeding by reason of such capacity, then such person shall be entitled to indemnification only if (a) the Synod Council has established a process for determining whether a person serving in the capacity described in this section shall be entitled to indemnification in any specific case, and (b) that process has been applied in making a specific determination that such person is entitled to indemnification.

†S16.03. This synod may purchase and maintain insurance on behalf of itself or any person entitled to indemnification pursuant to this chapter against any liability asserted against and incurred by this synod or by such other person in or arising from a capacity described in section †S16.01. or section †S16.02.

†S16.04. When written charges against a rostered minister of this church are made in disciplinary proceedings under Chapter 20 of the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America* by the synodical bishop or when written charges against a congregation are made in disciplinary proceedings by the Synod Council or the synodical bishop, and the discipline hearing committee determines that no discipline shall be imposed, then if such determination is not reversed or set aside on appeal, indemnification shall be made by the synod to the accused for reasonable attorney's fees and other reasonable expenses related to the defense of the charges. The determination of the reasonableness of such fees and expenses shall be decided by the Synod Council.

**Chapter 17.**

**ADJUDICATION**

†S17.01. The synodical bishop and the Executive Committee of the Synod Council shall be available to give counsel when disputes arise within this synod.

†S17.02. The synodical bishop and the Executive Committee of the Synod Council shall receive expressions of concern from rostered ministers of this church, congregations, and organizations within this synod; provide a forum in which the parties concerned can seek to work out matters causing distress or conflict; and make appropriate recommendations for their resolution. When the matter at issue cannot be resolved in this manner, the prescribed procedures for

investigation, decision, appeal, and adjudication shall be followed. Allegations or charges that could lead to the discipline of a rostered minister of this church shall not be addressed by the Executive Committee but shall be resolved through the disciplinary process set forth in the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*.

†S17.03. When there is disagreement among units of this synod on a substantive issue that cannot be resolved by the parties, the aggrieved party or parties may appeal to the synodical bishop and the Executive Committee of the Synod Council for a consultation. If this consultation fails to resolve the issue, a petition may be addressed by the parties to the Synod Council requesting it to arbitrate the issue. The decision of the Synod Council shall be final.

†S17.04. When a component or beneficiary of a synod has a disagreement on a substantive issue that it cannot resolve, it may address an appeal to the synodical bishop and the Executive Committee of the Synod Council. In this case the decision of the Executive Committee shall prevail, except that upon the motion of a member of the Synod Council, the decision shall be referred to the Synod Council for final action.

†S17.10. **Adjudication in a Congregation**

†S17.11. When there is disagreement among factions within a congregation on a substantive issue that cannot be resolved by the parties, members of a congregation shall have access to the synodical bishop for consultation after informing the chair of the Congregation Council of their intent. If the consultation fails to resolve the issue(s), the Consultation Committee of this synod shall consider the matter. If the Consultation Committee of this synod shall fail to resolve the issue(s), the matter shall be referred to the Synod Council, whose decision shall be final.

## Chapter 18.

### AMENDMENTS, BYLAWS, AND CONTINUING RESOLUTIONS

†S18.10. **Amendments to Constitution**

†S18.11. Certain sections of this constitution incorporate and record therein required provisions of the constitution and bylaws of this church. If such provisions are amended by the Churchwide Assembly, corresponding amendments shall be introduced at once into this constitution by the secretary of this synod upon receipt of formal certification thereof from the secretary of the Evangelical Lutheran Church in America.

†S18.12. Whenever the secretary of the Evangelical Lutheran Church in America officially informs this synod that the Churchwide Assembly has amended the *Constitution for Synods*, this constitution may be amended to reflect any such amendment by a majority vote at any subsequent meeting of the Synod Assembly without presentation at a prior Synod Assembly. An amendment that is identical to a provision of the *Constitution for Synods* shall be deemed to have been ratified upon its adoption by this synod. The Church Council, through the secretary of this church, shall be given prompt notification of its adoption.

†S18.13. Other amendments to this constitution may be adopted by this synod through either of the following procedures:

- a. An amendment may be adopted by a two-thirds vote at a regular meeting of the Synod Assembly after having been presented in writing at the previous regular meeting of the Synod Assembly over the signatures of at least six members and having been approved by a two-thirds vote of the voting members present and voting at such a regular meeting of the Synod Assembly.
- b. The Synod Council may propose an amendment, with notice to be sent to the congregations of this synod at least six months prior to the next regular meeting of the Synod Assembly. Such an amendment shall require for adoption a two-thirds vote of the voting members present and voting at such a regular meeting of the Synod Assembly. All such amendments shall become effective upon ratification by the Churchwide Assembly or by the Church Council.

†S18.20. **Amendments to Bylaws**

†S18.21. This synod may adopt bylaws not in conflict with this constitution or with the constitution and bylaws of the Churchwide organization. This synod may amend its bylaws at any meeting of the Synod Assembly by a two-thirds vote of voting members of the assembly present and voting. Newly adopted bylaws and amendments to existing bylaws shall be reported to the secretary of this church.

†S18.30. **Amendments to Continuing Resolutions**

†S18.31. This synod may adopt continuing resolutions not in conflict with this constitution or its bylaws or the constitution, bylaws, and continuing resolutions of the Churchwide organization. Such continuing resolutions may be adopted or amended by a majority vote of the Synod Assembly or by a two-thirds vote of Synod Council. Newly adopted continuing resolutions and amendments to existing continuing resolutions shall be reported to the secretary of this church.