

Analysis of General Conference Legislation - DRAFT

Petition 90016 and 90017 – Wespeth – passed with amendment and is **constitutional**.

Petition 90015 – More time for Central Conference implementation. Passed as amended.

Petition 90032 – Clarifying definition of homosexuality – is **constitutional** and passed with no amendments - The definition of self-avowed practicing homosexual now includes people living in a same-sex marriage, domestic partnership or civil union, or is a person who publicly states she or he is a practicing homosexual.

Petitions 90033, 90034, 90035 – Episcopal Authority – **unconstitutional**

Petition 90036 – Episcopal Responsibility – **constitutional** and passed with no amendments - Bishops are prohibited from consecrating bishops who are self-avowed homosexuals even if they have been elected. Bishops are prohibited from commissioning or ordaining those on the deacon or elder track if the BOOM has determined the individual is a self-avowed practicing homosexual.

Petition 90037 – Composition of BOOM – passed with amendment - (constitutionality uncertain after amendment) - BOOM members must certify to the bishop that they will uphold the Book of Discipline in its entirety – previously **unconstitutional**

Petition 90038 – Full Examination of Candidates – **unconstitutional**

Petition 90039 – Composition of BOOM – **unconstitutional**

Petition 90040 – Composition of BOOM – **unconstitutional**

Petition 90042 – Minimum Penalty – **constitutional** and passed - The minimum penalty if someone is convicted of conducting ceremonies or same-sex weddings is one-year suspension without pay (first offense), and termination (second offense)

Petition 90043 – Qualifications for Ministry – **constitutional** and passed - The DCOM and BOOM shall not approve or recommend persons who does not meet the qualifications after full examination and the bishop shall rule any unqualified candidate so recommended out of order

Petition 90044 – Complaint Process – **constitutional** and passed - Bishops can only dismiss complaint if it has no basis in law and the reason for dismissal is shared with complainant

Petition 90045 – Just Resolution – **constitutional** except for second sentence and passed - Just resolutions must state all identified harms and how they will be addressed to the complainant

Petition 90046 – Just Resolution – **constitutional** and passed - every effort should be made for just resolution to be agreed upon by the complainant

Petition 90047 – Church Appeal – **constitutional** and passed - Church can appeal based on egregious errors of law

Petition 90066 – Disaffiliation (Taylor) – minority report passed as amended – constitutionality uncertain