

MATTERS PERTAINING TO RESOLUTIONS AND MEMORIALS

1. Our constitution provides a way for voting members of the assembly to offer a matter for discussion through a resolution. Such resolutions may refer the issue to synodical or churchwide units for action.
2. Bylaw S7.01.01a informs us that the assembly's Committee of Reference and Counsel is responsible for reporting to the assembly with its recommendations all resolutions submitted to it. "The committee shall provide copies of all resolutions to the voting members of the assembly." Further, "resolutions of a general character which are not germane to pending questions or reports shall be submitted on no more than one page of 8 ½ x 11 inch paper to the synodical secretary no later than 15 days prior to the formal opening of the assembly."
3. Continuing Resolution *S7.01.A11*. provides the process for resolutions submitted later than 15 days prior to the formal opening of the Synod Assembly.

S7.01.A11. Resolutions which could not have reasonably been submitted before the 15 day deadline may be submitted to the Committee of Reference and Counsel after the opening of the assembly. A signer of the resolution, preferably its primary author, shall meet with the Committee of Reference and Counsel at the time appointed in the Rules of Procedure adopted for that assembly. Regardless of the recommendation of the Committee of Reference and Counsel, the consideration of such resolutions by the assembly shall require the approval by a two thirds vote of voting members to place the resolution before the Synod Assembly. If a resolution is received after the deadline of 15 days prior to the formal opening of the assembly, the resolution shall be processed according to the provisions of this continuing resolution.

What is the Difference between a Memorial and a Resolution?

In 1988, the Church Council voted that communications from synods to the churchwide organization and the Churchwide Assembly would be made pursuant to ELCA constitutional and bylaw provisions. Essentially, this action affirmed three avenues for communication:

- (1) Synod Assemblies may address the Churchwide Assembly through memorials;
- (2) Synod Councils may address the ELCA Church Council through resolutions;
- (3) Synod Councils may address churchwide units or offices through the ELCA Church Council's Executive Committee (including forwarding resolutions adopted by Synod Assemblies).

Although both memorials and resolutions are requests by a synod for action, they are intended to address different issues and are processed differently.

Memorials address broad policy issues and are passed by Synod Assemblies for consideration by the Churchwide Assembly. Synod Councils are not authorized to adopt memorials for submission to the Churchwide Assembly. One of the responsibilities of the Churchwide Assembly, in accordance with provision 12.21.c, in the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*, is to "Receive and consider proposals from synod assemblies." Once received by the churchwide organization, they are referred to the Memorials Committee, which is appointed by the Church Council to review and make recommendations to the Churchwide Assembly, in accordance with bylaw 12.51.02. The Memorials Committee meets after all Synod Assemblies are over, approximately six to eight weeks before the Churchwide Assembly.

ON THOSE MEMORIALS TO MEMORIALIZE THE 2022 CHURCHWIDE ASSEMBLY:

Memorials must include a final "resolved" clause asking the Churchwide Assembly to act (or refrain from acting) in a particular way. Here is a sample final paragraph of a memorial from a Synod Assembly:

RESOLVED, that the South Carolina Synod Assembly memorialize the 2022 Churchwide Assembly of the Evangelical Lutheran Church in America to ...[clearly describe proposed course of action].
See Resource Impact of Memorials and Resolutions. Resource Impact of Memorials and Resolutions must be submitted along with any proposed memorial or resolution.

Resolutions are requests from synods to the Church Council or units or offices of the churchwide organization. Either Synod Assemblies or Synod Councils may originate resolutions. Frequently, Synod Councils pass resolutions between meetings of the Synod Assemblies and forward them directly to the Church Council for consideration or to the Church Council Executive Committee if the desired action involves referral to a unit or office of the churchwide organization. As a practical matter, resolutions have a narrower focus than memorials because they are requests for consideration or action by individual units or offices or the Church Council. Thus, for example, a request for the Church Council to recommend a parliamentary rule or action by a unit would be the subject of a resolution, but a request to change an ELCA policy should be a memorial.

ON THOSE RESOLUTIONS FOR REFERRAL:

The final “resolved” clause of **resolutions** will differ depending upon whether they are intended for the attention of the Church Council or a churchwide unit or office. Here are sample final paragraphs for resolutions:

RESOLVED, that the _____ Synod Assembly direct the Synod Council to forward this resolution to the Church Council for consideration and possible action.

Or

RESOLVED, that the _____ Synod Assembly direct the Synod Council to forward this resolution to the Church Council’s Executive Committee for referral and disposition to the appropriate unit or office of the churchwide organization in accordance with the bylaws and continuing resolutions of this church.

Or

RESOLVED, that the _____ Synod Council request the Church Council to . . . [clearly describe the proposed course of action].

Or

RESOLVED, that the _____ Synod Council request the Church Council’s Executive Committee to . . . [clearly describe the proposed course of action].

It is important to point out that neither resolutions nor memorials may *direct* the Churchwide organization to take action. They are only proposals *requesting* the specified actions.

Please send any memorials or resolutions to the synod office to the attention of Committee of Reference and Counsel not later than noon (12 pm) July 8, 2020.

Resource Impact of Memorials and Resolutions

(Please attach this form to each memorial or resolution submitted)

Whenever we ask the churchwide organization to act, there will be both financial and personnel resource implications in order to carry out the action. Before you submit your memorial or resolution, we ask you to spend some time reflecting on the potential resource impact your request might require. For example, creating a social statement involves a years-long process of study, multiple drafts of a proposed statement, a listening process to allow congregations and individuals to react to drafts, meetings of an advisory panel, editorial development and publication, communication of the process to the various expressions of this church, and staff to coordinate the effort.

We do not expect you to be an expert in process, nor do we ask you to estimate dollar expenditures. Rather, we ask you to consider what might be necessary resource expenditures in order to carry out the action you are requesting.

Memorial or Resolution Title _____

Anticipated financial implications of memorial or resolution if adopted for:

Churchwide Organization:

Synods:

Congregations:

Anticipated staff or personnel implications of memorial or resolution if adopted for:

Churchwide Organization:

Synods:

Congregations: