

## **2023 PROPOSED CHANGES TO HOSANNA'S CONSTITUTION**

A proposal to revise the Constitution of Hosanna Evangelical Lutheran Church has been properly submitted and passed by the Congregation Council on December 15, 2022. This proposal shall be considered at the annual congregational meeting on January 29, 2023 and may be passed or amended with a majority congregational vote pursuant to C17.04 of our current constitution.

Only amendments to bring our constitution into conformity with the *Model Constitution for Congregations of the Evangelical Lutheran Church in America*, as most recently amended by the Churchwide Assembly, have been proposed.

Additions are underlined; deletions are ~~struck through~~. Changes in green are numbering changes only.

### **AMENDMENTS TO THE MODEL CONSTITUTION FOR CONGREGATIONS**

Amendments to the *Model Constitution for Congregations* were approved by the 2016, 2019, 2022 Churchwide Assemblies. Provisions within the *Model Constitution for Congregations* are of two types:

- **Those provisions marked with an asterisk are required when a congregation amends its governing documents.** They must be used without alteration or amendment of the text in any manner (i.e., neither additions nor deletions are permissible). Such provisions go into effect immediately upon approval by a majority vote of those voting members present and voting at any legally called meeting of the congregation, provided that they have been presented to the congregation at least 30 days prior to the meeting.
- **Provisions not marked with an asterisk are non-required provisions.** These provisions represent wording recommended by the Churchwide Assembly. If the congregation chooses to incorporate them into the congregation's constitution exactly as presented here, these provisions require a majority vote of those voting members present and voting at any legally called meeting of the congregation, provided that they have been presented to the congregation at least 30 days prior to the meeting.

If the wording of non-required provisions is altered or amended from the text presented here, the provisions must be approved at one congregation meeting by a majority vote and then must be ratified *without change* by a two-thirds vote at the next regular meeting of the congregation. (See *Model Constitution for Congregations*, \*C16.04. for more detail.)

In coordination with the following amendments, the 2016 Churchwide Assembly authorized the secretary of the Evangelical Lutheran Church in America to:

- strike the words "ordained minister/s" and replace with the words "minister/s of Word and Sacrament";
- strike the word "clergy" and replace with the words "minister/s of Word and Sacrament";
- strike the words "pastor/s" and replace with the words "minister/s of Word and Sacrament" where appropriate;
- strike the words "associate in ministry, diaconal minister and deaconess" and replace with the words "minister/s of Word and Service"; and
- make editorial corrections that identify the rosters of this church and implement the creation of the ministers of Word and Service roster.

In coordination with the following amendments, the 2019 Churchwide Assembly authorized the secretary of the Evangelical Lutheran Church in America to:

- strike "synodical" and replace with "synod"
- strike "the congregation" and replace with "this congregation" where appropriate
- make editorial changes so that the *Model Constitution for Congregations* follows the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America* and the *Constitution for Synods*.

For convenience, the rationale that was presented to the 2022 Churchwide Assembly for each amendment is provided in *blue italics* following the amendment. These rationales are *not* part of the amendments with which they are associated, they are *not* part of the *Model Constitution for Congregations*, and they are not intended to be incorporated into the constitutions of congregations. They are here only to give context for the amendments.

## PROPOSED CHANGES TO HOSANNA'S CONSTITUTION:

### **\*PREAMBLE\***

We, baptized members of the Church of Christ, responding in faith to the call of the Holy Spirit through the Gospel, desiring to unite together to preach the Word, administer the sacraments, and carry out God's mission, do hereby adopt this constitution and solemnly pledge ourselves to be governed by its provisions. In the name of the Father and of the Son and of the Holy Spirit.

### **Chapter 1.**

#### **NAME AND INCORPORATION**

- C1.01.** The name of this congregation shall be HOSANNA! Evangelical Lutheran Church.
- C1.02.** For the purpose of this constitution and ~~anythe~~ accompanying bylaws ~~and continuing resolutions~~, the congregation of HOSANNA! Evangelical Lutheran Church is hereinafter designated as "this congregation."
- C1.11.** This congregation shall be incorporated under the laws of the State of Missouri.

### **Chapter 2.**

#### **CONFESSION OF FAITH**

- \*C2.01.** This congregation confesses the Triune God, Father, Son, and Holy Spirit.
- \*C2.02.** This congregation 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.
- \*C2.03.** This congregation 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.
- \*C2.04.** This congregation accepts the Apostles', Nicene, and Athanasian Creeds as true declarations of the faith of this congregation.
- \*C2.05.** This congregation 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.
- \*C2.06.** This congregation 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.
- \*C2.07.** This congregation 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 3.**

#### **NATURE OF THE CHURCH**

- \*C3.01.** All power in the Church belongs to our Lord Jesus Christ, its head. All actions of this congregation are to be carried out under his rule and authority.
- \*C3.02.** This church confesses the one, holy, catholic, and apostolic Church and is resolved to serve Christian unity throughout the world.

~~\*C3.03.~~ ~~\*C3.02.~~ 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. The Evangelical Lutheran Church in America, 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.

\*C3.04. 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.

~~\*C3.05.~~ ~~\*C3.03.~~ 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.

## Chapter 4.

### STATEMENT OF PURPOSE

\*C4.01. 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.

\*C4.02. To participate in God's mission, this congregation as a part of the Church shall:

- a. Worship God in proclamation of the Word and administration of the sacraments and through lives of prayer, praise, thanksgiving, witness, and service.
- b. 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.
- c. 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.
- d. Serve in response to God's love to meet human needs, caring for the sick and the aged, advocating dignity ~~and~~, justice, and equity for all people, working for peace and reconciliation among the nations, caring for the marginalized, embracing and welcoming racially and ethnically diverse populations, and standing in solidarity with the poor and ~~powerless, oppressed~~ and committing itself to their needs. *Rationale: This amendment was proposed on the assembly floor during the 2019 Churchwide Assembly; consequently, no rationale was provided prior to the assembly.*
- 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.

\*C4.03. To fulfill these purposes, this congregation shall:

- a. Provide services of worship at which the Word of God is preached and the sacraments are administered.
- b. Provide pastoral care and assist all members to participate in this ministry.
- c. Challenge, equip, and support all members in carrying out their calling in their daily lives and in their congregation.
- d. Teach the Word of God.
- e. Witness to the reconciling Word of God in Christ, reaching out to all people.
- f. Respond to human need, work for justice and peace, care for the sick and the suffering, and participate responsibly in society.
- g. Motivate its members to provide financial support for ~~the~~this congregation's ministry and the ministry of the other ~~part~~expressions of the Evangelical Lutheran Church in America.

- h. Foster and participate in interdependent relationships with other congregations, the synod, and the churchwide organization of the Evangelical Lutheran Church in America.
- i. Foster and participate in ecumenical relationships consistent with churchwide policy.
- \*C4.04. This congregation shall develop an organizational structure to be described in the bylaws. The Congregation Council shall prepare descriptions of the responsibilities of each committee, task force, or other organizational group and shall review their actions. Such descriptions shall be contained in continuing resolutions in the section on the Congregation Committees.
- C4.04.01. The Executive Committee as constituted shall establish an agenda for Congregation Council Meetings and all Congregation Meetings and develop any necessary resolutions and recommendations for each. The Executive Committee shall review all Congregational contracts and give recommendations to the appropriate committee, Congregation Council or Congregation. Standing committees duties shall be stipulated in the Continuing Resolutions. The standing committees shall be Education, Evangelism, Health and Wellness, Property, Social Ministry, Stewardship, and Worship and Music.
- C4.04.A05. The purpose of this Continuing Resolution is to manage the annual financial budget spending as effectively and efficiently as possible.
  - a. The congregation approves a budget line for each committee at the Annual Meeting. Each committee will decide how their budgeted funds are to be spent.
  - b. Any Congregation Committee who desires to spend 25% or more of their annual budget in any given month should speak to the Treasurer prior to incurring the expenses, to insure sufficient funds are available to cover the expenses at that time. Should sufficient funds not be available, the Congregation Committee should seek approval from the Congregation Council.
  - c. Individual members of the committee may be designated to purchase less expensive items. Decisions for purchases that exceed \$100 should be made by the committee.
  - d. For purchases exceeding \$100, each committee will use a purchase voucher (example: purchaser fills out form, then chairperson signs to approve). The purchase voucher is then given to the treasurer before the purchase to determine if monies are available and the appropriate manner of payment.
- \*C4.05. This congregation shall, ~~from time to time~~, adopt and periodically review a mission statement which will provide specific direction for its programs.
- C4.05.01. God's Spirit gathers Hosanna! Evangelical Lutheran Church as a Christ-centered faith family, open and accepting, glorifying God by: **KNOWING** Christ through praying, worshiping, reading, hearing, and living the Word. **GROWING** in Christ through learning, questioning, encouraging, and celebrating every stage of Christian life. We are committed to providing a welcoming and safe environment of love, freedom, and grace. **GOING** in Christ through loving, serving, inviting, and accepting our neighbors as our family, following Jesus' example, and telling others about Him.
- \*C4.06. 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 5. POWERS OF THE CONGREGATION

- \*C5.01. The powers of this congregation are those necessary to fulfill its purpose.
- \*C5.02. The powers of this congregation are vested in the Congregation Meeting called and conducted as provided in this constitution and bylaws.
- \*C5.03. Only such authority as is delegated to the Congregation Council or other organizational units in this congregation's governing documents is recognized. All remaining authority is retained by ~~the~~this congregation. ~~The~~This congregation is authorized to:
  - a. call a pastor as provided in Chapter 9;
  - b. terminate the call of a pastor as provided in Chapter 9;
  - c. call ~~or~~ a minister of Word and Service;

- d. terminate the call of ~~associates in ministry, deaconesses, and diaconal ministers~~ a minister of Word and Service in conformity with the applicable policy constitution of the Evangelical Lutheran Church in America;
- e. adopt amendments to the constitution, as provided in Chapter ~~17, and~~ 16, amendments to the bylaws, as specified in Chapter ~~16~~ 17, and continuing resolutions, as provided in Chapter 18-;
- f. approve the annual budget;
- g. acquire real and personal property by gift, devise, purchase, or other lawful means;
- h. hold title to and use its property for any and all activities consistent with its purpose;
- i. sell, mortgage, lease, transfer, or otherwise dispose of its property by any lawful means;
- j. elect its officers, and Congregation Council, and require them to carry out their duties in accordance with the constitution, bylaws, and continuing resolutions; and
- k. terminate its relationship with the Evangelical Lutheran Church in America as provided in Chapter 6.

**\*C5.04.** This congregation shall ~~choose~~ select from among its voting members laypersons to serve as voting 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 ~~the~~ this congregation and other qualifications shall be as prescribed in guidelines established by the Central States Synod of the Evangelical Lutheran Church in America.

**C5.05.** If this congregation should establish endowment funds they will operate as specified in this congregation's continuing resolutions.

## Chapter 6. CHURCH AFFILIATION

- \*C6.01.** This congregation shall be an interdependent part of the Evangelical Lutheran Church in America or its successor, and of the Central States Synod of the Evangelical Lutheran Church in America. This congregation is subject to the discipline of the Evangelical Lutheran Church in America.
- \*C6.02.** This congregation accepts the Confession of Faith and agrees to the ~~Purposes~~ purposes of the Evangelical Lutheran Church in America and shall act in accordance with them.
- \*C6.03.** This congregation acknowledges its relationship with the Evangelical Lutheran Church in America in which:
  - a. This congregation agrees to be responsible for its life as a Christian community.
  - b. This congregation pledges its financial support and participation in the life and mission of the Evangelical Lutheran Church in America.
  - c. This congregation agrees to call pastoral leadership from the ~~clergy roster~~ of Ministers of Word and Sacrament of the Evangelical Lutheran Church in America in accordance with its call procedures except in special circumstances and with the approval of the bishop of the synod. These special circumstances are limited either to calling a candidate approved for the roster of ~~ordained ministers~~ Ministers of Word and Sacrament of the Evangelical Lutheran Church in America or to contracting for pastoral services with ~~an ordained~~ a minister of Word and Sacrament of a church body with which the Evangelical Lutheran Church in America officially has established a relationship of full communion.
  - d. This congregation agrees to consider ~~associates in ministry, deaconesses, and diaconal~~ ministers of Word and Service for call to other staff positions in ~~the~~ this congregation according to the procedures of the Evangelical Lutheran Church in America.
  - e. This congregation agrees to file this constitution and any subsequent changes to this constitution with the synod for review to ascertain that all of its provisions are in agreement with the constitution and bylaws of the Evangelical Lutheran Church in America and with the constitution of the synod.
- \*C6.04.** Affiliation with the Evangelical Lutheran Church in America ~~may be~~ is terminated as follows:
  - a. This congregation takes action to dissolve.
  - b. This congregation ceases to exist.
  - c. This congregation is removed from membership in the Evangelical Lutheran Church in America according to the procedures for discipline of the Evangelical Lutheran Church in America- or in

accordance with provision 9.23. of the constitution and bylaws of the Evangelical Lutheran Church in America.

d. The Central States Synod takes charge and control of the property of this congregation to hold, manage, and convey the same on behalf of the synod pursuant to †S13.24. of the synod constitution. This congregation shall have the right to appeal the decision to the next Synod Assembly.

e. ~~g.~~ This congregation follows the procedures outlined in \*C6.05.

**\*C6.05.**

A This congregation may terminate its relationship with ~~this church~~the Evangelical Lutheran Church in America by the following procedure:

a. A resolution indicating the intent to terminate its relationship must be adopted at at two legally called and conducted special ~~meeting~~meetings of ~~the this~~ congregation by a two-thirds vote of the voting members present. ~~Such at each meeting. The first such~~ meeting may be held no sooner than 30 days after written notice of the meeting is received by the bishop of the synod, during which time ~~the this~~ congregation shall consult with the bishop and the bishop's designees, if any. The times and manner of the consultation shall be determined by the bishop in consultation with the ~~congregation council~~Congregation Council. Unless ~~he or she is a voting member of the congregation,~~ the bishop and/or the bishop's designees, ~~if any, are voting members of this congregation, they~~ shall have voice but not vote at the first meeting.

b. ~~The secretary of the~~ Within 10 days after the resolution has been voted upon at the first meeting, the secretary of this congregation shall submit a copy of the resolution to the bishop, attesting that the special meeting was legally called and conducted and certifying the outcome of the vote, and shall ~~mail a copy~~send copies of the resolution and certification to voting members of ~~the this~~ congregation. ~~This notice shall be submitted within 10 days after the resolution has been adopted.~~

c. ~~If the resolution was adopted by a two-thirds vote of the voting members present at the first meeting,~~ The bishop of the synod and ~~the this~~ congregation shall continue in consultation, as specified in paragraph a. above, during a period of at least 90 days after receipt by the ~~synod~~bishop of the ~~notice~~attestation and certification as specified in paragraph b. above.

d. If ~~the this~~ congregation, after such consultation, is still seeks to terminate~~considering termination of~~ its relationship with this church, such action may be taken at a legally called and conducted special meeting by a two-thirds vote of the voting members present. Notice of the second meeting shall be ~~mailed~~sent to all voting members and to the bishop at least 10 days in advance of the meeting. ~~Unless he or she is voting member of the congregation, Unless~~ the bishop and/or the bishop's designees, ~~if any, are voting members of this congregation, they~~ shall have voice but not vote at the second meeting.

e. Within 10 days after the resolution has been voted upon, the secretary of this congregation shall submit a copy of the resolution to the bishop, attesting that the second special meeting was legally called and conducted and certifying the outcome of the vote, and shall be sent to the bishop within 10 days after ~~send copies of~~ the resolution ~~has been~~and certification to the voting members of the congregation. If the resolution was adopted, ~~by a two-thirds vote of the voting members present at which time~~ the second meeting, the relationship between the congregation and this church shall be terminated subject to Synod Council approval as required by paragraphs f. and g., h., and i. below.

~~f. Notice of termination shall be forwarded by the bishop to the secretary of this church, who shall report the termination to the Churchwide Assembly.~~

f. Unless this notification to the bishop also certifies that ~~the this~~ congregation has voted ~~by a two-thirds vote~~ to affiliate with another Lutheran denomination, ~~the this~~ congregation ~~will~~shall be ~~conclusively presumed to be~~deemed an independent or non-Lutheran church, in which case \*C7.04. shall apply.

g. This congregation shall abide by these covenants by and among the three expressions of this church:

1) ~~g.~~ Congregations seeking to terminate their relationship with this church which fail or refuse to comply with each of the foregoing provisions in \*C6.05, shall be required to receive Synod Council approval before terminating their membership in this church.

- 2) ~~h.~~ Congregations which had been members of the Lutheran Church in America shall be required, in addition to complying with the foregoing provisions in \*C6.05., to receive synodical synod approval before terminating their membership in this church.
- 3) ~~i.~~ Congregations established by the Evangelical Lutheran Church in America shall be required, in addition to complying with the foregoing provisions in \*C6.05., to satisfy all financial obligations to this church and receive Synod Council approval before terminating their membership in this church.
- h. ~~j.~~ If at this congregation fails to achieve the required two-thirds vote of voting members present at ~~the~~this congregation's first meeting as specified in paragraph a. above, ~~another special meeting to consider termination of relationship with this church may be called no sooner than six months after that first meeting. If a congregation or~~ fails to achieve the required two-thirds vote of voting members present at ~~the~~this congregation's second meeting as specified in paragraph d. above, another attempt to consider termination of relationship with this church must follow all requirements of \*C6.05. and may begin no sooner than six months after ~~that second~~the meeting at which the two-thirds vote was not achieved.

**\*C6.06.** If this congregation considers relocation, it 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~~taken.

**\*C6.07.** If this congregation considers developing an additional site to be used regularly for worship, it 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.

## Chapter 7.

### PROPERTY OWNERSHIP

**\*C7.01.** If this congregation ceases to exist, title to undisposed property shall pass to the Central States Synod of the Evangelical Lutheran Church in America.

**\*C7.02.** If this congregation is removed from membership in the Evangelical Lutheran Church in America according to its procedure for discipline or pursuant to 9.23. of the constitution and bylaws of the Evangelical Lutheran Church in America, title to property shall continue to reside in this congregation.

**\*C7.03.** ~~If a two-thirds majority of~~ the voting members of this congregation present at a legally called and conducted special meeting of this congregation vote to transfer to another Lutheran church body, title to property shall continue to reside in this congregation, provided the process for termination of relationship in \*C6.05. has been followed. Before this congregation takes action to transfer to another Lutheran church body, it shall consult with representatives of the Central States Synod.

**\*C7.04.** ~~If a two-thirds majority of~~ the voting members of this congregation present at a legally called and conducted special meeting of this congregation vote to become independent or relate to a non-Lutheran church body; and have followed the process for termination of relationship in \*C6.05., title to property of this congregation shall continue to reside in this congregation only with the consent of the Synod Council. The Synod Council, after consultation with this congregation by the process established ~~synodical process by the synod,~~ may give approval to the request to become independent or to relate to a non-Lutheran church body, in which case title shall remain with the majority of this congregation. If the Synod Council fails to give such approval, title shall remain with those members who desire to continue as a congregation of the Evangelical Lutheran Church in America. In neither case does title to this congregation's property transfer to the synod.

**\*C7.05.** Notwithstanding the provisions of \*C7.02. and \*C7.03. above, where this congregation has received property from the synod pursuant to a deed or other instrument containing restrictions under provision 9.71.a. of the Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America, this congregation accepts such restrictions and:

- a. Shall not transfer, encumber, mortgage, or in any way burden or impair any right, title, or interest in the property without prior approval of the Synod Council.

- b. Shall—upon written demand by the Synod Council, pursuant to †S13.23. of the constitution of the Central States Synod—reconvey and transfer all right, title, and interest in the property to the synod.

## Chapter 8. MEMBERSHIP

- \*C8.01. Members of this congregation shall be those baptized persons on the roll of this congregation at the time that this constitution is adopted and those who are admitted thereafter and who have declared and maintain their membership in accordance with the provisions of this constitution and its bylaws.
- \*C8.02. Members shall be classified as follows:
- a. **Baptized** members are those persons who have been received by the Sacrament of Holy Baptism in this congregation, or, having been previously baptized in the name of the Triune God, have been received by certificate of transfer from other Lutheran congregations or by affirmation of faith.
  - b. **Confirmed** members are baptized persons who have been confirmed in this congregation, those who have been received by adult baptism or by transfer as confirmed members from other Lutheran congregations, or baptized persons received by affirmation of faith.
  - c. **Voting** members are confirmed members. Such confirmed members, during the current or preceding calendar year, shall have communed in this congregation and shall have made a contribution of record to this congregation. Members of this congregation who have satisfied these basic standards shall have the privilege of voice and vote at every regular and special meeting of the congregation this congregation as well as the other rights and privileges ascribed to voting members by the provisions of this constitution and its bylaws. They shall not have voted as a seasonal member of another congregation of this church in the previous two calendar months.
  - d. **Associate** members are persons holding membership in other Christian congregations who wish to retain such membership but desire to participate in the life and mission of this congregation. These individuals have all the privileges and duties of membership except voting rights or other rights and privileges ascribed to voting members by the provisions of this constitution and its bylaws.
  - e. Seasonal members are voting members of other congregations of this church who wish to retain such membership but desire to participate in the life and mission of this congregation, including exercising limited voting rights in this congregation. The Congregation Council may grant seasonal membership to such persons provided that this congregation is a member of a synod where the Synod Council has approved seasonal member voting on its territory. Such seasonal members shall have all the privileges and duties of voting members except that:
    - 1) they shall not be eligible for elected office in, or for membership on the Congregation Council or on a call committee of, this congregation;
    - 2) they shall not have the right to vote on any matter concerning or affecting the call or termination of call of any minister of this congregation;
    - 3) they shall not have the right to vote on any matter concerning or affecting the affiliation of this congregation with this church;
    - 4) they shall not be eligible to serve as voting members from this congregation of the Synod Assembly or the Churchwide Assembly;
    - 5) they shall not, even if otherwise permitted by this congregation, vote by proxy or by absentee ballot; and
    - 6) they shall not, within any two calendar month period, exercise voting rights in this congregation and in the congregation where they remain voting members.
- \*C8.03. All applications for confirmed membership shall be submitted to and shall require the approval of the Congregation Council.
- \*C8.04. It shall be the privilege and duty of members of this congregation to:
- a. make regular use of the means of grace, both Word and sacraments;
  - b. live a Christian life in accordance with the Word of God and the teachings of the Lutheran church; and
  - c. support the work of this congregation, the synod, and the churchwide organization of the Evangelical Lutheran Church in America through contributions of their time, abilities, and financial support as biblical stewards.

**C08.04.01.** It is the responsibility of the Congregation Council and the Pastor(s) to maintain the HOSANNA! Membership roll. According to Chapter 8, C8.04., it is the privilege and duty of members to receive the Word and Sacrament, live a Christian life in accordance with the Word of God and the teachings of the Lutheran church, and support the work of this congregation, synod, and the churchwide organization through contributions of time, abilities, and financial support as biblical stewards.

**\*C8.05.** Membership in this congregation shall be terminated by any of the following:

- a. death;
- b. resignation;
- c. transfer or release;
- d. disciplinary action in accordance with ~~ELCA constitutional provision Chapter 20.40. of the constitution~~ and ~~the accompanying~~ bylaws; of the Evangelical Lutheran Church in America; or
- e. removal from the roll due to inactivity ~~as defined in the~~ in accordance with the provisions of this constitution and its bylaws.

Such persons who have been removed from the roll of members shall remain persons for whom the Church has a continuing pastoral concern.

**C8.05.01.** According to C8.05e., membership in this congregation shall be terminated by any of the following: death, resignation, transfer or release, disciplinary action by the Congregation Council or removal from the roll due to inactivity as defined in the bylaws. A Responsibility List shall be created on an annual basis which is a list of persons who have no record of communing and contribution to HOSANNA! in the previous calendar year. Persons shall be placed on the Responsibility List, in hopes of re-activating them or helping them get involved in another congregation. If no other contact is made, a letter shall be sent asking if our records are correct. If there is no response (such as communing and contributing or request for transfer or removal), the Church Council shall act by leaving persons on the Responsibility List with an annual contact being made. If persons are inactive for a second year, they will be added to the Inactive List and before removal from the membership roll, a letter shall be sent to the member from the Congregation Council. If there is no response to the letter, persons shall be removed from the membership roll.

## **Chapter 9. — THE PASTOR(s) ROSTERED MINISTER**

**\*C9.01.** Authority to call a pastor(s) shall be in this congregation by at least a two-thirds ~~majority ballot~~ vote of voting members present and voting at a meeting legally called for that purpose. Before a call is issued, the officers, or a committee elected by this congregation to recommend the call, shall seek the advice and help of the bishop of the synod.

**\*C9.02.** Only a member of the ~~clergy~~ roster of Ministers of Word and Sacrament of the Evangelical Lutheran Church in America or a candidate for the roster of ~~ordained ministers~~ Ministers of Word and Sacrament who has been recommended for ~~the~~ this congregation by the ~~synodical~~ synod bishop may be called as a pastor of this congregation.

**\*C9.03.** Consistent with the faith and practice of the Evangelical Lutheran Church in America,

~~a. Every pastor shall:~~

- ~~1) strive to extend the Kingdom of God in the community, in the nation, and abroad;~~
- ~~2) seek out and encourage qualified persons to prepare for the ministry of the Gospel;~~
- ~~3) impart knowledge of this church and its wider ministry through distribution of its periodicals and other publications; and~~

a. Every ~~ordained~~ minister of Word and Sacrament shall:

- 1) preach the Word;
- 2) administer the sacraments;
- 3) conduct public worship;
- 4) provide pastoral care; ~~and~~
- 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 available channels of effective communication;

- 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~~ advocating dignity, justice, and ~~proclaiming God's love~~ equity for ~~the world~~ all people, working for peace and reconciliation among the nations, caring for the marginalized, and embracing and welcoming racially and ethnically diverse populations.

*Rationale: This amendment was proposed on the assembly floor during the 2019 Churchwide Assembly; consequently, no rationale was provided prior to the assembly.*

- b. Each ~~ordained minister~~ pastor with a congregational call shall, within the congregation:
  - 1) offer instruction, confirm, marry, visit the sick and distressed, and bury the dead;
  - 2) supervise ~~relate to~~ all schools and organizations of this congregation;
  - 3) install regularly elected members of the Congregation Council; and
  - 4) with the council, administer discipline;
  - 5) endeavor to increase the support given by the congregation to the work of the churchwide organization of the Evangelical Lutheran Church in America (ELCA) and of the Central States Synod of the ELCA and of the Central States Synod; and
  - 6) encourage adherence to covenantal relationship with this church as expressed in the Constitutions, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America.

\*C9.04. The specific duties of the pastor(s), compensation, and other matters pertaining to the service of the pastor shall be included in a letter of call, which shall be attested by the bishop of the synod.

\*C9.05. The provisions for termination of the mutual relationship between a minister of Word and Sacrament and this congregation shall be as follows:

- a. The call of athis congregation, when accepted by a pastor, shall constitute a continuing mutual relationship and commitment, which shall be terminated only by the pastor's death or, following consultation with the ~~synod~~ synod bishop, for any of 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~~ this congregation in view of local conditions;
  - 4) physical inability to conduct the pastoral office effectively in view of 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 ~~ordained ministers~~ Ministers of Word and Sacrament of this church;
  - 7) termination of the relationship between this church and ~~the~~ this congregation;
  - 8) dissolution of ~~the~~ this congregation or the termination of a parish arrangement; or
  - 9) suspension of ~~the~~ this 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, who has~~ sole discretion, may investigate such conditions personally together with a committee of two ~~ordained~~ 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~~ Congregation Council or by a petition signed by at least one-third of the voting members of ~~the~~ this congregation, the bishop personally shall investigate such conditions together with a committee of two ~~ordained~~ 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 ~~and~~. When the pastorate is declared vacant, the Synod Council shall list the pastor ~~shall be listed~~ on the ~~elergy~~ roster as disabled. Upon removal of the Ministers of Word and Sacrament with disability ~~and restoration~~ status. Upon resumption of the ~~pastor~~ ability to health ~~conduct the office~~

~~effectively~~, the bishop shall take steps to enable the pastor to resume the ministry, either in the congregation last served or in another appropriate call.

*Rationale: These changes parallel changes being made elsewhere in the Constitutions, Bylaws, and Continuing Resolutions of the ELCA. Language related to disability has been changed to reflect current understandings and to clarify that inability and incapacity to conduct the pastoral office effectively are the standard to be considered. In addition, the words "any of" have been inserted for precision, and references to the synod bishop have been made inclusive.*

- d. In the case of alleged local difficulties that imperil the effective functioning of ~~the~~this 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~~this 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~~this 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~~this congregation may dismiss the pastor only at a legally called meeting after consultation with the bishop, either (a) by a two-thirds ~~majority~~ 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 ~~simple~~ 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~~discipline, the committee shall make recommendations concerning disciplinary action in accordance with the provisions of this church's constitution, bylaws, and continuing resolutions.

**\*C9.06.** At a time of pastoral vacancy, an interim pastor shall be appointed by the bishop of the synod with the consent of this congregation or the Congregation Council.

**\*C9.07.** During the period of service, an interim pastor shall have the rights and duties in ~~the~~this congregation of a regularly called pastor and may delegate the same in part to a supply pastor with the consent of the bishop of the synod and this congregation or Congregation Council. The interim pastor and any ~~ordained pastor~~rostered minister providing assistance shall refrain from exerting influence in the selection of a pastor. Unless previously agreed upon by the Synod Council, an interim pastor is not available for a regular call to the congregation served.

**\*C9.08.** This congregation shall make satisfactory settlement of all financial obligations to a former pastor before calling a successor. A pastor shall make satisfactory settlement of all financial obligations to this congregation before beginning service in a call to another congregation or employment in another ministry setting ~~related to the Evangelical Lutheran Church in America~~.

**\*C9.09.** When a pastor is called to serve in company with another pastor or pastors, the privileges and responsibilities of each pastor shall be specified in documents to accompany the call and to be drafted in consultation involving the pastors, the Congregation Council, and the bishop of the synod. As occasion requires, the documents may be revised through a similar consultation.

**\*C9.11.** With the approval of the bishop of the synod, ~~the~~this congregation may depart from \*C9.05.a. and 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 or a designated representative of the bishop shall meet with the pastor and representatives of ~~the~~this congregation for a review of the call. Such a call may also be terminated before its expiration in accordance with the provisions of \*C9.05.a.

**\*C9.12.** The pastor(~~s~~) of this congregation:

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

- \*C9.13. The pastor(s) shall submit a report of ~~his or her~~ ministry to the bishop of the synod at least 90 days prior to each regular meeting of the Synod Assembly.
- \*C9.14. The ~~parochial~~ records of this congregation shall be maintained by the pastor(s) and shall remain the property of ~~the~~this congregation. The secretary of this congregation shall attest in writing to the bishop of this synod that such records have been placed in ~~his or her~~the secretary's hands in good order by a departing pastor before the installation of that pastor in another ~~field~~call or approval of labor or the granting by the synod of retired ~~a request for change in roster status to the pastor.~~

C9.15. Under special circumstances, subject to the approval of the synod bishop and the concurrence of this congregation, a minister of Word and Sacrament of a church body with which the Evangelical Lutheran Church in America officially has established a relationship of full communion may serve temporarily as pastor of this congregation under a contract between this congregation and the pastor in a form proposed by the synod bishop and approved by this congregation.

*Note: There is no C9.16-C9.20. Space has been intentionally left for future additions.*

*Note: The following section regarding the call of deacons (Ministers of Word and Service) was added after this newer "rostered" position was been created in the ELCA.*

- \*C9.21. Authority to call a deacon shall be in this congregation by at least a two-thirds vote of voting members present and voting at a meeting legally called for that purpose. Before a call is issued, the officers, or a committee elected by this congregation to recommend the call, shall seek the advice and help of the bishop of the synod.
- \*C9.22. Only a member of the roster of Ministers of Word and Service of the Evangelical Lutheran Church in America or a candidate for the roster of Ministers of Word and Service who has been recommended for this congregation by the synod bishop may be called as a deacon of this congregation.
- \*C9.23. 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, advocating dignity, justice, and equity for all people, working for peace and reconciliation among the nations, caring for the marginalized, and embracing and welcoming racially and ethnically diverse populations;
  - 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 this church 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.
- \*C9.24. The specific duties of the deacon, compensation, and other matters pertaining to the service of the deacon shall be included in a letter of call, which shall be attested by the bishop of the synod.
- \*C9.25. The provisions for termination of the mutual relationship between a minister of Word and Service and this congregation shall be as follows:
- a. The call of this congregation, when accepted by a deacon, shall constitute a continuing mutual relationship and commitment, which shall be terminated only by the deacon's death or, following consultation with the synod bishop, for any of the following reasons:
    - 1) mutual agreement to terminate the call or the completion of a call for a specific term;
    - 2) resignation of the deacon, 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 ministry of Word and Service effectively in this congregation in view of local conditions;
    - 4) inability to conduct the office effectively in view of disability or incapacity of the deacon;
    - 5) suspension of the deacon through discipline for more than three months;

- 6) resignation or removal of the deacon from the roster of Ministers of Word and Service of this church;
  - 7) termination of the relationship between this church and this congregation;
  - 8) dissolution of this congregation or the termination of a parish arrangement; or
  - 9) suspension of this congregation through discipline for more than six months.
- b. When allegations of disability or incapacity of the deacon under paragraph a.4) above, or ineffective conduct of the office of minister of Word and Service under paragraph a.3) above, have come to the attention of the bishop of this synod,
- 1) the bishop, who has 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 this congregation, the bishop personally shall investigate such conditions together with a committee of two rostered ministers and one layperson.
- c. In case of alleged disability or incapacity under paragraph a.4) above, the bishop's committee shall obtain and document competent medical opinion concerning the deacon'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 with disability status. Upon resumption of the ability to conduct the office effectively, the bishop shall take steps to enable the deacon 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 this 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 deacon and then to this congregation. The recommendations of the bishop's committee must address whether the deacon'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 this congregation and by the deacon, if appropriate. If the deacon 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 deacon's call, this congregation may dismiss the deacon 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 discipline, the committee shall make recommendations concerning disciplinary action in accordance with the provisions of this church's constitution, bylaws, and continuing resolutions.
- \*C9.26.** This congregation shall make satisfactory settlement of all financial obligations to a former deacon before calling a successor. A deacon shall make satisfactory settlement of all financial obligations to this congregation before beginning service in a call to another congregation or employment in another ministry setting.
- \*C9.27.** When a deacon is called to serve in company with another rostered minister or other rostered ministers, the privileges and responsibilities of each rostered minister shall be specified in documents to accompany the call and to be drafted in consultation involving the rostered ministers, the Congregation Council, and the bishop of the synod. As occasion requires, the documents may be revised through a similar consultation.
- \*C9.28.** With the approval of the bishop of the synod, this congregation may depart from \*C9.25.a. and call a deacon 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 or a designated representative of the bishop shall meet with the deacon and representatives of this congregation for a review of the call. Such a call may also be terminated before its expiration in accordance with the provisions of \*C9.25.a.
- \*C9.29.** The deacon shall become a member of this congregation upon receipt and acceptance of the letter of call. In a parish of multiple congregations, the deacon shall hold membership in one of the congregations.

\*C9.31. The deacon(s) shall submit a report of ministry to the bishop of the synod at least 90 days prior to each regular meeting of the Synod Assembly.

## **Chapter 10.**

### **CONGREGATION MEETING**

C10.01. This congregation shall have at least one regular meeting per year. The annual regular meeting(s) of this the congregation shall be held at the time(s) specified in the bylaws. Consistent with the laws of the State of Missouri, the bylaws shall designate one regular meeting per year as the annual meeting of this congregation.

**C10.01.01.** The Annual Congregation Meeting shall be scheduled by the Congregation Council to be held after January 15 and before February 1 each year, to approve an annual budget, to elect Officers of the Congregation, to elect Council Members to existing vacancies, to elect delegates to the Annual Convention of the Central States Synod, to elect Seminary Support Committee members to the existing vacancies, to receive reports from teams, Officers and auxiliaries and to conduct any other business.

**C10.02.** A special Congregation Meeting may be called by the senior pastor, the Congregation Council, or the president<sup>1</sup> of this congregation, and shall be called by the president of the this congregation upon the written request of Ten Percent (10%) of the voting members. The president of the Congregation Council shall call a special meeting upon request of the synodical synod bishop. The call for each special meeting shall specify the purpose for which it is to be held, and no other business shall be transacted.

**C10.03.** Notice of all meetings of this congregation shall be given at the services of worship on the preceding two consecutive Sundays and by mail or electronic means, as permitted by state law, to all voting members at least 10 days in advance of the date of the meeting.

**C10.04.** Ten Percent (10%) of the voting members shall constitute a quorum.

**C10.05.** Voting by proxy or by absentee ballot shall not be permitted.

**C10.06.** All actions approved by the this congregation shall be by majority vote of those voting members present and voting, except as otherwise provided in this constitution or by state law.

**C10.07.** *Robert's Rules of Order*, latest edition, shall govern parliamentary procedure of all meetings of this congregation.

C10.08. This congregation may hold meetings by remote communication, including electronically and by telephone conference, as long as there is an opportunity for simultaneous aural communication or its equivalent. To the extent permitted by state law, notice of all meetings may be provided electronically.

C10.09. "Ex officio" as used herein means membership with full rights of voice and vote unless otherwise expressly limited.

## Chapter 11.

### OFFICERS

#### ~~Chapter 11. OFFICERS~~

**C11.01.** The officers of this congregation shall be a president, vice president, secretary, and treasurer.

- a. Duties of the officers shall be specified in the bylaws.
- b. The officers shall be voting members of the this congregation.
- c. Officers of this congregation shall serve similar offices of the Congregation Council and shall be voting members of the Congregation Council.

**C11.01.01.** Pursuant to C11.01a, the duties of the officers shall be as follows:

- a. President – shall preside over all Congregation, Executive Committee and Congregation Council meetings and submit an annual report of council activities to the congregation. In addition, duties include:
  - 1) may call special meetings of the congregation, executive committee or council;

- 2) encourage each council member to perform his or her duty according to good order and Christian principles;
  - 3) represent the congregation in matters of business and sign or countersign all legal documents;
  - 4) uphold the constitution and bylaws and ensure policies are being followed;
  - 5) attend and support synod and churchwide activities that would benefit from representation of council members;
  - 6) oversight and provide guidance to all programs within the congregation; and
  - 7) during inclement weather or times of safety considerations and in coordination with the Pastor, decide if church service or functions should be cancelled.
- b. Vice-President – shall act on behalf of the President in the absence of the President. The Vice-President shall be the Personnel Committee chairman. In addition, duties include:
- 1) actively aid the President in the administration of the office;
  - 2) ensure the incorporation of the congregation, tax exemptions, etc. are in good standing; and
  - 3) review and ensure property, casualty and liability insurance is in good standing and sufficient for the congregation’s needs.
- c. Secretary – the duties of the Secretary shall include:
- 1) keeping, assembling, and maintaining, and distributing the minutes and records of all Congregation and Congregation Council meetings;
  - 2) meeting the special request correspondence needs of the Congregation and Congregation Council;
  - 3) making an annual report to the Congregation;
  - 4) reporting to the Congregation on all Council Executive Committee activities;
  - 5) attesting, in the name of the Congregation, to instruments which require the same and may also be signed by the President or Pastor;
  - 6) working with the Pastor and congregation staff, if any, to ensure the storage and protection of all important documents and papers;
  - 7) working with the Treasurer and Pastor to ensure timely filing of the congregation’s annual parochial report;
  - 8) signing the letter of call for rostered staff at the time of a call meeting;
  - 9) attesting to the Synod office that the Congregation’s records are up to date and under the Secretary’s control at the time of pastoral transition; and
  - 10) ~~submitting~~ submitting copies of constitution and bylaw amendments to the Synod.
- d. Treasurer – shall be responsible for maintaining Congregation financial records, to include income and disbursements of vendors and payroll, and filing of all required federal and state quarterly and yearly tax forms, in accordance with the wishes of the Congregation and oversight by the Congregation Council and be a member of the Stewardship Committee. An annual report will be submitted at the Congregation Annual Meeting, as well as a monthly month to date budget performance report. The Treasurer shall submit all necessary documents required by the Audit Committee and prepare an accurate monthly statement for the Congregation Council. The Treasurer shall be responsible for disbursements within 15-30 days. If the Treasurer is delinquent in duties for two consecutive months, the position shall be declared vacant. The Council can approve a temporary Treasurer for up to 60 days

**C11.02.** The congregation shall elect its officers and they shall be the officers of ~~the~~this congregation. The officers shall be elected by written ballot and shall serve for two years or until their successors are elected. Their terms shall begin at the close of the annual meeting at which they are elected.

**C11.03.** No officer shall hold more than one office at a time. No elected officer shall be eligible to serve more than two consecutive terms in the same office with the exception of the treasurer.

## **Chapter 12. CONGREGATION COUNCIL**

**C12.01.** The voting membership of the Congregation Council shall consist of the pastor(s), the deacon(s), the officers of ~~the~~this congregation, and not more than 5 members of ~~the~~this congregation, at least one of whom may be a youth and at least one of whom may be a young adult. Any voting member of ~~the~~this

congregation may be elected, subject only to the limitation on the length of continuous service permitted in that office. A member's place on the Congregation Council shall be declared vacant if the member a) ceases to be a voting member of this congregation or b) is absent from four successive regular meetings of the Congregation Council without cause. Consistent with the laws of the state in which this congregation is incorporated, ~~the~~this congregation may adopt procedures for the removal of a member of the Congregation Council in other circumstances.

- C12.02.** The members of the Congregation Council, except the pastor(s) and deacon(s) shall be elected by written ballot to serve for two (2) years or until their successors are elected. Such members shall be eligible to serve no more than two full terms consecutively. Their terms shall begin at the close of the annual meeting at which they are elected.
- C12.03.** Should a member's place on the Congregation Council be declared vacant, the Congregation Council shall elect, by majority vote, a successor until the next annual meeting.
- C12.04.** The Congregation Council shall have general oversight of the life and activities of this congregation, and in particular its worship life, to the end that everything be done in accordance with the Word of God and the faith and practice of the Evangelical Lutheran Church in America. The duties of the Congregation Council shall include the following:
- a. To lead this congregation in stating its mission, to do long-range planning, to set goals and priorities, and to evaluate its activities in light of its mission and goals.
  - b. To seek to involve all members of this congregation in worship, learning, witness, service, and support.
  - c. To oversee and provide for the administration of this congregation to enable it to fulfill its functions and perform its mission.
  - d. To maintain supportive relationships with the ~~pastor~~rostered minister(s) and staff and help them annually to evaluate the fulfillment of their calling or employment.
  - e. To be examples individually and corporately of the style of life and ministry expected of all baptized persons.
  - f. To promote a congregational climate of peace and goodwill, and, as differences and conflicts arise, to endeavor to foster mutual ~~under-standing~~understanding.
  - g. To arrange for pastoral service during the sickness or absence of the pastor.
  - h. To emphasize ~~partnership with~~support of the synod and churchwide organization of the Evangelical Lutheran Church in America as well as cooperation with other congregations, both Lutheran and non-Lutheran, subject to established policies of the synod and the Evangelical Lutheran Church in America.
  - i. To recommend and encourage the use of program resources produced or approved by the Evangelical Lutheran Church in America.
  - j. To seek out and encourage qualified persons to prepare for the ministry of the Gospel.
- C12.04.01.** To further the goal of involvement of all members of HOSANNA! in the accomplishment of the mission of the Congregation and to set an example of good leadership all Congregational Council Members shall be a liaison and/or chairperson of a standing committee as defined in the By-Laws and Continuing Resolutions of HOSANNA!.
- C12.05.** The Congregation Council shall be responsible for the financial and property matters of this congregation.
- a. The Congregation Council shall be the board of trustees of this congregation, and, as such, shall be responsible for maintaining and protecting its property and ~~the management of~~managing its business and fiscal affairs. It shall have the powers and be subject to the obligations that pertain to such boards under the laws of the State of Missouri, except as otherwise provided herein.
  - b. The Congregation Council shall not have the authority to buy, sell, or encumber real property unless specifically authorized to do so by a meeting of ~~the~~this congregation.
  - c. The Congregation Council may enter into contracts of up to Three Percent (3%) of the annual budget for items not included in the budget.
  - d. The Congregation Council shall prepare an annual budget for adoption by this congregation, shall supervise the expenditure of funds in accordance therewith following its adoption, and may incur obligations of more than Three Percent (3%) of the annual budget in excess of the anticipated

receipts only after approval by a Congregation Meeting. The budget shall include this congregation's full indicated share in support of the wider ministry being carried on in partnershipcollaboration with the synod and churchwide organization.

- e. The Congregation Council shall ascertain that the financial affairs of this congregation are being conducted efficiently, giving particular attention to the prompt payment of all obligations and to the regular forwarding of benevolencemission support monies to the synodical treasurersynod.
- f. The Congregation Council shall be responsible for this congregation's investments and its total insurance program.

**C12.05.A17** This congregation shall maintain a Memorial Fund for monetary gifts given to the congregation in memory of deceased individuals for use that falls outside normal operating expenses. This policy does not cover will, trust, or estate gifts.

- a. A separate bank account shall be maintained for the Memorial Fund. Funds received shall be recorded, counted, and deposited by the congregation's counters.
- b. The Congregation Treasurer shall serve as the treasurer for the Memorial Fund, recording all gifts, maintaining a list of designations, and dispersing the funds as designated. A list of gifts in memory of an individual shall be provided to that individual's next of kin within a timely manner. A report shall be submitted annually to the congregation and monthly to the Congregation Council.
- c. Gifts to the Memorial Fund may be designated by either the donor, or when no designation is made by the donor, by the next of kin of the deceased. Gifts may only be:
  - 1. Designated to a listed ministry: Children/Youth, Social Ministry, Education, Evangelism, Worship, Music, or Property. OR
  - 2. Designated to an item on Hosanna's Wish List, which shall be maintained by the Congregation Council. OR
  - 3. Used to establish an endowment fund, if approved by and done in consultation with the congregational council. OR
  - 4. Left undesignated.
- d. This congregation retains the right to disperse the funds as deemed appropriate within the category of designation without consultation with or notification of donors or next of kin. The Congregation Council shall give approval of such dispersal.
- e. If funds are designated to items or ministries no longer consistent with Hosanna's vision for ministry, every effort will be made to work with the donor or next of kin to redesignate those funds.
- f. Plaques or markers bearing individual, family, or organizational names will not be attached to or displayed with property of this congregation purchased with memorial funds. However, memorials will be recorded in a publicly displayed ledger.

**C12.05.B19** This congregation shall maintain a Discretionary Assistance Fund for the pastor(s) to provide assistance to members or non-members facing financial or situational hardship.

- a. The Discretionary Fund shall be a non-budgeted fund sustained by gifts designated solely to this purpose.
- b. When possible, funds shall be used for goods and services, rather than cash assistance.
- c. When possible, funds shall be paid directly to established service providers (utilities, businesses, etc.), rather than to individuals.
- d. Funds may not be used for ministry expenses, supplies, or other operating expenses of the congregation.
- e. The fund may not ever be used by the pastor personally, or for his or her family.
- f. No amount over \$400 shall be expended at any one time without advance written permission from the Congregation Council.
- g. The pastor shall request the funds from the treasurer on a funds request form.
- h. The pastor(s) shall document and record distributions from the fund showing the types of assistance provided during any given year. Receipts and/or other documentation shall be obtained and kept with the congregation's other financial records.
- i. The fund shall be audited with other congregational funds.

j. Identities of individuals receiving benefits shall remain confidential between pastor, treasurer, and audit committee.

**C12.06.** The Congregation Council shall see that the provisions of this constitution, its bylaws, and the continuing resolutions are carried out.

**C12.07.** The Congregation Council shall provide for an annual review of the membership roster.

**C12.08.** The Congregation Council shall be responsible for the employment and supervision of the staff of this congregation. Nothing in this provision shall be deemed to affect ~~the~~this congregation's responsibility for the call, terms of call, or termination of call of any employees who are on a roster of this church.

**C12.08.A05.** The purpose of this Continuing Resolution is to define candidate eligibility to fulfill the staff position of church secretary. Due to the sensitive nature of this position, the church secretary shall not be a member of the Hosanna! Evangelical Lutheran Church.

**C12.09.** The Congregation Council shall submit a comprehensive report to this congregation at the annual meeting.

*Note: There is no C12.10 in the Model Constitution for Congregations*

**C12.11.** The Congregation Council shall normally meet once a month. Special meetings may be called by the pastor or the president<sup>2</sup>, and shall be called by the president at the request of at least one-half of its members. Notice of each special meeting shall be given to all who are entitled to be present.

**C12.12.** A quorum for the transaction of business shall consist of a majority of the members of the Congregation Council, including the senior pastor(s) or interim pastor(s), except when the senior pastor(s) or interim pastor(s) requests or consents to be absent and has given prior approval to the agenda for a particular regular or special meeting, which shall be the only business considered at that meeting. Chronic or repeated absence of the senior pastor(s) or interim pastor(s) who has refused approval of the agenda of a subsequent regular or special meeting shall not preclude action by the Congregation Council, following consultation with the synodical synod bishop.

**C12.13.** The Congregation Council and its committees may hold meetings by remote communication, including electronically and by telephone conference, ~~and, to as long as there is an opportunity for~~ simultaneous aural communication or its equivalent. To the extent permitted by state law, notice of all meetings may be provided electronically.

### Chapter 13.

#### CONGREGATION COMMITTEES

**C13.01.** The officers of this congregation and the pastor(s) shall constitute the *Executive Committee*.

**C13.02.** A *Nominating Committee* of six voting members of this congregation, two of whom, if possible, shall be outgoing members of the Congregation Council, shall be elected at the annual meeting for a term of one year. Members of the Nominating Committee are not eligible for consecutive ~~reelection~~re-election.

**C13.03.** An *Audit Committee* of three voting members shall be elected by the Congregation Council. Audit Committee members shall not be members of the Congregation Council. Term of office shall be three years, with one member elected each year. Members shall be eligible for ~~reelection~~re-election.

**C13.04.** ~~A~~Mutual Ministry Committee(s) (in the absence of a mutual ministry committee, the duties shall be fulfilled by the executive committee) shall be appointed jointly by the president and the ~~pastor(s)~~rostered minister. Term of office shall be two years, with three members to be appointed each successive year.

**C13.05.** When a ~~pastoral~~-vacancy occurs in a position for which this congregation calls a rostered minister, a *Call Committee* of six voting members shall be elected by this congregation. Term of office will terminate upon installation of the newly called ~~pastor(s)~~rostered minister.

**C13.06.** Other committees of this congregation may be formed, as the need arises, by decision of the Congregation Council.

**C13.07.** Duties of committees of this congregation shall be specified in the continuing resolutions. The Congregation Committees may be informally referred to as Teams or may create teams for specific responsibilities.

**C13.07.A22.** Duties and mission statements of the standing committees are as follows:

- a. Faith Formation Committee
  - 1) Mission Statement--Share the stories of the Bible and the Good News of Jesus Christ at age-appropriate levels and invite people into greater participation in faith-deepening activities.
  - 2) Responsibilities
    - i) Adult faith formation
    - ii) Baptism resources
    - iii) Nursery
    - iv) Worship activities for children
    - v) Regular gatherings for children and youth to participate in faith formation
    - vi) First Communion instruction
    - vii) Acolyte, crucifer and other worship-helper instruction and invitation
    - viii) Vacation Bible School
    - ix) Confirmation
    - x) High School Youth (The God Squad)
    - xi) Presentation of Bibles to children
    - xii) Back to school blessing
- b. Evangelism Committee
  - 1) Mission Statement – The Evangelism Committee exists to proclaim and live the love of God in Christ Jesus through the fellowship of believers and all the benefits they provide.
  - 2) Responsibilities –
    - i) In-reach to congregational members
    - ii) Out-reach to the community with missional services
    - iii) Fellowship Team to encourage the brotherly love of Christ
- c. Property Committee
  - 1) Mission Statement – To keep a clean and well-maintained facility that serves to welcome people into God’s house.
  - 2) Responsibilities –
    - i) Schedule two facility cleanup (Spring and Fall)
    - ii) Perform maintenance that need attention
    - iii) Hold monthly committee meetings to discuss highly attentive needs
    - iv) Monitor church usage through the set policy
    - v) Assist in monitoring budget and provide church performance for the Congregation Annual meeting
    - vi) Periodically monitor services (Lawn care, snow plow, etc.) to maintain property budget and performance
    - vii) Maintain the upkeep of the church building and the surrounding property.
- d. Social Ministry Committee
  - 1) Mission Statement – HOSANNA! Evangelical Lutheran Church’s Social Ministry is a Christ centered community outreach team which guides support for the local and global social needs.
  - 2) Responsibilities –
    - i) Partner with Metropolitan Lutheran Missions (M.L.M.) to provide assistance for those in need
    - ii) Partner with In As Much Ministry
    - iii) Partner with Harvesters
    - iv) Support our Veterans
    - v) Inform the congregation of community needs
    - vi) Coordinate social ministry projects.
- e. Stewardship Committee
  - 1) Mission Statement – Develop within the congregation a continuous commitment to do God’s work at HOSANNA! Evangelical Lutheran Church in time, talent & financial support.
  - 2) Responsibilities – The Stewardship Committee’s responsibilities are divided between the following teams: Finance, Counters, and Time & Talent.

- i) The Finance team is led by a Finance Secretary and is responsible for:
  - I) Annual Operating Fundraising campaign
  - II) Triennial Building Fund raising campaign
  - III) Quarterly Giving Statements
  - IV) Simply Giving
  - V) Other fund raisers as needed
- ii) Additionally the Financial Secretary shall:
  - I) Be detailed and confidential.
  - II) Post offerings weekly in a ledger system.
  - III) Quarterly statements made available to members for both funds by the 15<sup>th</sup> of the month following the quarter.
  - IV) Maintain a list of pledges that result from campaigns.
  - V) Quarterly statements to include amount pledged.
  - VI) Order envelopes for both funds and deliver labeled envelope sets to church by December 15 each year.
- iii) The Counters team is led by a Counter Coordinator and is responsible for:
  - I) recruiting, training, and scheduling counters in teams of at least 2; and
  - II) providing counting materials including correct forms.
- iv) The Time & Talents team is led by a Time & Talent Coordinator and is responsible for:
  - I) maintaining time and talent list of member responses;
  - II) providing and maintaining the time and talent forms;
  - III) explaining ~~explain~~ time and talent process when requested; and
  - IV) supplying time and talent forms to every confirmed member at least annually.
- f. Worship And Music Committee
  - 1) Mission Statement – Facilitate meaningful worship by encouraging participation in all aspects of worship by the community of HOSANNA! Evangelical Lutheran Church.
  - 2) Responsibilities – The Worship and Music Committee shall oversee the conduct of worship services and the music programs of the Congregation. It sees that worship conducted regularly, assistants (i.e. lay assistants, lectors, oblationers, acolytes, crucifiers, greeters, ushers) are trained and available as needed, and materials are provided and cared for. The altar guild, worship and music planning, and liturgical arts team are part of the worship and music committee.

**C13.08.** The senior pastor(s) of this congregation shall be *ex officio* a member of all committees and boards of ~~the~~this congregation. The president of this congregation shall be *ex officio* a member of all committees and boards of ~~the~~this congregation, except the Nominating Committee.

## Chapter 14.

### ORGANIZATIONS WITHIN ~~THE~~THIS CONGREGATION

**C14.01.** All organizations within this congregation shall exist to aid it in ministering to the members of this congregation and to all persons who can be reached with the Gospel of Christ. As outgrowths and expressions of this congregation's life, the organizations are subject to its oversight and direction. This congregation at its meeting shall determine their policies, guide their activities, and receive reports concerning their membership, work, and finances.

**C14.02.** Special interest groups, other than those of the official organizations of the Evangelical Lutheran Church in America, may be organized only after authorization has been given by the Congregation Council [and specified in a continuing resolution-].

## Chapter 15.

### DISCIPLINE OF MEMBERS AND ADJUDICATION

**\*C15.01.** Persistent and public denial of the Christian faith, willful or criminal conduct grossly unbecoming a member of the Church of Christ, continual and intentional interference with the ministry of ~~the~~this congregation, or willful and repeated harassment or defamation of member(s) of ~~the~~this congregation is sufficient cause for

discipline of a member. Prior to disciplinary action, reconciliation and repentance will be attempted following Matthew 18:15–17, proceeding through these successive steps, as necessary: a) private counsel and admonition by the pastor, b) censure and admonition by the pastor in the presence of two or three witnesses, c) written referral of the matter by the Congregation Council to the vice president of the synod, who will refer it to a consultation panel drawn from the Consultation Committee of the synod, and d) written referral of the matter by the consultation panel to the Committee on Discipline of the synod. If, for any reason, the pastor is unable to administer the admonitions required by paragraphs a. and b. hereof, those steps may be performed by another pastor chosen by the Executive Committee of the Congregation Council.

- \*C15.02. The process for discipline of a member of ~~the~~this congregation shall be governed as prescribed by the chapter on discipline in the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*. If the counseling, censure, and admonitions pursuant to \*C15.01. do not result in repentance and amendment of life, charges against the accused member(s) that are specific and in writing may be prepared by the Congregation Council, signed, and submitted to the vice president of the synod. The vice president shall select from the synod's Consultation Committee a panel of five members (three ~~lay persons~~laypersons and two ~~clergy~~rostered ministers). A copy of the written charges shall be provided to the consultation panel and the accused member(s). The consultation panel, after requesting a written reply to the charges from the accused member(s), shall consider the matter and seek a resolution by means of investigation, consultation, mediation, or whatever other means may seem appropriate. The panel's efforts to reach a mutually agreeable resolution shall continue for no more than 45 days after the matter is submitted to it.
- \*C15.03. If the consultation panel fails to resolve the matter, that panel shall refer the case in writing, including the written charges and the accused member's reply, to the Committee on Discipline of the synod for a hearing. A copy of the panel's written referral shall be delivered to the vice president of the synod, the Congregation Council, and the accused member(s) at the same time it is sent to the Committee on Discipline of the synod. The Executive Committee of the Synod Council shall then select six members from the Committee on Discipline to decide the case, and shall appoint a member of the Synod Council to preside as nonvoting chair. Those six members, plus the nonvoting chair, comprise the discipline hearing panel for deciding the case. The Congregation Council and the accused member(s) are the parties to the case.
- \*C15.04. The discipline hearing panel shall commence and conduct the disciplinary hearing in accordance with the provisions governing discipline of congregation members prescribed in the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*.
- \*C15.05. By the vote of at least two-thirds of the members of the discipline hearing panel who are present and voting, one of the following disciplinary sanctions can be imposed:
- suspension from the privileges of congregation membership for a designated period of time;
  - suspension from the privileges of congregation membership until the pastor and Congregation Council receive evidence, satisfactory to them, of repentance and amendment of life;
  - termination of membership in ~~the~~this congregation; or
  - termination of membership in ~~the~~this congregation and exclusion from the church property and from all congregation activities.
- \*C15.06. The written decision of the discipline hearing panel shall be sent to the vice president of the synod, the accused member(s), and the Congregation Council as required by the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*. The decision of the discipline hearing panel shall be implemented by the Congregation Council and recorded in the minutes of the next council meeting.
- \*C15.07. No member of ~~the~~this congregation shall be subject to discipline a second time for offenses that a discipline hearing panel has heard previously and decided pursuant to this chapter.
- \*C15.10. **Adjudication**
- \*C15.11. When there is disagreement between or among factions within this congregation on a substantive issue ~~that~~which cannot be resolved by the parties, members of this congregation ~~shall have access to~~may petition the ~~synod~~synod bishop for consultation after informing the ~~chair of the Congregation Council~~president of this congregation of their intent ~~to do so. The synod bishop shall seek a timely resolution of the dispute.~~ If the issue relates directly to the pastor, the bishop may begin

~~the process in †S14.18.d. In all other matters, if the bishop's consultation fails to resolve the issue(s); the, the bishop shall refer the matter to the~~ Consultation Committee of the synod ~~shall consider the matter, which shall undertake efforts to find an appropriate solution.~~ If the Consultation ~~Committee of the synod shall~~ Committee's efforts fail to resolve the ~~issue(s);dispute,~~ the entire matter shall be referred to the Synod Council, ~~whose for adjudication by whatever process the Council deems necessary.~~ The Synod Council's decision shall be final.

## ~~Chapter 16.~~

### ~~BYLAWS~~

~~\*C16.01. This congregation may adopt bylaws. No bylaw may conflict with this constitution.~~

~~\*C16.02. Bylaws may be adopted or amended at any legally called meeting of this congregation with a quorum present by a majority vote of those voting members present and voting.~~

~~\*C16.03. Changes to the bylaws may be proposed by any voting member, provided that such additions or amendments be submitted in writing to the Congregation Council at least 60 days before a regular or special Congregation Meeting called for that purpose. The Congregation Council shall notify the congregation's members of the proposal with the council's recommendations at least 30 days in advance of the Congregation Meeting. Notification may take place by mail or electronic means, as permitted by state law.~~

~~\*C16.04. Approved changes to the bylaws shall be sent by the secretary of this congregation to the synod.~~

*Note: Chapters 16 and 17 are reordered.*

## ~~Chapter 17.~~

### ~~AMENDMENTS~~

~~\*C17.01. Unless provision \*C17.04. is applicable, those sections of this constitution that are not required, in accord with the *Model Constitution for Congregations of the Evangelical Lutheran Church in America*, may be amended in the following manner. Amendments may be proposed by at least Ten Percent (10%) of voting members or by the Congregation Council. Proposals must be filed in writing with the Congregation Council 60 days before formal consideration by this congregation at a regular or special Congregation Meeting called for that purpose. The Congregation Council shall notify ~~the this~~ congregation's members of the proposal together with the council's recommendations at least 30 days in advance of the meeting. Notification may take place by mail or electronic means, as permitted by state law.~~

~~\*C17.02. An amendment to this constitution, proposed under \*C17.01., shall:~~

- ~~a. be approved at a any legally called Congregation Meeting according to this constitution meeting of this congregation by a majority vote of those voting members present and voting; and~~
- ~~b. be ratified without change at the next annual meeting regular meeting of this congregation by a two-thirds majority vote of those voting members present and voting. ; and~~
- ~~c. have the effective date included in the resolution<sup>2</sup> and noted in the constitution.~~

~~{Footnote also deleted}~~

~~<sup>2</sup>Such an effective date must be stated in relation to the requirements of \*C16.03. to allow time for the synod's review of the amendment.~~

~~\*C17.03. Any amendments to this constitution that result from the processes provided in \*C17.01. and \*C17.02. shall be sent by the secretary of this congregation to the synod. The synod shall notify ~~the this~~ congregation of its decision to approve or disapprove the proposed changes; the changes shall go into effect upon notification that the synod has approved them.~~

~~\*C17.04. This constitution may be amended to bring any section into conformity with a section or sections, either required or not required, of the *Model Constitution for Congregations of the Evangelical Lutheran Church in America* as most recently amended by the Churchwide Assembly. Such amendments may be approved by a simple majority vote of those voting members present and voting at any legally called meeting of ~~the this~~ congregation without presentation at a prior meeting of ~~the this~~ congregation, provided that the Congregation Council has submitted by mail or electronic means, as permitted by state law, notice to the congregation of such an amendment or amendments, together with the council's recommendations, at least 30 days prior to the meeting. Upon the request of at least 10% of the two (2) voting members of ~~the this~~ congregation, the Congregation Council shall~~

submit such notice. Following the adoption of an amendment, the secretary of ~~the this~~ congregation shall submit a copy thereof to the synod. Such provisions shall become effective immediately following the congregation's ~~a~~ vote of approval.

## Chapter 17. BYLAWS

- \*C17.01. This congregation may adopt bylaws. No bylaw may conflict with this constitution.
- \*C17.02. Bylaws may be adopted or amended at any legally called meeting of this congregation with a quorum present by a ~~majority~~ two-thirds vote of those voting members present and voting.
- \*C17.03. Changes to the bylaws may be proposed by any voting member, provided that such additions or amendments be submitted in writing to the Congregation Council at least 60 days before a regular or special Congregation Meeting called for that purpose. The Congregation Council shall notify this congregation's members of the proposal with the council's recommendations at least 30 days in advance of the Congregation Meeting. Notification may take place by mail or electronic means, as permitted by state law.
- ~~\*C17.04.~~ Approved changes to the bylaws Adopted or amended bylaws shall be sent by the secretary of this congregation to the synod.

## **Chapter 18.** **CONTINUING RESOLUTIONS**

- ~~\*C18.01.-~~ The This congregation in a legally called meeting or the Congregation Council may enact continuing resolutions. Such continuing resolutions may not conflict with the constitution or bylaws of this congregation.
- ~~\*C18.02.~~ Continuing resolutions shall be enacted or amended by a majority vote of a meeting of ~~the this~~ congregation or a two-thirds vote of all voting members of the Congregation Council.
- ~~\*C18.03.~~ Adopted or amended continuing resolutions shall be sent by the secretary of this congregation to the synod.

## **Chapter 19.** **INDEMNIFICATION**

- ~~\*C19.01.~~ Consistent with the provisions of the laws under which this congregation is incorporated, this congregation may adopt provisions providing indemnification for each person who, by reason of the fact that such person is or was a Congregation Council member, officer, employee, agent, or other member of any committee of this congregation, was or is threatened to be made a party to any threatened, pending, or completed civil, criminal, administrative, arbitration, or investigative proceeding.

## **Chapter 20.** **PARISH AUTHORIZATION**

[\* Required provisions when congregation is part of a parish]

- ~~\*C20.01.~~ This congregation may unite ~~in partnership~~ with one or more other congregations recognized by the synod named in \*C6.01. to form a parish. Except as provided in \*C20.02. and \*C20.03., a written agreement, developed in consultation with the synod and approved by the voting members of each congregation participating in the parish, shall specify the powers and responsibilities that have been delegated to ~~a Parish Council~~ the Parish Council. The Parish Agreement shall identify which congregation of the parish issues calls on behalf of the member congregations or shall establish a process for identifying which congregation issues calls on behalf of the member congregations.
- ~~\*C20.02.~~ Whenever a letter of call is being recommended for extension to an ordained minister of the Evangelical Lutheran Church in America or a candidate for the roster of ordained ministers who has

~~been recommended to the~~One congregation ~~by the synodical~~ of a parish shall issue a call on behalf of the member congregations to a minister of Word and Sacrament or a candidate for the roster of Ministers of Word and Sacrament who has been recommended by the synod bishop to serve the congregations of ~~at the~~ parish, ~~such letter of~~. Such a call shall be ~~first~~ approved prior to issuance by a two-thirds vote at ~~congregational meetings~~ a congregation meeting of each ~~of the congregations~~ congregation forming the parish. If any congregation of the parish should fail to approve ~~extending this~~ the call, the other congregation(s) ~~in~~ congregations of the parish shall have the right to terminate the parish agreement.

- ~~\*C20.03.~~ \*C20.03. One congregation of a parish may issue a call on behalf of the member congregations to a minister of Word and Service or a candidate for the roster of Ministers of Word and Service who has been recommended by the synod bishop to serve the congregations of the parish. Such a call shall be approved prior to issuance by a two-thirds vote at a congregation meeting of each congregation forming the parish. If any congregation of the parish should fail to approve the call, the other congregations of the parish shall have the right to terminate the parish agreement.
- ~~\*C20.04.~~ \*C20.04. Any one of the congregations of the parish may terminate their relationship with the pastor as provided in †S14.18.d. of the synod constitution of the synod named in \*C6.01. In such case, the other congregation(s) of the same parish shall have the right to terminate the parish ~~arrangement~~ agreement.
- ~~\*C20.0305.~~ \*C20.0305. Any one of the congregations of ~~at the~~ parish may terminate ~~the call~~ their relationship with a minister of ~~a pastor~~ Word and Service as provided in †S14.1343.d. of the ~~synodical~~ synod constitution of the synod named in \*C6.01. In such case, the other congregation(s) ~~in~~ of the same parish shall have the right to terminate the parish ~~arrangement~~ agreement.
- ~~\*C20.04-06.~~ \*C20.04-06. Whenever a parish ~~arrangement~~ agreement is terminated, the call of any rostered ~~person~~ minister serving that parish is terminated. Should any congregation that ~~was~~ formerly ~~was~~ part of the parish ~~arrangement~~ agreement desire to issue a new call to that rostered ~~person~~ minister, it may do so in accordance with the call process of this church.

## NOTES ON THE CONSTITUTION - *Not part of the constitution*

### INTRODUCTION to the Model Constitution for Congregations

The *Model Constitution for Congregations*, 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 *Model Constitution for Congregations* is deeply rooted in Scripture, the Lutheran Confessions, and the history of this church and its predecessors.

The *Model Constitution for Congregations* originally was adopted by the Constituting Convention of the Evangelical Lutheran Church in America and has been amended by subsequent churchwide assemblies. This edition includes amendments approved by the sixteenth Churchwide Assembly in 2022. 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 AND RECOMMENDED PROVISIONS

Sections of this constitution marked by [\*] are **required provisions** when a congregation amends its governing documents. These sections must be used without alteration or amendment of the text in any manner (i.e., neither additions nor deletions are permissible). This requirement is based on provision 9.52. in the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America*, which requires that when a congregation of this church “wishes to amend any provision of its governing documents, the governing documents of that congregation shall be so amended to conform to 9.25.b.” in the ELCA constitution. Provisions in the *Model Constitution for Congregations* identified by [\*] are those required under ELCA constitutional provision 9.25.b.

The other provisions in the *Model Constitution for Congregations* (those that are not marked by [\*]) are **recommended provisions**. These provisions provide suggested wording that congregations may find useful. They may be included, omitted, or altered at the discretion of the individual congregation.

## REVIEW BY SYNOD

Each congregation of this church is to provide a copy of its governing documents, and any amendments thereto, to its synod. In accordance with ELCA bylaw 9.53.03. and Chapters 16, 17, and 18 of the *Model Constitution for Congregations*, certain amendments to a congregation constitution only become effective when approved by the synod, while others need only be reported to the synod. (For a full explanation of the amendment and review process, please see the chapters referenced above in this paragraph.)

For those changes that require synod review, the synod shall notify the congregation of its decision to approve or disapprove the proposed changes; the changes go into effect upon notification that the synod has approved them. No governing document amendment will be approved by a synod if it conflicts with the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America* or with any provisions of the *Model Constitution for Congregations*.

Amendments that bring the congregation's constitution into conformity with the *Model Constitution for Congregations*, whether to match required or recommended provisions, go into effect immediately upon approval by the congregation meeting, and are then reported to the synod.

In order to be sure that amendments meet constitutional requirements and avoid potential problems, congregations are strongly urged to submit all proposed amendments to a congregation's constitutional provisions, bylaws, and continuing resolutions to the synod for review before voting on them.

## CODIFICATION EXPLANATION

The *Model Constitution for Congregations*, like the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America* and the *Constitution for Synods*, is organized into chapters by general subject matter and codified as follows:

- a. Constitutional provisions in the *Model Constitution for Congregations* are codified with two sets of numbers, preceded by a "C": the chapter number followed by a period, and a two-digit sequence number also followed by a period.
  1. **Required constitutional provisions**, as explained above, are preceded by [\*]. For example, \*C5.02. is a required constitutional provision in Chapter 5, the chapter on Powers of the Congregation.
  2. **Recommended constitutional provisions**, as explained above, are not preceded by [\*]. For example, C5.05. is a recommended provision in Chapter 5, the chapter on Powers of the Congregation.
  3. **Other constitutional provisions**, including modified versions of the recommended provisions, may be proposed and adopted by individual congregations. Such provisions may not conflict with the Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America and are adopted and become effective in accordance with Chapter 16 of the *Model Constitution for Congregations*.
- b. The *Model Constitution for Congregations* contains no required or recommended bylaws. If a congregation chooses to adopt bylaws, they should be codified with three sets of numbers, each followed by a period: the chapter number (preceded by a "C"), the related constitutional provision number, and a two-digit bylaw number. For example, a bylaw could be codified as C5.03.01.

Bylaws are adopted and amended in accordance with Chapter 17 of the *Model Constitution for Congregations*. Congregations may adopt bylaws related to each congregation's organization, operation, and life. Bylaws should be incorporated following the constitutional provisions to which they apply. They should not be organized in a separate section or document.

- c. The *Model Constitution for Congregations* does not contain any suggested continuing resolutions. If congregations adopt **continuing resolutions**, those also are codified with three sets of numbers, except that the third set is preceded by a capital letter indicating sequence and a two-digit number indicating the year of its adoption. For example, if a congregation adopted one or more continuing resolutions in 2022 related to the Powers of the Congregation, the first continuing resolution adopted could be numbered “C5.03.A22.”

Continuing resolutions are adopted and amended in accordance with Chapter 18 of the Model Constitution for Congregations. They are intended to provide more detailed descriptions of operational patterns and practices within the congregation. They should be incorporated following the constitutional provisions and/or bylaws to which they apply. They should not be organized in a separate section or document.

Each congregation has discretion and may develop its own constitutional provisions, bylaws, and continuing resolutions (including bylaws and continuing resolutions related to required constitutional provisions) as long as they do not conflict with the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America* or required constitutional provisions in the *Model Constitution for Congregations*.

**Note:** In some chapters, you will see that certain numbers are missing from the numbering sequence. These omissions are intentional in order to provide options for future additions.

### **ADDITIONAL CONSIDERATIONS**

- Alternatives are provided in some places within the Model Constitution for Congregations. Alternatives are noted by brackets or blank lines. For example, constitutional provision \*C9.01. offers the alternative of election of a call committee by the congregation or by the Congregation Council. Only one alternative should be chosen in each instance where brackets appear in the text. In other provisions, entire alternative provisions are provided. For example, in C11.02., options are provided separated by the word “or.” Each congregation should select one of those options. Where a blank line appears, such as in C12.01., the appropriate word, phrase, or number determined by the individual congregation should be inserted.
- “Church” with a capital letter is used in references to the one, holy, catholic, and apostolic Church. In references to the Evangelical Lutheran Church in America, the words “church” and “this church” in lower case letters are employed.

The important task of amending a constitution is challenging. It is, however, an essential endeavor that merits thoughtful work. Accordingly, each congregation should review its governing documents regularly, at least following each triennial Churchwide Assembly. Documents summarizing amendments to the *Model Constitution for Congregations* are posted on the Office of the Secretary page on ELCA.org shortly after each Churchwide Assembly. In addressing your 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 Sue E. Rothmeyer  
Evangelical Lutheran Church in America  
August 12, 2022