

**TITLE IV TASK FORCE II ON DISCIPLINARY POLICIES AND PROCEDURES**

**MEMBERSHIP**

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**Consultants:** Sally Johnson, Esq., Church Pension Fund and the Rt. Rev. F. Clayton Matthews, Office of Pastoral Development.

**Task Force Representatives at Convention:** The Rt. Rev. Dorsey F. Henderson, the Rt. Rev. Robert L. Fitzpatrick, Stephen F. Hutchinson, Duncan A. Bayne, Ellen Bruckner and the Rev. Barbara Bender-Brock will be at General Convention and are authorized to receive non-substantive amendments to this report.

**SUMMARY OF WORK**

In the face of criticisms that the 1994 Title IV (then in use) was overly militaristic and rigid in its application and lacked a theological foundation, the 73rd General Convention resolved that a Task Force should be formed, charged with the responsibility of reviewing the existing Title IV, researching the disciplinary policies and procedures of other churches and various professions, making an interim report to the 2003 General Convention and bring to the 75th General Convention recommendations for the revision of Title IV of the Constitution and Canons of The Episcopal Church. (See GC Resolution 2000-A028).

After six years of work (summarized on pages 408-410 in the 2006 Task Force Blue Book Report), the Task Force submitted a complete revision of Title IV to the 75th General Convention for its consideration (Resolution A153, Proposed Title IV Revisions). Following extensive debate in the Cognate Canons Committee of both the House of Deputies and the House of Bishops, the Committee determined to send an alternate A153 to the legislative floors. This alternate was adopted by both Houses, and states:

*Resolved,* That the 75th General Convention express its sincere and abiding appreciation and gratitude for the diligent, intensive and dedicated work and leadership of the Task Force on Disciplinary Policies and Procedures (“Task Force I”) since 2001 in the research, drafting, listening, and communicating of and about its work to develop a comprehensive revision to Title IV of the Church Canons, so that our Canons on discipline reflect our ecclesiology and theology; and be it further

*Resolved,* That the 75th General Convention endorse the principles and values expressed in Task Force I’s proposed new Canon IV.1:

By virtue of our Baptismal Covenant, all members of this Church are called to holiness of life and accountability to one another. The Church and each Diocese shall support their members in their life in Christ and shall hold one another accountable as provided in this Title; and be it further

*Resolved,* That the 75th General Convention acknowledge that the work of Task Force I requires further work, reflection and perfection; and be it further

## Title IV Task Force II on Disciplinary Policies and Procedures

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*Resolved*, That Resolution A153 and the work of and documents from Task Force I be referred to a new Title IV Task Force (“Task Force II”) of twelve persons comprising: three members appointed by the Standing Commission on Constitution and Canons, three members appointed by the Standing Commission on Ministry Development, and six other members, to include three members of Task Force I, jointly appointed by the President of the House of Deputies and the Presiding Bishop. Task Force II shall be charged to complete and perfect this vital work, continuing the focus on the following critical goals, concerns and values:

1. Reflect the values, ecclesiology, and theology of the Church;
2. Move Title IV towards a reconciliation model for all appropriate circumstances;
3. Encourage the prompt resolution of conflicts in the Church and the reconciliation of persons involved in those conflicts at the earliest appropriate time and the lowest appropriate level of the Church;
4. Consider the possible inclusion of certain Lay Persons in Title IV whose office or other leadership role makes inclusion appropriate, provided the treatment of their accountability and discipline is commensurate with their lay status, responsibilities and commitments;
5. Maintain the historic pastoral role and canonical authority of Bishops; and
6. Respect the roles, rights, and integrity of those persons subject to Title IV, and of injured persons, communities, Parishes, Missions, Congregations, and the Church.

And be it further

*Resolved*, That Task Force II meet during the next triennium, giving the Church due notice of its meetings; that it make available such periodic reports of its work as will best inform the Church of its activities; and that it make a final report, with a proposed Title IV revision along with explanatory and educational materials, to the 76<sup>th</sup> General Convention not later than January 1, 2009, and be it further

*Resolved*, That the 75<sup>th</sup> General Convention consider a budget allocation of \$60,000 for the implementation of this Resolution.

This adoption by General Convention followed action that had already been taken on the budget for the triennium, and no funds had been allocated for this work. Funding in the amount of \$30,000 was eventually identified, and the work of Task Force II was then scheduled to proceed. Unfortunately, this sum has proven insufficient to cover all the needs of Task Force II in completing its mission, and the members of Task Force II sincerely appreciate the ministry of those who have provided funding outside of the routine channels. As it was, much of the work of Task Force II was done by telephone or electronically, thus preventing further expense.

Task Force II first met in person and by telephone on May 2, 2007, in San Diego, California, prior to the National Chancellor’s Conference. Stephen Hutchinson was appointed Chair by the selecting authority, and Duncan Bayne was appointed Secretary by the Chair, with the consent of the participating members. The members principally discussed how they would work together and established the first face-to-face meeting for Kansas City, Missouri, from July 19 to 21, 2007. At that meeting Task Force II identified a number of issues in the 2006 draft which had raised concerns and made decisions regarding continued inclusion. A drafting group, chaired by Joseph Delafield, was selected and the work of revision was commenced in earnest.

A first redraft of the 2006 proposal was circulated electronically among the Task Force II members on July 31, 2007. Extensive comments were exchanged among the members over the following weeks.

At its third meeting, September 30-October 2, 2007, in Minneapolis, Minnesota, the initial redraft of Title IV was reviewed and comments about further changes were made. A revised redraft was circulated electronically on November 15, 2007, and was the subject of a telephone conference on December 14, 2007. An *Exposure Draft* was published on The Episcopal Church web site, with provisions for comment by any interested reader. Many comments were received before the established deadline of June 30, 2008, both through the web site and from other sources. All comments were considered, but not all resulted in changes to the draft. A third redraft was prepared and, at a meeting of the Task Force II in New Orleans on September 28-October 1, 2008, was further edited. A final edit of the Blue

Book draft was then discussed and approved by telephone conference on October 28, 2008, among the Task Force II members.

Throughout 2008 presentations were made to many groups in the church, including the House of Bishops, Standing Commission on Constitution and Canons (twice), Executive Council and a number of provincial meetings. Many of the salient comments from these groups and others were incorporated into the final draft. We expect these meetings to continue until the convening of General Convention. It is fair to say that all corners of the church have had the opportunity to review and comment on the work of the Task Force and to have their comments reflected in the final draft. Many comments were received from public discussion. The following considerations may help one to understand some of the drafting decisions that were made.

#### **UNDERLYING THEOLOGICAL PRINCIPLES**

At the request of the original Task Force, the Reverend Pamela Cooper-White, Ph.D., prepared a paper expressing both her thoughts and those of the Task Force as to what elements needed to be included in any process of discipline within The Episcopal Church. This paper was reproduced in the Blue Book for the 74<sup>th</sup> General Convention and can be summarized as focusing on four distinct elements: (1) safety for all persons involved in discipline (sanctuary being a principle long sanctioned in the Christian tradition); (2) truth-telling, leading to the elimination of toxic secrecy and shame; (3) healing, with its verbal roots in “salve”, the same root as for “salvation”; and (4) reconciliation, to free and strengthen the church in its true mission to the world.

As stated by Task Force II member Bishop Dorsey Henderson in his opening remarks at the presentation of the draft at the House of Bishops:

“Two different task forces have worked to produce this present proposal. But both task forces strove to immerse every conversation, every dialogue, and every consideration, in prayer, from beginning to end—and to under gird every proposal, in whole or in part, with solid theological reflection. When there are allegations of wrongdoing, what is the Church called to be ...what is the Church called to do...what is the faithful response of the Church...to those allegations? We started, to be sure, with Jesus Christ and our understanding of both mission and ministry. It goes without saying that the very mission of Christ is the mission of the Church: “to restore all people to unity *with God and each other* in Christ”. We found guidance, too, in St. Paul’s understanding of the Church’s *ministry*: “God has given us the ministry of reconciliation” (2<sup>nd</sup> Cor. 5). And so, within those larger contexts, we attempted to be ever mindful of questions like these: How does the Church appropriately respond to allegations of wrongdoing with a process that is as faithful to God’s justice, mercy and peace as, by God’s grace, we can design and utilize? How, by God’s grace, do we provide the channels of Christ’s healing where injury has occurred – for both victim and offender? How, in particular, does the bishop, as chief priest and pastor, “seek and serve Christ in all persons” whose lives are touched, effected, invaded by allegations of, or actual, misconduct. If honesty and acknowledgement of responsibility are essential elements of God’s reconciliation, how do we best provide for that? How is Christian compassion effectively and best integrated into a process of justice and peace? How is the Church’s law shaped into a form which is faithful to God’s law, to God’s call for confession and forgiveness, within a Church called to the mission of unity and the ministry of reconciliation? We pray that what we now have before us is, by God’s grace, a faithful response to those questions – or at least a significant progress in the right direction.”

#### **DISCIPLINE OF THE LAITY**

The laity was included as a subject of discipline in the 2006 draft—a concept that was roundly criticized. Task Force II proposed that this be addressed by inserting an express right of removal of lay persons from ecclesiastical offices in Title I, rather than inserting full disciplinary procedures in Title IV, but this too caused extensive objections as being overreaching and unnecessary. It is the judgment of Task Force II that the time is not yet propitious for the inclusion of disciplinary provisions for the laity other than as already provided in the Book of Common Prayer, and no inclusion of laity is contemplated at this time.

**IMPAIRMENT OF THE CLERGY**

The 2006 draft provided for instances of impairment of the clergy from alcohol, disease or other cause, and potential suspension until the impairment was relieved. Task Force II initially proposed specific language to be incorporated into Title III, but has since concluded that this needs further reflection. Therefore, Task Force II is requesting that this subject be referred for further study by the Standing Commission on Ministry Development, and a Resolution to this end is included in this report.

**NUMBER OF PERSONNEL INVOLVED IN DISCIPLINE**

Under the present Title IV there is the potential for at least 15 people to be directly involved in any misconduct matter: the offending member of the clergy, his or her consultant, the bishop, the canon to the ordinary, the diocesan review committee (in some cases the standing committee), usually a five member ecclesiastical trial court, the church attorney, not to mention lay assessor(s), and investigators, which many, if not most, dioceses also have available under contract if not already on staff. Under the proposal this number would be substantially less and would include: the intake officer, bishop, investigator, seven members of the Disciplinary Board (or less as specified in diocesan canon) and church attorney. Dioceses may also combine efforts by agreement between them.

**PASTORAL RESPONSES**

The proposal requires a pastoral response appropriate to the occasion in every circumstance. Flexibility has been built in to foster in all cases as far as possible healing, forgiveness, repentance and reconciliation among the affected parties.

**AUTHORITY OF BISHOPS**

The authority of bishops is not substantially changed. A number of proposals were included in the *Exposure Draft*, but were modified or removed in the final. An Agreement for Discipline between a bishop and respondent generally no longer requires review, but the bishop does consult with others to ensure that the elements which underlie the draft's approach to discipline are reflected in the Agreement. Only an Agreement for Discipline between the Presiding Bishop and another bishop requires consent from the Disciplinary Board for Bishops. Further, the bishop has authority to modify terms of an order, as well as a sentence, and has more time in which to consider approval of a pending order.

**SELF REPORTING**

All clergy are required by the proposal to report any matters which may constitute an offense, including their own, except for matters kept private within the Rite of Reconciliation of a Penitent. Criticisms of this provision fail to recognize the distinction between the Constitutional protections provided for an accused in a criminal matter and those which might be appropriate in an ecclesiastical proceeding. Fundamental to our work is the need for truth-telling, honesty and acknowledgement of responsibility, which is arguably inconsistent with some Constitutional rights citizens hold. Reconciliation and the other desired results are simply not possible if the accused member of the clergy can simply hide the truth.

**EXTENT OF CHANGES**

An unfortunate outgrowth of a revision such as here brought forth is an appearance that the changes are vast. Such is simply not the case here. The large bulk of Title IV is, or will be, unchanged. Task Force II did not attempt to reinvent the wheel, but simply to express in new language much of what already existed. The abandonment provisions, appeals and modifications are essentially untouched, as is most of the other content of the Canon. What has changed is the process by which complaints are brought and heard.

Although the primary work of Task Force II has been completed, should the draft revisions be adopted by General Convention, much remains to be done in education and training of dioceses and personnel involved—or to be involved—in the process of discipline. Members of Task Force II remain available to conduct or participate in this training and in fact have already begun drafting model diocesan Canons and educational material for implementation of the changes if this draft is adopted. To this end, Task Force II requests a budget allocation of \$15,000 to complete this work.

Title IV Task Force II  
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Duncan A. Bayne, Esq., Secretary  
The Reverend Barbara Bender-Breck  
Ms. Ellen Bruckner  
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The Right Reverend Robert L. Fitzpatrick  
Mr. Luis Gonzalez  
The Right Reverend Dorsey F. Henderson  
Fred C. Isaac, Esq.  
The Right Reverend C. Wallis Ohl, Jr.  
The Reverend R. Stan Runnels  
Diane E. Sammons, Esq.

**PROPOSED TITLE IV REVISIONS**

**RESOLUTION A185 PROPOSED TITLE IV REVISIONS**

1 *Resolved*, the House of \_\_\_\_\_ concurring, That the whole of Title IV of the Constitution and Canons for the Government  
2 of The Episcopal Church be amended to read as follows:

3 **TITLE IV**

4 **ECCLESIASTICAL DISCIPLINE**

5  
6 **CANON 1: Of Accountability and Ecclesiastical Discipline**

7  
8 By virtue of Baptism, all members of the Church are called to holiness of life and accountability to one another. The  
9 Church and each Diocese shall support their members in their life in Christ and seek resolve conflicts by promoting  
10 healing, repentance, forgiveness, restitution, justice, amendment of life and reconciliation among all involved or affected.  
11 This Title applies to Members of the Clergy, who have by their vows at ordination accepted additional responsibilities and  
12 accountabilities for doctrine, discipline, worship and obedience.

13  
14 **CANON 2: Of Terminology Used in this Title**

15  
16 Except as otherwise expressly provided or unless the context otherwise requires, as used in this Title the following terms  
17 and phrases shall have the following meanings:

18  
19 **Accord** shall mean a written Resolution, which is negotiated and agreed among the parties resulting from an agreement  
20 for discipline under Canon IV.9, conciliation under Canon IV.10 or a Conference Panel proceeding under Canon IV.12.  
21 All Accords shall meet the requirements of Canon IV.14.

22 **Administrative Leave** shall mean a restriction on ministry in which the exercise of the Respondent's ministry is  
23 suspended in its entirety during the period of the Administrative Leave and may include suspension from any ecclesiastical  
24 and related secular office.

25 **Advisor** shall mean a person designated to support, assist, consult with and advise a Complainant or Respondent in any  
26 matter of discipline under this Title as provided in Canon IV.19.10.

27 **Church Attorney** shall mean one or more attorneys selected pursuant to Diocesan Canons to represent the Church in  
28 proceedings as provided in this Title. A Church Attorney shall perform all functions on behalf of the Church necessary to  
29 advance proceedings under this Title and shall have the following powers, in addition to the powers and duties otherwise  
30 provided in this Title: **(a)** to receive and review the Intake Officer's report; **(b)** to conduct investigations and oversee the  
31 Investigator and, in connection with such investigations; to have access to the personnel, books and records of the  
32 Diocese and its constituent parts; and to receive and review the reports of the Investigator; **(c)** to determine, in the  
33 exercise of the Church Attorney's discretion, whether the reported information, if true, would be grounds for discipline;  
34 and **(d)** to exercise discretion consistent with this Title and the interests of the Church by declining to advance

35 proceedings or by referring any matter back to the Intake Officer or the Bishop Diocesan for pastoral response in lieu of  
36 disciplinary action. In representing the Church, a Church Attorney may consult with the Conference Panel.

37 **Community** shall mean that part of the Church in which a Member of the Clergy performs his or her ministry, such as a  
38 Diocese, Parish, Mission, school, seminary, hospital, camp or any similar institution.

39 **Complainant** shall mean (a) the person or persons from whom the Intake Officer receives information concerning an  
40 Offense or (b) any Injured Person designated by the Bishop Diocesan who, in the Bishop Diocesan's discretion, should  
41 be afforded the status of a Complainant, provided, however, that any Injured Person so designated may decline such  
42 designation.

43 **Conciliator** shall mean a person appointed to seek the resolution of a matter under Canon IV.10.

44 **Conduct Unbecoming a Member of the Clergy** shall mean any disorder or neglect that prejudices the reputation, good  
45 order and discipline of the Church, or any conduct of a nature to bring material discredit upon the Church or the Holy  
46 Orders conferred by the Church.

47 **Conference Panel** shall mean a panel of one, two or three members of the Disciplinary Board selected by the president  
48 of the board, unless some other manner of selection is provided by Diocesan Canon, to serve as the body before which an  
49 informal conference is held as provided in Canon IV.12, provided, however, that no such member may serve as a member  
50 of the Hearing Panel in the same case.

51 **Disciplinary Board** shall mean the body provided for in Canon IV.5.1.

52 **Discipline of the Church** shall be found in the Constitution, the Canons and the Rubrics and the Ordinal of the Book of  
53 Common Prayer.

54 **Doctrine** shall mean the basic and essential teachings of the Church and is to be found in the Canon of Holy Scripture as  
55 understood in the Apostles and Nicene Creeds and in the sacramental rites, the Ordinal and Catechism of the Book of  
56 Common Prayer.

57 **Hearing Panel** shall mean a panel of three members of the Disciplinary Board selected by the president of the Board,  
58 unless some other manner of selection is provided by Diocesan Canon, to serve as the body before which a hearing is  
59 held as provided in Canon IV.13, provided, however, that no such member may serve as a member of the Conference  
60 Panel in the same case.

61 **Injured Person** shall mean a person, group or Community who has been, is or may be affected by an Offense.

62 **Intake Officer** shall mean a person designated by the Bishop Diocesan after consultation with the Disciplinary Board, to  
63 whom information regarding Offenses is reported.

64 **Investigator** shall mean a person having (a) sufficient knowledge, skill, experience and training to conduct investigations  
65 under this Title and (b) familiarity with the provisions and objectives of this Title. Investigators shall be appointed by the  
66 Bishop Diocesan in consultation with the president of the Disciplinary Board.

67 **Member of the Clergy** shall mean Bishops, Priests and Deacons of the Church.

68 **Offense** shall mean any act or omission for which a Member of the Clergy may be held accountable under Canons IV.3 or  
69 IV.4.

70 **Order** shall mean a written decision of a Conference Panel or a Hearing Panel which is issued with or without the  
71 Respondent's consent. All Orders shall meet the requirements of Canon IV.14.

72 **Pastoral Direction** shall mean a written direction given by a Bishop to a Member of the Clergy which meets the  
73 requirements of Canon IV.7.

74 **Pastoral Relationship** shall mean any relationship between a Member of the Clergy and any person whom the Member  
75 of the Clergy provides or has provided counseling, pastoral care, spiritual direction or spiritual guidance, or from whom  
76 such Member of the Clergy has received information within the Rite of Reconciliation of a Penitent.

77 **Privileged Communication** shall mean any communication or disclosure made in confidence and with an expectation of  
78 privacy (a) within the Rite of Reconciliation of a Penitent; (b) between a client and the client's attorney; (c) between a  
79 Respondent and an Advisor or a Complainant and an Advisor; (d) between persons in a relationship in which  
80 communications are protected by secular law or Diocesan Canons; or (e) between and among a Conciliator and  
81 participants in a conciliation under Canon IV.10.

82 **Provincial Court of Review** shall mean a court organized and existing as provided in Canon IV.5.4 to serve as the body  
83 which performs the duties prescribed in Canon IV.15.

84 **Reference Panel** shall mean a panel composed of the Intake Officer, the Bishop Diocesan and the president of the  
85 Disciplinary Board to serve as the body which performs the duties prescribed in Canons IV.6 and IV.11.

86 **Respondent** shall mean any Member of the Clergy **(a)** who is the subject of a matter referred for conciliation or to the  
87 Conference Panel or to the Hearing Panel; **(b)** whose ministry has been restricted; **(c)** who has been placed on  
88 Administrative Leave; **(d)** who is the subject of an investigation and is asked by an investigator or the Bishop Diocesan to  
89 provide information or to make a statement; or **(e)** who agreed with the Bishop Diocesan regarding terms of discipline  
90 pursuant to Canon IV.9.

91 **Sentence** shall mean the pronouncement of discipline of a Member of the Clergy pursuant to an Accord or Order in the  
92 form of **(a)** admonition, in which the conduct of such Member of the Clergy is publicly and formally censured or  
93 reprimanded, or **(b)** suspension, in which such Member of the Clergy is required to refrain temporarily from the exercise  
94 of the gifts of ministry conferred by ordination, or **(c)** deposition, in which such Member of the Clergy is deprived of the  
95 right to exercise the gifts and spiritual authority of God's word and sacraments conferred at ordination.

96 **Sexual Abuse** shall mean any Sexual Behavior at the request of, acquiesced to or by a person eighteen years of age or  
97 older and a person under eighteen years of age, in high school or legally incompetent.

98 **Sexual Behavior** shall mean any physical contact, bodily movement, speech, communication or other activity sexual in  
99 nature or that is intended to arouse or gratify erotic interest or sexual desires.

100 **Sexual Misconduct** shall mean **(a)** Sexual Abuse or **(b)** Sexual Behavior at the request of, acquiesced to or by a Member  
101 of the Clergy with an employee, volunteer, student or counselee of that Member of the Clergy or in the same congregation  
102 as the Member of the Clergy, or a person with whom the Member of the Clergy has a Pastoral Relationship.

### 103 104 **CANON 3: Of Accountability**

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106 **Sec. 1** A Member of the Clergy shall be subject to proceedings under this Title for:

107 **(a)** knowingly violating or attempting to violate, directly or through the acts of another person, the Constitution  
108 or Canons of the Church or of any Diocese;

109 **(b)** failing without good cause to cooperate with any investigation or proceeding conducted under authority of  
110 this Title; or

111 **(c)** intentionally and maliciously bringing a false accusation or knowingly providing false testimony or false  
112 evidence in any investigation or proceeding under this Title.

113 **Sec. 2** A Member of the Clergy shall be accountable for any breach of the Standards of Conduct set forth in Canon IV.4.

114 **Sec. 3** In order for any conduct or condition to be the subject of the provisions of this Title, the Offense complained of  
115 must violate applicable provisions of Canon IV.3 or IV.4 and must be material and substantial or of clear and  
116 weighty importance to the ministry of the Church.

### 117 118 **CANON 4: Of Standards of Conduct**

119  
120 **Sec. 1** In exercising his or her ministry, a Member of the Clergy shall:

121 **(a)** respect and preserve confidences of others except that pastoral, legal or moral obligations of ministry may  
122 require disclosure of those confidences other than Privileged Communications;

123 **(b)** conform to the Rubrics of the Book of Common Prayer;

124 **(c)** abide by the promises and vows made when ordained;

125 **(d)** abide by the requirements of any applicable Accord or Order, or any applicable Pastoral Direction, restriction  
126 on ministry, or placement on Administrative Leave issued under Canon IV.7:

127 **(e)** safeguard the property and funds of the Church and Community;

128 **(f)** report to the Intake Officer all matters which may constitute an Offense as defined in Canon IV.2, including  
129 his or her own Offenses, except for matters disclosed to the Member of Clergy as confessor within the Rite of  
130 Reconciliation of a Penitent;

131 **(g)** exercise his or her ministry in accordance with applicable provisions of the Constitution and Canons of the  
132 Church and of the Diocese, ecclesiastical licensure or commission and Community rule or bylaws;

133 **(h)** refrain from:

134 (1) any act of Sexual Misconduct;

135 (2) holding and teaching publicly or privately, and advisedly, any Doctrine contrary to that held by the  
136 Church;

- 137 3) engaging in any secular employment, calling or business without the consent of the Bishop of the
- 138 Diocese in which the Member of the Clergy is canonically resident;
- 139 (4) being absent from the Diocese in which the Member of the Clergy is canonically resident for more
- 140 than two years without the consent of the Bishop Diocesan;
- 141 (5) any criminal act that reflects adversely on the Member of the Clergy's honesty, trustworthiness or
- 142 fitness as a minister of the Church;
- 143 (6) conduct involving dishonesty, fraud, deceit or misrepresentation; or
- 144 (7) habitual neglect of the exercise of the ministerial office without cause; or habitual neglect of public
- 145 worship, and of the Holy Communion, according to the order and use of the Church; and
- 146 (8) any Conduct Unbecoming a Member of the Clergy.

147  
148 **CANON 5: Of Disciplinary Structures**

149  
150 **Sec. 1** Each Diocese shall, by Canon, create a court to be known as the Disciplinary Board as described in this Canon.  
151 Each such Board shall consist of not fewer than seven persons to be selected as determined by Diocesan Canon. The  
152 membership of each Board shall include lay persons and Priests or Deacons, and the majority of the Board members shall  
153 be Priests or Deacons, but by no more than one. No member of the Standing Committee of a Diocese shall serve as a  
154 member of the Disciplinary Board of that Diocese. Within sixty days following each Diocesan convention, the Board shall  
155 convene to elect a president for the following year, unless another method for selection of the president is provided by  
156 Diocesan Canon.

157 **Sec. 2** The provisions of Canon IV.19 shall apply to all Disciplinary Boards.

158 **Sec. 3** The following rules shall govern the operations of all Disciplinary Boards:

- 159 (a) In the event of any Board member's death, resignation or declination to serve, or disability rendering the
- 160 member unable to act, the president shall declare a vacancy on the Board.
- 161 (b) Notices of resignation or declination to serve shall be communicated in writing to the president.
- 162 (c) No person serving in a Diocese as Chancellor, Vice Chancellor, Advisor, Conciliator, Church Attorney, Intake
- 163 Officer or Investigator may serve on the Disciplinary Board of that Diocese, and no member of a Disciplinary
- 164 Board may be selected to serve in one of those positions in the same Diocese. A member of the Standing
- 165 Committee of a Diocese may serve on the Disciplinary Board if the Canons of the Diocese so provide. If any
- 166 Priest elected to the Board is elected a Bishop, or any lay member is ordained prior to the commencement of a
- 167 proceeding under this Title, that person shall immediately cease to be a member of the Board. If a proceeding has
- 168 been commenced, that person may continue to serve on the Board for all proceedings in that matter through final
- 169 disposition. A lay person ceasing to be a member under this subsection by reason of ordination may be appointed
- 170 to fill a vacancy in the clergy members of the Board.
- 171 (d) Each Diocese shall provide by Canon for the filling of vacancies on the Board. In the event there be no such
- 172 canonical provision by the Diocese, any vacancy occurring on the Board shall be filled by appointment of the
- 173 Bishop Diocesan and the appointee shall be of the same order as the Board member being replaced.
- 174 (e) Proceedings of the Panels of the Disciplinary Board shall be conducted within the rules provided in this Title.
- 175 The Board may adopt, alter or rescind supplemental rules of procedure not inconsistent with the Constitution and
- 176 Canons of the Church.
- 177 (f) The rules of evidence for proceedings are as provided in Canon IV.13.6.
- 178 (g) The Disciplinary Board shall appoint a clerk who may be a member of the Board, who shall be custodian of
- 179 all records and files of the Disciplinary Board and who shall provide administrative services as needed for the
- 180 functioning of the Board.
- 181 (h) The Disciplinary Board shall keep a record of all proceedings before its Hearing Panels in a format that can be
- 182 reduced to a transcript if necessary. The record of each proceeding shall be certified by the president of the Panel.
- 183 If the record cannot be certified by the president by reason of the president's death, disability or absence, the
- 184 record shall be certified by another member of the Panel selected by a majority of the remaining members of the
- 185 Panel.
- 186 (i) Any Diocese may agree with one or more other Dioceses to develop and share resources necessary to
- 187 implement this Title, including members of Disciplinary Boards, Church Attorneys, Intake Officers, Advisors,
- 188 Investigators, Conciliators and administrative and financial support for proceedings under this Title.

189 (j) Church Attorneys, Intake Officers, Advisors, Investigators and Conciliators need not reside in or be members  
190 of the Diocese proceeding under this Title. Members of Disciplinary Boards shall be members of the Diocese in  
191 which they serve unless such Diocese has entered into an agreement for the sharing of resources as provided in  
192 Canon IV.5.3(i).

193 **Sec. 4** In each Province there shall be a court to be known as the Provincial Court of Review, with jurisdiction to receive  
194 and determine appeals from Hearing Panels of Dioceses within the Province as provided in Canon IV.15 and to determine  
195 venue issues as provided in Canon IV.19.5.

196 (a) The Provincial Court of Review shall consist of: (i) one Bishop of the Province; two Priests, or one Priest and  
197 one Deacon; and two lay persons; and (ii) one Bishop, one Priest or Deacon, and one lay person to serve as  
198 alternates as hereinafter provided. Each Priest or Deacon, whether a member or alternate, shall be canonically  
199 resident in a Diocese of the Province different from any other Priest or Deacon, and each lay person, whether a  
200 member or alternate, shall reside in a Diocese of the Province different from any other lay person. The Priests,  
201 Deacons and lay persons shall be members of the Disciplinary Boards of their respective Dioceses.

202 (b) The members and alternates of the Provincial Court of Review shall be appointed annually by the president of  
203 the Province. The Provincial Court of Review shall select a president from among its members.

204 (c) The persons appointed to the Provincial Court of Review shall continue to serve until their respective  
205 successors have been appointed, except in case of death, resignation or declination to serve.

206 (d) No member of the Provincial Court of Review may serve in any matter originating from the Diocese in which  
207 such member serves on the Disciplinary Board. In such event, the alternate shall serve.

208 (e) In the event that any member of the Provincial Court of Review is excused pursuant to the provisions of  
209 Canon IV.5.3(c), or, upon objection made by either party to the appeal is deemed by the other members of the  
210 Provincial Court of Review to be disqualified, such member's alternate shall serve.

211 (f) In the event of any Provincial Court of Review member's death, resignation or declination to serve, or  
212 disability rendering the member unable to act or is ineligible to serve under Canons IV.5.4(d) or (e), and in the  
213 further event that there is no alternate available to serve, the president of the Provincial Court of Review shall  
214 declare a vacancy on the Provincial Court of Review. Notices of resignation or declination to serve shall be  
215 communicated in writing to the president of the Provincial Court of Review.

216 (g) Vacancies on the Provincial Court of Review shall be filled by appointment by the president of the Province  
217 of persons qualified as provided in Canon IV.5.4(a).

218 (h) The Provincial Court of Review shall appoint a clerk who may be a member of the Court, who shall be  
219 custodian of all records and files of the Provincial Court of Review and who shall provide administrative services  
220 as needed for the functioning of the Court.

221 (i) The rules of procedure for appeals to the Provincial Court of Review are as provided in Canon IV.15, but the  
222 Provincial Court of Review may adopt, alter or rescind supplemental rules of procedure not inconsistent with the  
223 Constitution and Canons of the Church.

224  
225 **CANON 6: Of Intake and Referral of Information Concerning Offenses**

226  
227 **Sec. 1** Each Diocese shall provide for and publicize methods and means of reporting information concerning Offenses.

228 **Sec. 2** Information concerning Offenses may be submitted to the Intake Officer in any manner and in any form.

229 **Sec. 3** Any person other than the Intake Officer who receives information regarding an Offense shall promptly forward  
230 the information to the Intake Officer. A Bishop Diocesan may forward information to the Intake Officer whenever the  
231 Bishop Diocesan believes that the information may indicate conduct constituting one or more Offenses.

232 **Sec. 4** Upon receipt of such information, the Intake Officer may make such preliminary investigation as he or she deems  
233 necessary, and shall incorporate the information into a written intake report, including as much specificity as possible.  
234 The Intake Officer shall provide copies of the intake report to the other members of the Reference Panel.

235 **Sec. 5** If the Intake Officer determines that the information, if true, would not constitute an Offense, the Intake Officer  
236 shall inform the Bishop Diocesan of an intention to dismiss the matter. If the Bishop Diocesan does not object, the  
237 Intake Officer shall dismiss the matter. The Intake Officer shall provide written notice to the Complainant and the Bishop  
238 Diocesan of the decision of dismissal, the reasons therefor, and the Complainant's right to appeal the decision within  
239 thirty days of the date of the notice and shall send a copy of that notice and the written intake report to the president of  
240 the Disciplinary Board. If the Complainant wishes to appeal the dismissal, the Intake Officer shall assist the Complainant

241 in preparing and signing a written statement of the acts complained of, which statement shall be sent to the president of  
242 the Disciplinary Board along with a statement that the Complainant appeals the dismissal. The intake report and any  
243 related information, in the case of a dismissal, may be retained by the Intake Officer and considered in connection with  
244 any additional information that may come to the Intake Officer thereafter concerning the subject Member of the Clergy.

245 **Sec. 6** In the event of an appeal of a dismissal, the president of the Disciplinary Board shall, within thirty days of the  
246 receipt of the appeal, review the intake report and either affirm or overrule the dismissal. The president shall promptly  
247 notify the Complainant, the Intake Officer, and the Bishop Diocesan of the decision. If the decision is to overrule the  
248 dismissal, the president shall refer the intake report to the Reference Panel.

249 **Sec. 7** If the Intake Officer determines that the information, if true, would constitute an Offense, the Intake Officer  
250 shall promptly forward the intake report to the Reference Panel. The president shall promptly select from the Disciplinary  
251 Board, by lot or by other random means, a Conference Panel and a Hearing Panel, and shall designate a president of each  
252 Panel. A Conference Panel may consist of one or more persons. A Hearing Panel shall consist of not less than three  
253 persons and shall include both clergy and lay members. The president shall be ineligible to serve on either Panel.

254 **Sec. 8** The Reference Panel shall meet as soon as possible after receiving the intake report to determine how to refer the  
255 report. Referral options are **(a)** no action required other than appropriate pastoral response pursuant to Canon IV.8; **(b)**  
256 conciliation pursuant to Canon IV.10; **(c)** investigation pursuant to Canon IV.11 or **(d)** referral for possible agreement  
257 with the Bishop Diocesan regarding terms of discipline pursuant to Canon IV.9. Referral decisions shall require the  
258 approval of a majority of the Reference Panel.

259 **Sec. 9** If the determination of the Reference Panel is to take no action other than an appropriate pastoral response, the  
260 Panel shall notify the Complainant and the subject Member of the Clergy of the determination and the basis for the  
261 determination to take no action other than an appropriate pastoral response. If the referral is to conciliation, the  
262 provisions of Canon IV.10 shall apply. If the referral is to investigation, the provisions of Canon IV.11 shall apply.

263 **Sec. 10** All communications and deliberations during the intake and referral stages shall be confidential except as the  
264 Bishop Diocesan deems to be pastorally appropriate or as required by law.

265  
266 **CANON 7: Of Pastoral Direction, Restricted Ministry and Administrative Leave**

267  
268 **Sec. 1** At any time the Bishop Diocesan may issue a Pastoral Direction to a Member of the Clergy, canonically resident,  
269 actually resident, or licensed in the Diocese.

270 **Sec. 2** A Pastoral Direction must **(a)** be made in writing; **(b)** set forth clearly the reasons for the Pastoral Direction; **(c)**  
271 set forth clearly what is required of the Member of the Clergy; **(d)** be issued in the Bishop Diocesan's capacity as the  
272 pastor, teacher and overseer of the Member of the Clergy; **(e)** be neither capricious nor arbitrary in nature nor in any way  
273 contrary to the Constitution and Canons of the General Convention or the Diocese; and **(f)** be directed to some matter  
274 which concerns the Doctrine, Discipline or Worship of the Church or the manner of life and behavior of the Member of  
275 the Clergy concerned; and **(g)** be promptly served upon the Member of the Clergy.

276 **Sec. 3** If at any time the Bishop Diocesan determines that a Member of the Clergy may have committed any Offense, or  
277 that the good order, welfare or safety of the Church or any person or Community may be threatened by that member of  
278 the Clergy, the Bishop Diocesan may, without prior notice or hearing, **(a)** place restrictions upon the exercise of the  
279 ministry of such Member of the Clergy or **(b)** place such Member of the Clergy on Administrative Leave.

280 **Sec. 4** Any restriction on ministry imposed pursuant to Canon IV.7.3(a) or placement on Administrative Leave pursuant  
281 to Canon IV.7.3(b) must **(a)** be made in writing; **(b)** set forth clearly the reasons for which it is issued; **(c)** set forth clearly  
282 the limitations and conditions imposed and the duration thereof; **(d)** be neither capricious nor arbitrary in nature nor in  
283 any way contrary to the Constitution and Canons of the General Convention or the Diocese; **(e)** be promptly served upon  
284 the Member of the Clergy; and **(f)** advise the Member of the Clergy of his or her right to be heard in the matter as  
285 provided in this Canon. A copy of such writing shall be promptly provided to the Church Attorney.

286 **Sec. 5** The duration of restriction on ministry or Administrative Leave may be for a stated period or to continue until the  
287 occurrence of a specified event or the satisfaction of a specified condition.

288 **Sec. 6** Pastoral Directions, restrictions on ministry and Administrative Leaves **(a)** may be issued and imposed in any  
289 chronological order; **(b)** may be issued and imposed concurrently; and **(c)** may be modified at any time by the issuing  
290 Bishop or that Bishop's successor, provided that the Pastoral Direction, restriction on ministry or Administrative leave, as  
291 modified, meets the requirements of this Canon.

292 **Sec. 7** Any Pastoral Direction, restriction on ministry or Administrative Leave under this Canon shall be effective upon  
293 service of the writing setting it forth on the subject Member of the Clergy as provided in Canon IV.19.20.

294 **Sec. 8** If imposition of restriction on ministry or placement on Administrative Leave occurs prior to the receipt of  
295 information by the Intake Officer, as provided in Canon IV.6, then the Bishop may forward a copy of the writing setting  
296 forth the restriction or Administrative Leave to the Intake Officer, who shall receive such information as a report of an  
297 Offense and proceed as provided in Canon IV.6.

298 **Sec. 9** The Bishop Diocesan may disclose such information concerning any Pastoral Direction, restriction on ministry or  
299 Administrative Leave as the Bishop Diocesan deems pastorally appropriate or as necessary to seek or obtain Diocesan  
300 authority for resolution of the matter or any part thereof.

301 **Sec. 10** Every imposition of restriction on ministry or placement on Administrative Leave shall be subject to review upon  
302 the request of the Member of the Clergy at any time in the duration thereof. A request for review must be in writing and  
303 addressed to the president of the Disciplinary Board and the Church Attorney, with a copy to the Bishop Diocesan. A  
304 Member of the Clergy who requests review shall become a Respondent under this Title. Reviews shall be conducted  
305 within fifteen days of the delivery of the request for review to the president of the Disciplinary Board, unless extended by  
306 consent of the Respondent. If a restriction on ministry or placement on Administrative Leave has been reviewed once, a  
307 second request for review may be made only if there has been a substantial change of circumstances from the time of the  
308 first request or if there has been a modification of the restriction on ministry or placement on Administrative Leave.

309 **Sec. 11** If a request for review of restriction on ministry or Administrative Leave is made prior to referral to the  
310 Conference Panel, then the review shall be conducted by the Conference Panel. If a request for review of restriction on  
311 ministry or Administrative Leave is made subsequent to referral to the Conference Panel but prior to referral to the  
312 Hearing Panel, the review shall be conducted by the Conference Panel. If a request for review of restriction on ministry or  
313 Administrative Leave is made subsequent to referral to the Hearing Panel, the review shall be conducted by the Hearing  
314 Panel. The question before a Panel reviewing a restriction on ministry or Administrative Leave is whether, at the time of  
315 the review and based upon information then available to the Panel, the restrictions on ministry or Administrative Leave  
316 and the terms and conditions thereof are warranted. The review may be conducted either personally or telephonically. The  
317 Intake Officer, the Respondent or the Respondent's Advisor or both, the Bishop Diocesan, the Chancellor and the  
318 Church Attorney shall each be afforded the opportunity to be present, either personally or telephonically, at the review,  
319 and any such person present shall be heard by the Panel if such person desires to be heard. The Panel may hear from  
320 other persons at the Panel's discretion.

321 **Sec. 12** After conducting the review and hearing from such persons designated in Canon IV.7.11 a desire to be heard, the  
322 Panel shall confer privately and make a determination to **(a)** dissolve the restriction on ministry or Administrative Leave;  
323 **(b)** affirm the restriction on ministry or Administrative Leave and the terms and conditions thereof; or **(c)** affirm the  
324 restriction on ministry or Administrative Leave, but with modification of the terms and conditions thereof. The Panel's  
325 determination shall be in writing and shall be delivered to the Respondent, the Church Attorney, the Bishop Diocesan and  
326 the Intake Officer, and shall be binding in the same manner as provided in Canon IV.7.7. In the event of the dissolution  
327 of the restriction on ministry or Administrative Leave, the Bishop Diocesan may give notice thereof to such persons and  
328 Communities having notice of the restriction on ministry or Administrative Leave as the Bishop Diocesan deems  
329 appropriate.

330 **Sec. 13** Any Accord or Order resulting from Canons IV.9, IV.10, IV.12 or IV.13, unless otherwise specified, shall  
331 supersede any restriction on ministry or Administrative Leave then in effect.

332  
333 **CANON 8: Of Pastoral Response**  
334

335 **Sec. 1** The Bishop Diocesan shall provide for appropriate pastoral response whenever any report is made to the Intake  
336 Officer. Such pastoral response shall embody respect, care, and concern for affected persons and Communities. The  
337 response shall be designed so as to promote healing, repentance, forgiveness, restitution, justice, amendment of life and  
338 reconciliation among all involved or affected.

339 **Sec. 2** In each pastoral response the Bishop Diocesan shall consider offering pastoral care to all those affected by the  
340 Offense or allegations thereof. Pastoral care shall be considered for the Complainant, the Complainant's family, the  
341 Respondent, the Respondent's family, Injured Persons, Injured Persons' families, any affected Community, witnesses, and  
342 the Disciplinary Board.

343 **Sec. 3** In every case, and notwithstanding any other provision of this Title to the contrary, the Bishop Diocesan may  
344 disclose such information concerning any Offense or allegations thereof or concerning any Accord or Order as the Bishop  
345 Diocesan deems pastorally appropriate.

346 **Sec. 4** The Bishop Diocesan shall give consideration to the respective privacy interests and pastoral needs of all affected  
347 persons.

348 **Sec. 5** The Bishop Diocesan may designate a person to be responsible for the implementation of the pastoral response.  
349 Such person may be the Intake Officer. The duties of such person may include coordination of pastoral care and  
350 coordination of communications between the Bishop Diocesan and Advisors.

351

352 **CANON 9: Of Agreements Between Bishops Diocesan and Respondents for Discipline**

353

354 **Sec. 1** At any time before an Order becomes effective, the Respondent or any Member of the Clergy who has not yet  
355 become a Respondent but who is alleged to have committed an Offense may propose terms of discipline to the Bishop  
356 Diocesan, or the Bishop Diocesan may propose terms of discipline to the Respondent or such Member of the Clergy.  
357 Before reaching agreement, the Bishop Diocesan shall consult with the Injured Persons, if any, the President of the  
358 Disciplinary Board and the Church Attorney with respect to the proposed terms of discipline. If the Respondent or such  
359 Member of the Clergy and the Bishop Diocesan reach agreement regarding terms of discipline, such terms shall be set  
360 forth in a proposed Accord. A Member of the Clergy becomes a Respondent by reaching agreement with the Bishop  
361 Diocesan regarding terms of discipline.

362 **Sec. 2** An Accord under this Canon may be entered into if **(a)** the Respondent is aware of the discipline to be imposed  
363 and the effect thereof; **(b)** the Respondent has had adequate opportunity to consult and seek advice from, or has in fact  
364 consulted and received advice from, counsel of the Respondent's choosing; and **(c)** the Accord adequately considers and,  
365 where possible, provides for healing, repentance, forgiveness, restitution, justice, amendment of life and reconciliation  
366 among the Complainant, Respondent, affected Community and other persons and is otherwise an appropriate resolution  
367 of the matter.

368 **Sec. 3** An Accord under this Canon may be withdrawn by the Priest or Deacon within three days of execution thereof  
369 by the Priest or Deacon and if not withdrawn shall be effective and irrevocable thereafter.

370

371 **CANON 10: Of Conciliation**

372

373 **Sec. 1** Conciliation shall seek a resolution which promotes healing, repentance, forgiveness, restitution, justice,  
374 amendment of life and reconciliation among the Complainant, Respondent, affected Community, other persons and the  
375 Church.

376 **Sec. 2** Where a matter is referred for conciliation, the Bishop Diocesan shall appoint a Conciliator to assist the  
377 Complainant, Respondent, other affected persons and the Church in reconciling. The Bishop Diocesan or a representative  
378 appointed by the Bishop Diocesan may participate in the conciliation.

379 **Sec. 3** If the conciliation is successful in reaching agreement among the parties on a suitable resolution of all issues, an  
380 Accord will be prepared as provided in Canon IV.14. If conciliation cannot be achieved within a reasonable time, the  
381 Conciliator will report such to the Bishop Diocesan, and the matter will be referred back to the Reference Panel.

382 **Sec. 4** A Conciliator shall be a person skilled in dispute resolution techniques and without conflict of interest in the  
383 matter. All communications between the Complainant and the Conciliator, the Respondent and the Conciliator and other  
384 participants in the conciliation and the Conciliator shall be confidential except as the Conciliator may have the permission  
385 of the respective person to disclose the information to the other participants in the conciliation in order to promote  
386 efforts towards conciliation.

387

388 **CANON 11: Of Investigations**

389

390 **Sec. 1** In each Diocese there shall be one or more Investigators.

391 **Sec. 2** Upon referral of an intake report, the Investigator shall investigate all facts pertinent to the factual claims of the  
392 intake report. The Investigator shall use appropriate investigative means, with due consideration to pastoral sensitivities,  
393 and shall complete the investigation as expeditiously as possible.

394 **Sec. 3** The Investigator shall present the findings of the investigation in writing to the Reference Panel. The Reference  
395 Panel may meet with the Investigator and shall consider the report to determine whether to **(a)** take no action other than  
396 appropriate pastoral responses pursuant to Canon IV.8; **(b)** refer the matter to the Bishop Diocesan for consideration of  
397 proceedings under Canon IV.9; **(c)** refer the matter to conciliation pursuant to Canon IV.10; **(d)** require further  
398 investigation; or **(e)** refer the matter to the Conference Panel pursuant to Canon IV.12. The determination shall be  
399 approved by a majority vote of the Reference Panel.

400 **Sec. 4** If the determination is to refer for further investigation, the Investigator shall make such further investigation as  
401 the Reference Panel directs and shall submit a supplemental report of findings to the Reference Panel. The Reference  
402 Panel shall then reconvene and proceed as provided in Canon IV.11.3.

403 **Sec. 5** All investigations shall be confidential except as may be utilized by the Church Attorney, the Bishop Diocesan or  
404 the Panels upon the consent of the person interviewed or as the Bishop Diocesan deems pastorally necessary, and all  
405 persons interviewed by the Investigator shall be advised of the confidential nature of the investigation.

406  
407 **CANON 12: Of Conference Panels**  
408

409 **Sec. 1** Upon referral of a matter to a Conference Panel, the president of the Disciplinary Board shall forward to the  
410 Church Attorney the intake report, all of the Investigator's reports and any other writings or other file materials created or  
411 collected by the Disciplinary Board or any panel thereof during the intake, investigative or referral process. From this  
412 material the Church Attorney shall prepare a written statement, describing each alleged Offense separately, with  
413 reasonable particularity sufficient to apprise the Respondent of the acts, omissions or conditions which are the subject of  
414 the proceedings. The Church Attorney shall then forward the materials received from the president of the Disciplinary  
415 Board, together with the written statement, to the Conference Panel.

416 **Sec. 2** The Conference Panel shall review the materials provided to determine who, in addition to those listed in Canon  
417 IV.12.3, should be invited to participate in the proceeding before the Conference Panel in order to promote the purposes  
418 of this Title. Such may include, for example, the Investigator, family members, representatives of the affected Community,  
419 or other affected persons.

420 **Sec. 3** The Conference Panel shall issue a notice to the Respondent, the Respondent's Advisor, the Complainant, the  
421 Complainant's Advisor, the Investigator and such other persons, if any, as the Conference Panel in its discretion may  
422 determine. The notice shall describe the nature and purpose of the proceeding, contain a copy of the written statement  
423 prepared by the Church Attorney, shall disclose the names of all persons to whom the notice is sent, and shall establish a  
424 date, time and place for a conference at which the Respondent is to appear before the Conference Panel.

425 **Sec. 4** The Respondent shall attend the conference.

426 **Sec. 5** The Church Attorney shall attend the conference, shall represent the Church and shall be heard by the  
427 Conference Panel.

428 **Sec. 6** The Complainant may attend the conference but may not be required to do so. The Complainant's Advisor may  
429 attend the conference regardless of whether the Complainant attends.

430 **Sec. 7** The proceedings of the Conference Panel shall be informal and conversational. The Conference Panel shall  
431 describe the alleged Offense to the Respondent. The Conference Panel shall hear from the Complainant or the  
432 Complainant's Advisor or both, if either or both are present, and from the Respondent or the Respondent's Advisor or  
433 both. At its discretion, the Conference Panel may hear from the Investigator or any other persons present, and may direct  
434 the Investigator to conduct additional investigation and suspend its proceedings to allow such investigation to be  
435 completed. At its discretion, the Conference Panel may confer with any participants outside the presence of the other  
436 participants.

437 **Sec. 8** No witnesses shall be called to testify at the proceedings before the Conference Panel. No record of the  
438 proceedings of the Conference Panel shall be made. The conference shall be closed to all except the members of the  
439 Conference Panel, and invited participants. Proceedings before the Conference Panel shall be confidential except as may  
440 be provided in an Order or Accord or as provided elsewhere in this Title.

441 **Sec. 9** An Accord may be entered into at a proceeding before the Conference Panel. If an Accord is not entered into, the  
442 Conference Panel shall confer privately to reach a determination of the matter, which may include **(a)** dismissal of the  
443 matter; **(b)** referral for conciliation; **(c)** referral to the Hearing Panel; or **(d)** issuance of an Order.

444 **Sec. 10** If the determination is to dismiss the matter, the Conference Panel shall issue an Order which shall include the  
445 reasons for dismissal and which may contain findings exonerating the Respondent. A copy of the Order shall be provided

446 to the Bishop Diocesan, the Respondent, the Respondent's Advisor, the Complainant, the Complainant's Advisor and the  
447 Church Attorney.

448 **Sec. 11** If the resolution is the entry of an Accord or the issuance of an Order other than an Order of dismissal, the  
449 provisions of Canon IV.14 shall apply.

450 **Sec. 12** The Respondent or the Church Attorney may refuse an Order issued by the Conference Panel by giving written  
451 notice of the refusal to the president of the Conference Panel within fifteen days following the effective date of the Order  
452 as defined in Canon IV.14.10. Upon receipt of the notice of refusal, the president of the Conference Panel shall notify the  
453 president of the Disciplinary Board of the refusal and the matter will proceed as provided in IV.14.11.

454  
455 **CANON 13: Of Hearing Panels**

456  
457 **Sec. 1** If a matter is referred to the Hearing Panel, the president of the Conference Panel shall promptly notify the  
458 president of the Disciplinary Board of the referral.

459 **Sec. 2** Upon receipt of a referral for Hearing Panel proceedings, the Church Attorney shall review all information  
460 acquired as of the time of such referral and, if necessary, shall revise or update the written statement of the Offense and  
461 shall provide the same to the Hearing Panel. The Hearing Panel shall issue a notice to the Respondent, to the  
462 Respondent's Advisor and to the Church Attorney.

463       **(a)** The notice shall describe the nature and purpose of the proceeding, contain a copy of the written statement  
464 prepared by the Church Attorney, disclose the names of all persons to whom the notice is sent, advise the  
465 Respondent that a written response to the notice must be filed by the Respondent with the Hearing Panel within  
466 thirty days of the mailing date of the notice and advise the Respondent that failure to attend or participate in a  
467 scheduled or noticed hearing may result in a finding of default.

468       **(b)** A copy of the notice shall be sent to the Complainant and to the Complainant's Advisor.

469       **(c)** Unless additional time is approved by the Hearing Panel, the Respondent shall file with the Hearing Panel a  
470 written response signed by the Respondent within thirty days of the mailing date of the notice. The president of  
471 the Hearing Panel shall forward a copy of the response to the Church Attorney.

472 **Sec. 3** In all proceedings before the Hearing Panel, the Church Attorney shall appear on behalf of the Diocese, which  
473 shall then be considered the party on one side and the Respondent the party on the other. Each Complainant shall be  
474 entitled to be present throughout and observe the Hearing and each may be accompanied by another person of his or her  
475 own choosing in addition to his or her Advisor.

476 **Sec. 4** All proceedings before the Hearing Panel, except its private deliberations, shall be public, provided, however, that  
477 the Hearing Panel may close any part of the proceedings at its discretion to protect the privacy of any person. A record of  
478 the hearing shall be made by such means as to enable the creation of a written transcript of the hearing.

479 **Sec. 5** The Church Attorney and the Respondent shall each be afforded reasonable time and opportunity to prepare  
480 evidence for the hearing as follows:

481       **(a)** Within thirty days after the filing of the response by the Respondent, the Church Attorney and the  
482 Respondent's counsel shall meet and confer regarding the nature and basis of the allegations against the  
483 Respondent and the defenses thereto and to make or arrange for initial disclosures as described in Canon  
484 IV.13.5(b), and to develop a proposed plan of discovery forms and schedule for approval by the Hearing Panel. A  
485 report of the proposed plan shall be filed with the president of the Hearing Panel within fifteen days after the  
486 conference.

487       **(b)** Within fifteen days after the conference described in Canon IV.13.5(a), the Church Attorney and the  
488 Respondent's counsel shall each provide to the other initial disclosure of **(1)** the name and, if known, the address  
489 and telephone number of each individual likely to have direct knowledge of information which may be used to  
490 support the allegations against the Respondent or the defenses thereto, together with a detailed summary of the  
491 expected testimony of the person, if called to testify; and **(2)** a copy of, or a description by category and location  
492 of, all documents and tangible things that may be used to support the allegations against the Respondent or the  
493 defenses thereto, except as such disclosure would involve Privileged Communications.

494       **(c)** If the discovery plan has been mutually agreed upon by the Church Attorney and counsel for the Respondent,  
495 the president of the Hearing Panel may approve the plan and incorporate it in a discovery order and scheduling  
496 order governing all discovery procedures and establishing a date for hearing of the matter. If the Church Attorney  
497 and Respondent's counsel do not agree on all elements of the discovery plan, the president of the Hearing Panel

498 shall allow each to be heard with respect to the elements in dispute, make a determination of appropriate  
499 discovery procedures and issue a discovery order and scheduling order within thirty days of the receipt of the  
500 discovery planning report.

501 **(d)** Discovery procedures may include oral or written deposition testimony of any person having knowledge  
502 pertaining to the Offense or any defenses thereto, requests for production of documents or tangible objects and  
503 requests for admissions of fact.

504 **(e)** In addition to the disclosures required by this section and the discovery obtained pursuant to the discovery  
505 plan, the Church Attorney and Respondent's counsel shall each provide to the other and to the Hearing Panel at  
506 least thirty days before the hearing final pre-hearing disclosures including **(1)** the name, address and telephone  
507 number of each witness expected to be called to testify at the hearing; **(2)** identification of each document or  
508 other tangible object expected to be used as an exhibit in the hearing; and **(3)** requests, if any, to have all or  
509 portions of the hearing closed to the public.

510 **(f)** Notwithstanding any provision of this section, in approving or determining the discovery plan, the president  
511 of the Hearing Panel shall take reasonable steps to assure that the discovery process will not unduly burden any  
512 person from whom information is sought or unduly adversely affect any pastoral response being offered to any  
513 such person. The Hearing Panel may impose, after reasonable notice and opportunity to be heard, reasonable  
514 sanctions on any party for failure to comply with any discovery or scheduling order.

515 **Sec. 6** In all proceedings of the Hearing Panel the testimony of witnesses shall be taken orally and personally or by such  
516 other means as provided by order of the Hearing Panel. All testimony shall be given under oath or solemn affirmation and  
517 be subject to cross-examination. The proceedings shall be conducted as follows:

518 **(a)** The president shall regulate the course of the hearing so as to promote full disclosure of relevant facts.

519 **(b)** The president:

520 (1) may exclude evidence that is irrelevant, immaterial or unduly repetitious;

521 (2) shall exclude privileged evidence;

522 (3) may receive documentary evidence in the form of a copy or excerpt if the copy or excerpt contains all  
523 pertinent portions of the original document;

524 (4) may take official notice of any facts that could be judicially noticed, including records of other proceedings  
525 and of technical or scientific facts within the Hearing Panel's specialized knowledge;

526 (5) may not exclude evidence solely because it is hearsay;

527 (6) shall afford to the Church Attorney and to the Respondent reasonable opportunity to present evidence,  
528 argue and respond to argument, conduct cross-examination and submit rebuttal evidence; and

529 (7) may, at the discretion of the Hearing Panel, give persons other than the Church Attorney and the  
530 Respondent opportunity to present oral or written statements at the hearing.

531 **(c)** Nothing in this section shall preclude the exercise of discretion by the president in taking measures  
532 appropriate to preserve the integrity of the hearing.

533 **Sec. 7** Following the conclusion of the hearing, the Hearing Panel shall confer privately to reach a determination of the  
534 matter by **(a)** dismissal of the matter or **(b)** issuance of an Order.

535 **Sec. 8** If the determination is to dismiss the matter, the Hearing Panel shall issue an Order which shall include the  
536 reasons for dismissal and which may contain findings exonerating the Respondent. A copy of the Order shall be provided  
537 to the Bishop Diocesan, the Respondent, the Respondent's Advisor, the Complainant, the Complainant's Advisor, and the  
538 Church Attorney.

539 **Sec. 9** If the resolution is the issuance of an Order other than an Order of dismissal, the provisions of Canon IV.14 shall  
540 apply.

541 **CANON 14: Of Accords and Orders**

542 **Sec. 1** An Accord may **(a)** provide any terms which promote healing, repentance, forgiveness, restitution, justice,  
543 amendment of life and reconciliation among the Complainant, Respondent, affected Community and other persons; **(b)**  
544 place restrictions on the Respondent's exercise of ministry; **(c)** place the Respondent on probation; **(d)** recommend to the  
545 Bishop Diocesan that the Respondent be admonished, suspended or deposed from ministry; **(e)** limit the involvement,  
546 attendance or participation of the Respondent in the Community; or **(f)** any combination of the foregoing. An Accord  
547 may be conditioned on the Bishop Diocesan imposing any recommended admonition, suspension, deposition or  
548  
549

550 conditions for restoration to ministry. An Accord providing for suspension from ministry shall specify on what terms or  
551 conditions and at what time the suspension shall cease. Any Accord providing for limitation upon the involvement,  
552 attendance or participation of the Respondent in the Community shall also provide conditions for restoration.

553 **Sec. 2** If an Accord results from a Conciliation, the Accord shall be signed by the Complainant, the Respondent and the  
554 Conciliator, provided that the Conciliator shall sign last.

555 **Sec. 3** If an Accord results from proceedings before a Conference Panel, the Complainant and the Complainant's  
556 Advisor shall have first been afforded an opportunity to be heard by the Panel regarding the proposed terms of the  
557 Accord. The Accord shall be signed by the Respondent, the Church Attorney and the president of the Panel, provided  
558 that the president shall sign last.

559 **Sec. 4** A copy of the Accord shall be sent to the Complainant, the Complainant's Advisor, the Respondent, the  
560 Respondent's Advisor, the Church Attorney and the Bishop Diocesan by the Conciliator or the president of the  
561 Conference Panel or Hearing Panel (whichever the matter was before when the Accord was reached) on the date that the  
562 Conciliator or president of the Panel signs the Accord.

563 **Sec. 5** The Bishop Diocesan shall have thirty days from the date on which the Accord is sent to the Bishop Diocesan in  
564 which to advise in writing the Respondent, the Respondent's Advisor, the Complainant, the Complainant's Advisor, the  
565 Church Attorney and the Conciliator or the president of the Conference Panel or Hearing Panel whether the Bishop  
566 Diocesan will pronounce the Sentence or accept the other terms of the Accord as recommended. The Bishop Diocesan  
567 shall advise that he or she will **(a)** pronounce the Sentence as recommended or **(b)** pronounce a lesser Sentence than that  
568 recommended and/or **(c)** reduce the burden on the Respondent of any of the other terms of the Accord. The Bishop  
569 Diocesan shall pronounce Sentence not sooner than forty days following the date on which the Accord is sent to the  
570 Bishop Diocesan and not later than sixty days following such date. The Bishop Diocesan's pronouncement of a lesser  
571 Sentence than that recommended or other modification shall not affect the validity or enforceability of the remainder of  
572 the Accord.

573 **Sec. 6** An Order issued by a Conference Panel or Hearing Panel may **(a)** provide any terms which promote healing,  
574 repentance, forgiveness, restitution, justice, amendment of life and reconciliation among the Complainant, Respondent,  
575 affected Community and other persons; **(b)** place restrictions on the Respondent's exercise of ministry; **(c)** recommend to  
576 the Bishop Diocesan that the Respondent be admonished, suspended or deposed from ministry; **(d)** limit the  
577 involvement, attendance or participation of the Respondent in the Community; or **(e)** any combination of the foregoing.  
578 An Order providing for suspension from Ministry shall specify on what terms or conditions and at what time the  
579 suspension shall cease. Any Order providing for limitation upon the involvement, attendance or participation of the  
580 Respondent in the Community shall also provide conditions for restoration.

581 **Sec. 7** Prior to the issuance of an Order by a Conference Panel or a Hearing Panel, the issuing Panel shall afford the  
582 Bishop Diocesan and the Complainant each with an opportunity to be heard on the proposed terms of the Order.

583 **Sec. 8** The Bishop Diocesan shall have thirty days from the date of the issuance of the Order in which to advise in  
584 writing the Respondent, the Respondent's Advisor, the Complainant, the Complainant's Advisor, the Church Attorney,  
585 and the president of the Conference Panel or Hearing Panel (whichever Panel issued the Order) whether the Bishop  
586 Diocesan will pronounce the Sentence or accept the other terms of the Order as recommended. The Bishop Diocesan  
587 shall advise that he or she will **(a)** pronounce the Sentence as recommended or **(b)** pronounce a lesser Sentence than that  
588 recommended and/or **(c)** reduce the burden on the Respondent of any of the other terms of the Order. The Bishop  
589 Diocesan shall pronounce Sentence not sooner than forty days following the issuance of the Order and not later than sixty  
590 days following the issuance of the Order. Notwithstanding anything in this section to the contrary, no Sentence shall be  
591 pronounced while an appeal of the matter is pending. However, the Bishop Diocesan may, while an appeal is pending,  
592 place restrictions upon the exercise of the Respondent's ministry, or place the Respondent on Administrative Leave, or  
593 continue any such restriction or Administrative Leave as was in effect at the time of the issuance of the Order. The Bishop  
594 Diocesan's pronouncement of a lesser Sentence than that recommended or other modification shall not affect the validity  
595 or enforceability of the remainder of the Order.

596 **Sec. 9** An Accord or Order shall include, in addition to such terms and provisions as are consistent with Canons IV.14.1  
597 and IV.14.6, **(a)** the name of the Respondent; **(b)** a reference to the Canon(s), section(s) and subsection(s) specifying the  
598 Offense; and **(c)** general information regarding the Offense sufficient to afford protection from proceedings which are  
599 barred under Canon IV.19.13.

600 **Sec. 10** An Accord under Canon IV.9 shall be effective as provided in Canon IV.9.3. An Accord under Canon IV.10 or  
601 IV.12 shall be effective thirty days following the date on which the Accord is signed by the Conciliator or the president of  
602 the Panel. An Order is effective thirty days following the date on which the Order is issued.

603 **Sec. 11** If the Order is issued by a Conference Panel, the Respondent may refuse the Order as provided in Canon  
604 IV.12.12 and the matter shall be referred to a Hearing Panel for hearing as provided in Canon IV.13.

605 **Sec. 12** Notice of Accords and Orders which shall have become effective and are not subject to refusal by the  
606 Respondent shall be given without delay as follows:

607 (a) In the case of any Accord or Order pertaining to a Priest or Deacon, the Bishop Diocesan shall give notice of the  
608 Accord or Order to every Member of the Clergy in the Diocese, each Vestry in the Diocese, the Secretary of  
609 Convention, and the Standing Committee of the Diocese, which shall be added to the official records of the Diocese;  
610 to the Presiding Bishop, to all other Bishops of the Church, and where there is no Bishop, to the Ecclesiastical  
611 Authority of each Diocese of the Church; to the Recorder of ordinations; to the Church Deployment Office; and to  
612 the Secretary of the House of Bishops and the Secretary of the House of Deputies.

613 (b) In the case of any Accord or Order pertaining to a Bishop, the Presiding Bishop shall give notice of the Accord or  
614 Order to the Ecclesiastical Authority of every Diocese of the Church, to the Recorder of ordinations, to the Church  
615 Deployment Office, and to the Secretary of the House of Bishops, and to all Archbishops and Metropolitans, and to  
616 all Presiding Bishops of Churches in communion with the Church.

617 (c) All notices given pursuant to this Canon shall reference the Canon(s), section(s) and subsection(s) specifying the  
618 Offense which is the subject of the Accord or Order.

619 (d) Similar notice shall be given whenever there is any modification or remission of any Order for which notice has  
620 previously been given pursuant to this Canon.

621

622 **CANON 15: Of Review**

623

624 **Sec. 1** In the event that proceedings before the Hearing Panel are unreasonably delayed or suspended, and are not  
625 resumed within sixty days following a written request for resumption of proceedings from the Church Attorney or the  
626 Respondent, the Church Attorney or the Respondent may file a written request with the Provincial Court of Review for an  
627 order directing the Hearing Panel to resume the proceedings. The Court of Review shall consider the request as follows:

628 (a) The person filing the request shall provide copies of the request to the presidents of the Hearing Panel and of the  
629 Disciplinary Board. The request shall include a statement of the status of the proceedings and the reason, if known,  
630 for the delay or suspension of proceedings, and a description of all actions taken by the person filing the request or by  
631 any other person to resolve any impediment to the proceedings or other cause for the delay.

632 (b) Within fifteen days of receipt of the copy of the request, the president of the Hearing Panel shall file a response to  
633 the request with the Provincial Court of Review, with a copy to the Church Attorney, the Respondent and the  
634 president of the Board.

635 (c) The Provincial Court of Review shall convene, either personally or telephonically, to consider the request and the  
636 response, if any, from the Hearing Panel. The Court shall then either issue an order directing resumption of the  
637 proceedings or an order declining to direct resumption with an explanation of the reasons therefor. The order issued  
638 by the Provincial Court of Review shall be binding upon the Hearing Panel.

639 (d) In the event a Hearing Panel, having been ordered to resume proceedings, either refuses to do so or is unable to  
640 do so, the Church Attorney or the Respondent may request that the Provincial Court of Review order the transfer of  
641 the proceedings to a Hearing Panel of another Diocese within the same Province, including an order to the Board of  
642 the originating Diocese to transmit the complete record of the proceedings to the successor Hearing Panel.

643 **Sec. 2** Within forty days after issuance of an Order by a Hearing Panel, the Respondent or the Church Attorney may  
644 appeal to the Provincial Court of Review, by serving written notice of the appeal upon the Bishop Diocesan, with copies  
645 of the notice to the presidents of the Hearing Panel and the Province. The notice of appeal shall be signed by the  
646 Respondent's counsel or the Church Attorney and shall include a copy of the Order from which the appeal is taken and  
647 shall state the grounds of the appeal.

648 **Sec. 3** Any Order from a Hearing Panel finding that a Respondent did not commit an Offense involving a question of  
649 the Doctrine, Faith or Worship of the Church may be appealed by the Bishop Diocesan upon the written request of at  
650 least two Bishops Diocesan of other Dioceses within the Province who are not members of the Provincial Court of  
651 Review. Such an appeal shall be taken on the question of the Church's Doctrine, Faith and Worship only, and may not

652 seek to reverse the finding of the Hearing Panel of non-commission of other Offenses. An appeal under this section may  
653 be taken by service of a notice of appeal by the Bishop Diocesan upon the Respondent, the Church Attorney and the  
654 presidents of the Hearing Panel and the Province within forty days after the Order of the Hearing Panel is received by the  
655 Bishop Diocesan.

656 **Sec. 4** If an appeal is taken from a Hearing Panel of a Diocese which is non-provincial, the appeal shall be taken before  
657 the Provincial Court of Review geographically closest to that Diocese.

658 **Sec. 5** An appeal shall be heard on the record of the Hearing Panel. The record on appeal may be corrected, if defective,  
659 but no new evidence shall be taken by the Provincial Court of Review.

660 **Sec. 6** The standards for and conditions of appeal to the Provincial Court of Review shall be as follows:

661 (a) Where an Order is issued against a Respondent who fails to appear before the Hearing Panel or who  
662 otherwise fails to participate in proceedings before the Hearing Panel, such Order shall be upheld unless a review  
663 of the record on appeal shows the Hearing Panel made a clear error in issuing such Order. The Provincial Court  
664 of Review shall review the facts and record in the light most favorable to the Respondent.

665 (b) In all other appeals, the Provincial Court of Review shall grant relief to the appealing party only if, on the  
666 basis of the record on appeal, it determines that the party seeking review has been substantially prejudiced by any  
667 of the following:

- 668 (1) The action taken below violates the Constitution and Canons of the Church or the Diocese;
- 669 (2) The Hearing Panel has exceeded the jurisdiction conferred by this Title;
- 670 (3) The Hearing Panel has not decided all of the issues requiring resolution;
- 671 (4) The Hearing Panel has erroneously interpreted or applied the Constitutions or Canons of the Church;
- 672 (5) The Hearing Panel has committed a procedural error or engaged in a decision-making process contrary to  
673 this Title; and/or
- 674 (6) The factual determinations of the Hearing Panel are not supported by substantial evidence when viewed in  
675 the whole light of the record on appeal.

676 **Sec. 7** It shall be the duty of the Hearing Panel to produce the record on appeal, consisting of a transcript of the  
677 proceedings before the Hearing Panel together with documentary and tangible evidence received by the Hearing Panel.  
678 The record shall be printed or otherwise reproduced as authorized by the president of the Provincial Court of Review.  
679 Within thirty days after receiving the record on appeal from the Hearing Panel, the party appealing shall serve two copies  
680 of the record of appeal, the notice of appeal and the appealing party's brief, if any, upon the opposite party and shall  
681 deliver five copies to the president of the Provincial Court of Review. Within thirty days after receiving a copy of the  
682 record on appeal, the party opposing the appeal shall serve the brief in opposition, if any, upon the appealing party, with  
683 five copies to the president of the Provincial Court of Review. Any reply brief of the appealing party shall be served  
684 likewise within fifteen days following service of the brief in opposition.

685 **Sec. 8** All members and alternates of the Provincial Court of Review serving for an appeal shall be present for any oral  
686 proceedings of the appeal.

687 **Sec. 9** The Provincial Court of Review shall keep a record of all proceedings. The Provincial Court of Review shall  
688 appoint a reporter who shall provide for the recording of the proceedings and who shall serve at the pleasure of the  
689 Provincial Court of Review.

690 **Sec. 10** At the hearing of the appeal, the Provincial Court of Review shall afford the Respondent and the Church Attorney  
691 the opportunity to be heard. The Provincial Court of Review may regulate the number of counsel to be heard.

692 **Sec. 11** No Order or determination of a Hearing Panel shall be overturned solely for technical or harmless error.

693 **Sec. 12** If, after a notice of appeal has been filed, the appealing party fails to pursue the appeal as provided in this Canon,  
694 the Provincial Court of Review may dismiss the appeal.

695 **Sec. 13** Following a hearing of the appeal and private deliberation, the Provincial Court of Review may (a) dismiss the  
696 appeal; (b) reverse or affirm in whole or in part the Order of the Hearing Panel; or (c) grant a new hearing before the  
697 Hearing Panel.

698 **Sec. 14** The concurrence of a majority of the Provincial Court of Review shall be required to decide an appeal. The  
699 Provincial Court of Review shall issue its decision in writing, signed by the members concurring therein, stating its  
700 decision and the reasons for the decision. The decision shall be attached to the record. If there is not a concurrence by a  
701 majority of the Provincial Court of Review, the Order of the Hearing Panel shall stand as affirmed except for any part of  
702 the Order for which there is concurrence.

703 **Sec. 15** Upon determination of the appeal, the president of the Provincial Court of Review shall give notice of the  
704 determination in writing to the appealing party, the party in opposition and to the Bishop Diocesan and Church Attorney.  
705 The appeal record shall be certified by the clerk of the Provincial Court of Review and the president, and shall be  
706 delivered to the Bishop Diocesan along with a copy of the record of appeal from the Hearing Panel.

707  
708 **CANON 16. Of Abandonment of The Episcopal Church**

709  
710 (A) By a Bishop

711 **Sec. 1** If a Bishop abandons The Episcopal Church (i) by an open renunciation of the Doctrine, Discipline or Worship  
712 of the Church; or (ii) by formal admission into any religious body not in communion with the same; or (iii) by exercising  
713 Episcopal acts in and for a religious body other than the Church or another church in communion with the Church, so as  
714 to extend to such body Holy Orders as the Church holds them, or to administer on behalf of such religious body  
715 Confirmation without the express consent and commission of the proper authority in the Church, it shall be the duty of  
716 the Disciplinary Board for Bishops, by a majority vote of all of its members, to certify the fact to the Presiding Bishop and  
717 with the certificate to send a statement of the acts or declarations which show such abandonment, which certificate and  
718 statement shall be recorded by the Presiding Bishop. The Presiding Bishop shall then place a restriction on the exercise of  
719 ministry of said Bishop until such time as the House of Bishops shall investigate the matter and act thereon. During the  
720 period of such restriction, the Bishop shall not perform any Episcopal, ministerial or canonical acts.

721 **Sec. 2** The Presiding Bishop, or the presiding officer, shall forthwith give notice to the Bishop of the certification and  
722 restriction on ministry. Unless the restricted Bishop, within sixty days, makes declaration by a verified written statement to  
723 the Presiding Bishop, that the facts alleged in the certificate are false or utilizes the provisions of Canon III.12.7, the  
724 Bishop will be liable to Deposition. If the Presiding Bishop is reasonably satisfied that the statement constitutes (i) a good  
725 faith retraction of the declarations or acts relied upon in the certification to the Presiding Bishop or (ii) a good faith denial  
726 that the Bishop made the declarations or committed the acts relied upon in the certificate, the Presiding Bishop, with the  
727 advice and consent of the Disciplinary Board for Bishops, shall terminate the restriction. Otherwise, it shall be the duty of  
728 the Presiding Bishop to present the matter to the House of Bishops at the next regular or special meeting of the House. If  
729 the House, by a majority of the whole number of Bishops entitled to vote, shall give its consent, the Presiding Bishop shall  
730 depose the Bishop from the ministry, and pronounce and record in the presence of two or more Bishops that the Bishop  
731 has been so deposed.

732  
733 (B) By a Priest or Deacon

734 **Sec. 3** If it is reported to the Standing Committee of the Diocese in which a Priest or Deacon is canonically resident that  
735 the Priest or Deacon, without using the provisions of Canon III.7.8-10 or III.9.8-11, has abandoned The Episcopal  
736 Church, then the Standing Committee shall ascertain and consider the facts, and if it shall determine by a vote of three-  
737 fourths of all the members that the Priest or Deacon has abandoned The Episcopal Church by an open renunciation of  
738 the Doctrine, Discipline or worship of the Church, or by the formal admission into any religious body not in communion  
739 with the Church, or in any other way, it shall be the duty of the Standing Committee of the Diocese to transmit in writing  
740 to the Bishop Diocesan, or if there be no such Bishop, to the Bishop Diocesan of an adjacent Diocese, its determination,  
741 together with a statement setting out in reasonable detail the acts or declarations relied upon in making its determination.  
742 If the Bishop Diocesan affirms the determination, the Bishop Diocesan shall place a restriction on the exercise of ministry  
743 by that Priest or Deacon for sixty days and shall send to the Priest or Deacon a copy of the determination and statement,  
744 together with a notice that the Priest or Deacon has the rights specified in Section 2 and at the end of the sixty day period  
745 the Bishop Diocesan will consider deposing the Priest or Deacon in accordance with the provisions of Section 4.

746 **Sec. 4** Prior to the expiration of the sixty day period of restriction, the Bishop Diocesan may permit the Priest or  
747 Deacon to utilize the provisions of Canon III.7.8-10 or III.9.8-11, as applicable. If within such sixty day period the Priest  
748 or Deacon shall transmit to the Bishop Diocesan a statement in writing signed by the Priest or Deacon, which the Bishop  
749 Diocesan is reasonably satisfied constitutes a good faith retraction of such declarations or acts relied upon in the  
750 determination or a good faith denial that the Priest or Deacon committed the acts or made the declarations relied upon in  
751 the determination, the Bishop Diocesan shall withdraw the notice and the restriction on ministry shall expire. If, however,  
752 within the sixty day period, the Bishop Diocesan does not pronounce acceptance of the renunciation of the Priest or  
753 Deacon in accordance with Canon III.7.8-10 and III.9.8-11, as applicable, or the Priest or Deacon does not make  
754 retraction or denial as provided above, then it shall be the duty of the Bishop Diocesan either (i) to depose the Priest or

755 Deacon or (ii) if the Bishop Diocesan is satisfied that no previous irregularity or misconduct is involved, with the advice  
756 and consent of the Standing Committee, to pronounce and record in the presence of two or more Priests that the Priest or  
757 Deacon is released from the obligations of Priest or Deacon and (for causes which do not affect the person's moral  
758 character) is deprived of the right to exercise the gifts and spiritual authority conferred in Ordination.

759  
760 **CANON 17: Of Proceedings for Bishops**

761 **Sec. 1** Except as otherwise provided in this Canon, the provisions of this Title shall apply to all matters in which a  
762 Member of the Clergy who is subject to proceedings is a Bishop.

763 **Sec. 2** In all matters in which the Member of the Clergy who is subject to proceedings is a Bishop, the following terms  
764 used in Canons IV.5 through IV.16 and Canons IV.18 and IV.19 shall have the following respective meanings:

765 (a) Disciplinary Board shall mean the Disciplinary Board for Bishops as provided in Canon IV.17.3.

766 (b) Intake Officer shall mean a person appointed by the Presiding Bishop.

767 (c) Bishop Diocesan shall mean the Presiding Bishop, unless the Member of the Clergy who is subject to  
768 proceedings is the Presiding Bishop, in which case Bishop shall mean the Bishop authorized by Canon 19.24.

769 (d) Church Attorney shall mean a person appointed by the Disciplinary Board for Bishops to serve as the Church  
770 Attorney.

771 (e) Investigator shall mean any person who is qualified to serve as an Investigator under this Title, selected by the  
772 Disciplinary Board for Bishops.

773 (f) Provincial Court of Review shall mean the Court of Review for Bishops as provided in Canon IV.17.8.

774 **Sec. 3** The Disciplinary Board for Bishops is hereby established as a court of the Church to have original jurisdiction  
775 over matters of discipline of Bishops, to hear Bishops' appeals from imposition of restriction on ministry or placement on  
776 Administrative Leave and to determine venue issues as provided in Canon IV.19.5. The Disciplinary Board for Bishops  
777 shall consist of ten Bishops elected at any regularly scheduled meeting of the House of Bishops, and four Priests or  
778 Deacons and four lay persons appointed by the President of the House of Deputies. All lay persons appointed to serve  
779 shall be confirmed adult communicants in good standing. Members of the Board shall serve staggered terms of six years,  
780 with terms of one half of the Bishops and one half of the lay persons, Priests and Deacons collectively expiring every  
781 three years, with the first expirations occurring at the end of the year 2012.

782 **Sec. 4** Within sixty days following each General Convention, the Board shall convene to elect a president for the  
783 following triennium. The president shall be a Bishop. If there is no president, the Bishop who is senior by consecration  
784 shall perform the duties of the president.

785 **Sec. 5** The Conference Panel shall consist of three Bishops, one Priest or Deacon and one lay person. The Hearing  
786 Panel shall consist of three Bishops, one Priest or Deacon and one lay person, except that the Hearing Panel for the  
787 Offense specified in Canon IV.4.1(h)(2) pertaining to Doctrine Offenses shall consist of five Bishops only.

788 **Sec. 6** The provisions of Canons IV.14.1(d) and IV.14.6(c) pertaining to recommendations that a Respondent be  
789 suspended or deposed from ministry shall not apply where the Respondent is a Bishop. Where the Respondent is a  
790 Bishop, an Accord or Order may provide for the suspension or deposition of the Respondent. In such event, the Sentence  
791 of suspension or deposition shall be pronounced by the president of the Disciplinary Board for Bishops. The president  
792 shall have no discretion to decline to pronounce the Sentence or to pronounce a lesser Sentence. Where an Accord  
793 provides for the suspension or deposition of a Respondent who is a Bishop, the president shall pronounce Sentence  
794 within thirty days after the date on which the Conciliator or the president signs the Accord. Where an Order provides for  
795 the suspension or deposition of a Respondent who is a Bishop, the president shall pronounce Sentence not sooner than  
796 forty days following the issuance of the Order and not later than sixty days following the issuance of the Order.

797 Notwithstanding anything in this section to the contrary, no Sentence shall be pronounced while an appeal of the matter is  
798 pending. However, the president may, while an appeal is pending, place restrictions upon the exercise of the Respondent's  
799 ministry, or place the Respondent on Administrative Leave, or continue any such restriction or Administrative Leave as  
800 was in effect at the time of the issuance of the Order.

801 **Sec. 7** Notwithstanding any provision of this Title to the contrary, no proceeding shall be brought under this Title  
802 against a Bishop in which the Offense alleged is violation of Canon IV.4.1(h)(2) for holding and teaching, or having held  
803 and taught, publicly or privately, and advisedly, any Doctrine contrary to that held by the Church unless a statement of  
804 disassociation shall have first been issued by the House of Bishops as provided in Canon IV.17.7 (a) and thereafter the  
805 consent of one-third of the Bishops qualified to vote in the House of Bishops has been received to initiate proceedings  
806 under this Title as provided in Canon IV.17.7 (b).

807 (a) Any ten Bishops Diocesan in the Church may file with the Presiding Bishop a written request, signed by such  
808 Bishops, that the House of Bishops issue a statement of disassociation. Such request shall include a statement of  
809 the Doctrine alleged to be contrary to that held by the Church, the name or names of the Bishop or Bishops  
810 alleged to have held and taught publicly or privately, and advisedly, such Doctrine, and a concise statement of the  
811 facts upon which the request for the statement of disassociation is based. Contemporaneously with the filing of  
812 the request, there shall be filed with the Presiding Bishop a proposed statement of disassociation and a brief in  
813 support thereof. The Presiding Bishop shall thereupon serve a copy of the request for a statement of  
814 disassociation upon each Bishop who is the subject thereof, together with the proposed statement of  
815 disassociation and a copy of the supporting brief. The Presiding Bishop shall fix a date for the filing of a response  
816 and brief in support thereof, which date shall be not less than ninety days from the date of service, and may  
817 extend the time for responding for not more than sixty additional days. Upon the filing of a response and  
818 supporting brief, if any, or upon the expiration of the time fixed for a response, if none be filed, the Presiding  
819 Bishop shall forthwith transmit copies of the request for a statement of disassociation, proposed statement of  
820 disassociation, response, and briefs to each member of the House of Bishops. The request for a statement of  
821 disassociation shall be considered by the House of Bishops at its first regularly scheduled meeting held at least one  
822 month after copies of the request for a statement of disassociation, proposed statement of disassociation,  
823 response, and briefs are transmitted to each member of the House of Bishops. The House of Bishops may amend  
824 the proposed statement of disassociation. If a statement of disassociation is not issued by the conclusion of the  
825 meeting, there shall be no further proceedings under this Title against any Bishop who is the subject thereof for  
826 holding and teaching the Doctrine alleged in the request for a statement of disassociation.

827 (b) Not later than ninety days following the issuance of a statement of disassociation by the House of Bishops as  
828 provided in Canon IV.17.7(a), any ten Bishops Diocesan may file with the Presiding Bishop a written request,  
829 signed by such Bishops, that the House of Bishops initiate proceedings under this Title against any Bishop who is  
830 the subject of such statement of disassociation for violation of Canon IV.4.1(h)(2) with regard to the same  
831 Doctrine as was alleged in the request for the statement of disassociation. Such request for initiation of  
832 proceedings under this Title shall include an explanation why the issuance of the statement of disassociation was  
833 not a sufficient response to the matters alleged in the request for statement of disassociation and shall be  
834 accompanied by a brief in support of the request for initiation of proceedings. The Presiding Bishop shall fix a  
835 date for the filing of a response, which shall include an explanation why the issuance of the statement of  
836 disassociation was a sufficient response to the matters alleged in the request for statement of disassociation, and  
837 brief in support thereof, which date shall be not less than ninety days from the date of service, and may extend  
838 the time for responding for not more than sixty additional days. Upon the filing of a response and supporting  
839 brief, if any, or upon the expiration of the time fixed for a response, if none be filed, the Presiding Bishop shall  
840 forthwith transmit copies of the request for initiation of proceedings under this Title, response, and briefs to each  
841 member of the House of Bishops. No proceeding under this Title for violation of Canon IV.4.1(h)(2) shall be  
842 initiated unless the written consent of one-third of the Bishops qualified to vote in the House of Bishops shall be  
843 received by the Presiding Bishop within sixty days of the date on which the copies of the request for initiation of  
844 proceedings under this Title, response, and briefs were sent to them. In case the Presiding Bishop does not  
845 receive the written consent of one-third of all the Bishops eligible to vote within sixty days of such date, the  
846 Presiding Bishop shall declare the matter dismissed and no further proceedings may be had thereon. If the  
847 Presiding Bishop receives the necessary written consents within sixty days as specified above, the Presiding  
848 Bishop shall forthwith notify the President of the Disciplinary Board for Bishops. The President shall promptly  
849 select from the Disciplinary Board for Bishops, by lot or by other random means, a Hearing Panel consisting of  
850 nine Bishops and shall designate a president of the Hearing Panel. The President of the Disciplinary Board for  
851 Bishops shall promptly forward to the president of the Hearing Panel and to the National Church Attorney  
852 copies of the request for initiation of proceedings under this Title, response, and briefs, and the matter shall  
853 proceed under this Title as a matter which has been referred to a Hearing Panel.

854 **Sec. 8** The Court of Review for Bishops is hereby established as a court of the Church to have jurisdiction to hear  
855 appeals from Hearing Panels of the Disciplinary Board for Bishops.

856 (a) The Court of Review for Bishops shall consist of nine members, all of whom shall be Bishops. Three Bishops  
857 shall be elected by the House of Bishops at any regularly scheduled meeting of the House of Bishops, to serve  
858 until the adjournment of the third succeeding regular meeting of General Convention and until their successors

859 are elected and qualify; however, there shall be no change in the composition of the Court with respect to a  
860 particular Respondent following any hearing in the matter and while it is pending unresolved before the Court.

861 **(b)** From among their number, the members of the Court of Review for Bishops shall elect a president.

862 **(c)** The reasonable and necessary expenses of the Court of Review for Bishops, including fees, costs,  
863 disbursements and expenses of the members, clerks, reporters and Church Attorneys shall be charged upon the  
864 General Convention and paid by the Treasurer of the General Convention upon Order of the president of the  
865 Court of Review. The Court of Review for Bishops shall have the authority to contract for and bind the General  
866 Convention to payment of these expenses.

867 **Sec. 9** An Accord between the Presiding Bishop and a Bishop resulting from an agreement for discipline pursuant to  
868 Canon IV.9 shall be **(a)** subject to the right of withdrawal provided in Canon IV.9.3 and **(b)** submitted by the Presiding  
869 Bishop to the Disciplinary Board for Bishops for approval promptly after it is signed by the Presiding Bishop and the  
870 respondent. Unless withdrawn under IV.9.3, it shall be effective upon approval of the Disciplinary Board for Bishops and  
871 not subject to appeal.

872  
873 **CANON 18: Of Modification and Remission of Orders**

874  
875 **Sec. 1** Any Member of the Clergy who is the subject of an Order which has become effective may apply to the Bishop  
876 Diocesan of the Diocese from which the Order issued, or the Presiding Bishop in the case of a Bishop, for modification  
877 or remission of the Order. If the Bishop is satisfied that sufficient reasons exist for granting the modification or remission  
878 sought, in whole or in part, the procedures provided in this Canon for modification or remission shall apply.

879 **Sec. 2** In the case of an Order pertaining to a Priest or Deacon, any provision of any Order other than a provision  
880 recommending deposition of the Priest or Deacon may be modified or remitted by the Bishop Diocesan of the Diocese  
881 from which the Order issued with the advice and consent of two-thirds of the members of the Disciplinary Board.

882 **Sec. 3** In the case of a deposition of a Priest or Deacon pursuant to an Order, such deposition may be remitted and  
883 terminated by the Bishop Diocesan of the Diocese from which the Order issued only upon the following conditions: **(a)**  
884 the remission shall be done with the advice and consent of two-thirds of the members of the Disciplinary Board of the  
885 Diocese from which the Order issued; **(b)** the proposed remission, with the reasons therefor, shall be submitted to the  
886 judgment of five of the Bishops Diocesan whose Dioceses are nearest to the Diocese from which the Order issued, and  
887 the Bishop Diocesan shall receive in writing from at least four of those Bishops their approval of the remission and their  
888 consent thereto; **(c)** if the person deposed maintains legal residence or canonical residence in a Diocese other than the  
889 Diocese from which the Order issued, the proposed remission, with the reasons therefor, shall be submitted to the  
890 judgment of the Bishop(s) Diocesan of the Diocese(s) of legal and canonical residence and such Bishop(s) shall give his or  
891 her (or their) written approval of the remission and consent thereto; and **(d)** before such remission, the Bishop Diocesan  
892 shall require the person deposed, who desires to be restored to the ordained ministry, to subscribe to the declaration  
893 required in Article VIII of the Constitution.

894 **Sec. 4** In the case of an Order pertaining to a Bishop, any provision of the Order may be modified or remitted by the  
895 president of the Disciplinary Board for Bishops with the advice and consent of a majority of the members of the Board  
896 and the Bishops who are then serving on any Provincial Court of Review.

897 **Sec. 5** In the case of any Order deposing a Member of the Clergy for abandoning the Church, no application for  
898 remission shall be received by the Bishop Diocesan until the deposed person has lived in lay communion with the Church  
899 for not less than one year next preceding application for the remission.

900 **Sec. 6** No Order may be modified or remitted unless the Member of the Clergy, the Church Attorney and each  
901 Complainant have been afforded sufficient opportunity to be heard by the Disciplinary Board, or the Disciplinary Board  
902 together with the Bishops who are then serving on any Provincial Court of review, as the case may be, as to why the  
903 proposed modification or remission should or should not be permitted.

904  
905 **CANON 19: OF GENERAL PROVISION**

906  
907 **Sec. 1** Proceedings under this Title are neither civil nor criminal but ecclesiastical in nature. These proceedings represent  
908 the responsibility of the Church to determine who shall serve as Members of the Clergy of the Church, reflecting the  
909 polity and order of this hierarchical church. Members of the Clergy have voluntarily sought and accepted positions in the

910 Church and have thereby given their consent to subject themselves to the Discipline of the Church. They may not claim in  
911 proceedings under this Title constitutional guarantees otherwise associated with secular court proceedings.

912 **Sec. 2** No member of the Church, whether lay or ordained, may seek to have the Constitution and Canons of the  
913 Church interpreted by a secular court, or resort to a secular court to address a dispute arising under the Constitution and  
914 Canons, or for any purpose of delay, hindrance, review or otherwise affecting any proceeding under this Title.

915 **Sec. 3** No secular court shall have authority to review, annul, reverse, restrain or otherwise delay any proceeding under  
916 this Title. No action shall be brought in any secular court to enforce the terms or provisions of any Accord or Order  
917 unless otherwise expressly provided therein.

918 **Sec. 4 (a)** A Member of the Clergy shall not be subject to proceedings under this Title for acts committed more than ten  
919 years before the initiation of proceedings except:

- 920 (1) if a Member of the Clergy is convicted in a criminal Court of Record or a judgment in a civil Court of  
921 Record in a cause involving immorality, proceedings may be initiated at any time within three years after the  
922 conviction or judgment becomes final;
- 923 (2) if an alleged Injured Person was under the age of twenty-one years at the time of the alleged acts,  
924 proceedings may be initiated at any time prior to the alleged Injured Person's attaining the age of twenty-five  
925 years; or
- 926 (3) if an alleged Injured Person is otherwise under disability at the time of the alleged acts, or if the acts  
927 alleged were not discovered, or the effects thereof were not realized, during the ten years immediately  
928 following the date of the acts alleged, the time within which proceedings may be initiated shall be extended to  
929 two years after the disability ceases or the alleged Injured Person discovers or realizes the effects of the acts  
930 alleged; *provided, however*, the time within which proceedings may be initiated shall not be extended beyond  
931 fifteen years from the date the acts are alleged to have been committed.

932 **(b)** The time limits of Subsection (a) above shall not apply with respect to persons whose acts include physical  
933 violence, sexual abuse or sexual exploitation, if the acts occurred when the alleged Injured Person was under the  
934 age of twenty-one years; in any such case, proceedings under this Title may be initiated at any time.

935 **(c)** Except as provided in Subsection (b) above, the time limitations for initiation of proceedings in this Section  
936 shall be retroactive only to January 1, 1996.

937 **(d)** No proceedings under this Title shall be initiated for acts which are alleged to violate Canon IV.3.1(a) or to  
938 constitute a breach of Canon IV.4.1(b), (c), (e) or (h)(2) unless the acts were committed within or continued up to  
939 two years immediately preceding the time the proceedings are initiated.

940 **(e)** For purposes of this Section 4, proceedings are initiated under this Title with respect to a particular Offense  
941 when specific allegations of the commission of that Offense are made to the Intake Officer.

942 **Sec. 5** Jurisdiction and venue for proceedings under this Title shall be as follows:

943 **(a)** A Member of the clergy shall be subject to proceedings under this Title for the alleged commission of an  
944 Offense in the Diocese in which the Member of the Clergy is canonically resident or in any Diocese in which an  
945 Offense is alleged to have occurred.

946 **(b)** Whenever a referral of a matter is to be made by an Intake Officer regarding a Member of the Clergy who is  
947 not canonically resident in the Intake Officer's Diocese, the Bishop Diocesan of the Intake Officer's Diocese shall  
948 promptly notify the Bishop Diocesan of the Diocese where the Member of the Clergy is canonically resident that  
949 the Intake Officer's Diocese intends to conduct proceedings under this Title regarding the matter. The Bishop  
950 Diocesan of the Diocese of canonical residence shall have thirty days following the receipt of such notice within  
951 which to object to assumption of jurisdiction over the matter by the Intake Officer's Diocese. Such objection  
952 shall be made in writing to the Bishop Diocesan of the Intake Officer's Diocese. If the Bishop Diocesan of the  
953 Diocese of canonical residence fails to so object within the time provided, it shall be deemed that the Bishop  
954 Diocesan of the Diocese of canonical residence has agreed to assumption of jurisdiction over the matter by the  
955 Intake Officer's Diocese.

956 **(c)** If objection is made by the Bishop Diocesan of the Diocese of canonical residence as provided in Canon  
957 IV.19.5(b), the Bishop Diocesan of the Diocese of canonical residence and the Bishop Diocesan of the Intake  
958 Officer's Diocese shall promptly agree as to which Diocese will assume jurisdiction over the matter and conduct  
959 proceedings. If the two Bishops cannot promptly agree, the disagreement will be resolved as follows:

- 960 (1) If they are in the same Province, either may promptly request the president of the Provincial Court of  
961 Review to decide which Diocese shall conduct the proceedings. If they are in different Provinces, either may

962 promptly request the president of the Disciplinary Board for Bishops to decide which Diocese shall conduct  
963 the proceedings.

964 (2) The requesting Bishop shall provide a copy of the request to the other Bishop. A reply to the request may  
965 be made by the non-requesting Bishop within fifteen days of service of the request.

966 (3) The president shall have the discretion to hear from the Bishops Diocesan or the Church Attorneys for  
967 the respective Dioceses, either personally or telephonically, concerning the request and any reply. The  
968 president shall have the discretion to request additional submissions from the Bishops Diocesan or the  
969 Church Attorneys.

970 (4) The president shall decide which Diocese shall conduct the proceedings within thirty days of service of  
971 the request.

972 **Sec. 6** In any proceeding under this Title in which the Respondent fails to appear before the Conference Panel as  
973 required by Canon IV.12.4 or to timely file with the Hearing Panel the written response required by Canon IV.13.2(c),  
974 such Panel may proceed in the absence of the Respondent and may accept as true the matters described in the notice  
975 issued to the Respondent pursuant to Canons IV.12.3 or IV.13.2.

976 **Sec. 7** Unless otherwise expressly provided in writing in the restriction on ministry or Sentence of suspension, a Member  
977 of the Clergy under a restriction on Ministry or Sentence of suspension shall not exercise any authority of his or her office  
978 over the real or personal property or temporal affairs of the Church except such matters as may not be exercised by a  
979 person other than the holder of the office, and may exercise authority in those matters only with the advice and consent of  
980 the Vestry or Bishops Committee, in the case of congregational property or affairs, or the Standing Committee, in the case  
981 of Diocesan property or affairs. The Sentence of suspension of a Rector shall terminate the pastoral relation between the  
982 Rector and the Vestry or Congregation unless (i) the Vestry by two-thirds vote requests of the Ecclesiastical Authority  
983 within thirty days that the relation continue and (ii) the Ecclesiastical Authority approves such request. If the pastoral  
984 relation has not been terminated, religious services and sacramental ministrations shall be provided for that Parish as  
985 though a vacancy exists in the office of the Rector. This Section shall not prohibit the application of Canon III.9.13-21.

986 **Sec. 8** In computing any period of time for proceedings described in this Title, the day of the act or event from which  
987 the designated time period begins to run shall not be included. The last day of the time period shall be included, unless it is  
988 a Saturday, Sunday or legal holiday in that jurisdiction, in which event the period runs until the end of the next day which  
989 is not a Saturday, Sunday or legal holiday in that jurisdiction. Whenever a party has the right or is required to do an act  
990 within a prescribed period after the service of notice or other paper, if the service is by mail, five days shall be added to the  
991 prescribed period. Whenever it is provided in this Title that an act be done promptly or without delay, such act shall be  
992 done as quickly as is reasonably possible under the circumstances.

993 **Sec. 9** In all cases in this Title where an action is performed or power exercised by a canonical body consisting of several  
994 members, including Reference Panels, Conference Panels, Hearing Panels and Courts of Review, and the full membership  
995 has been notified to convene, a majority of the members of the body shall be a quorum; and a majority of the members  
996 present when a quorum exists shall be competent to act.

997 **Sec. 10** Each Diocese shall make provision for Advisors to be available to Respondents and Complainants as provided in  
998 this Canon for the purposes of support, assistance, consultation and advice regarding the process provided in this Title  
999 and the rights, responsibilities, consequences and alternatives pertaining thereto.

1000 (a) The Bishop Diocesan shall make an Advisor available to the Respondent not later than the earliest of (1)  
1001 reference for conciliation, to the Conference Panel or to the Hearing Panel, (2) the imposition of restriction on  
1002 ministry or placement on Administrative Leave or (3) any interrogation or request for a statement or other  
1003 information from the Respondent.

1004 (b) The Bishop Diocesan shall make an Advisor available to the Complainant not later than the earliest of (1) the  
1005 forwarding of the intake report to the Reference Panel, (2) the Complainant's appeal of a dismissal under Canon  
1006 IV.6.5 or (3) the Bishop's designation of an Injured Person as a Complainant.

1007 (c) The following shall be disqualified from serving as an Advisor: the Bishop Diocesan, the Church Attorney,  
1008 any member of the Disciplinary Board, the Intake Officer, any Investigator, any person who is likely to be a  
1009 witness in any pertinent proceeding and the Chancellor or any Vice-chancellor of the Diocese.

1010 (d) No Respondent or Complainant shall be required to accept the services of any Advisor made available by the  
1011 Bishop Diocesan. Any Respondent or Complainant may use the services of any Advisor of his or her choice after  
1012 designating that person as Advisor in writing to the Intake Officer.

1013 (e) All communications between the Respondent and his or her Advisor or attorney and between the  
1014 Complainant and his or her Advisor or attorney shall be privileged.

1015 (f) The reasonable costs and expenses of providing Advisors made available by the Bishop Diocesan shall be the  
1016 obligation of the Diocese in which the matter of Discipline is proceeding unless otherwise provided in an Accord  
1017 or Order. The reasonable costs and expenses of providing Advisors chosen by the Respondent or Complainant  
1018 and not made available by the Bishop Diocesan shall be the obligation of such Respondent or Complainant unless  
1019 otherwise provided in an Accord or Order.

1020 (g) In all proceedings under this Title at which the Respondent or the Complainant has the right to be present,  
1021 their Advisors shall also have the right to be present.

1022 **Sec. 11** No person subject to the authority of the Church may attempt to coerce or improperly influence, directly or  
1023 indirectly, the actions of any body performing functions under this Title, or any member of such body or any other person  
1024 involved in such proceedings.

1025 **Sec. 12** In all proceedings under this Title whenever a Respondent or a Complainant is required or permitted to appear or  
1026 to participate or to be heard or to be present, they each shall have the right to be accompanied by and to be represented  
1027 by counsel of their choice. Whenever any notice or other document is provided to or served upon a Respondent or a  
1028 Complainant under this Title, such shall also simultaneously be provided to or served upon their respective counsel, if  
1029 Respondent or Complainant, as the case may be, has notified the Bishop of the identity and contact information for such  
1030 counsel. Nothing in this Title shall be construed as requiring any Respondent to be represented by counsel. Anything in  
1031 this Title required or permitted to be done by the Respondent's counsel may be done by the Respondent personally.

1032 **Sec. 13** Proceedings under this Title, other than pastoral responses, shall be barred to the extent that the specific Offense  
1033 has been the subject of any prior proceeding under this Title against the same Member of the Clergy which resulted in an  
1034 Order or Accord. Additionally, in the case of a Member of the Clergy who has been the subject of proceedings under any  
1035 predecessor to this Title, proceedings under this Title, other than pastoral responses, shall be barred to the extent that the  
1036 specific Offense was previously included in a presentment against the Member of the Clergy or was expressly set forth in  
1037 the Member of the Clergy's waiver and voluntary submission to discipline upon which a Sentence was been pronounced  
1038 or in the report of a conciliator.

1039 **Sec. 14** Impartiality of officials and bodies described in this Title shall be addressed as follows:

1040 (a) Any Bishop Diocesan exercising authority under this Title shall disqualify herself or himself in any proceeding  
1041 in which the Bishop's impartiality may reasonably be questioned. The Bishop shall also disqualify himself or  
1042 herself when the Bishop, the Bishop's spouse, or a person within the third degree of relationship to either of  
1043 them, or the spouse of such person, (1) is the Respondent, Complainant or an Injured Person or (2) is likely to be  
1044 a witness in the proceeding.

1045 (b) Any member of any Panel provided for in this Title shall disqualify himself or herself in any proceeding in  
1046 which the member's impartiality may reasonably be questioned. The member shall also disqualify himself or  
1047 herself when the member, the member's spouse, any person within the third degree of relationship to either of  
1048 them, or the spouse of such person, (1) is the Respondent, Complainant or an Injured Person, (2) is likely to be a  
1049 witness in the proceeding, (3) has a personal bias or prejudice concerning the Respondent, Complainant or any  
1050 Injured Person, (4) has personal knowledge of disputed evidentiary facts concerning the proceeding, (5) has a  
1051 personal financial interest in the outcome of the proceeding or in the Respondent, Complainant, any Injured  
1052 Person or any other interest that could be substantially affected by the outcome or (6) is a member of the same  
1053 congregation or otherwise has a close personal or professional relationship with the Respondent, the  
1054 Complainant, any Injured Person or any witness in the matter.

1055 (c) Any member of any Panel provided for in this Title who has not disqualified himself or herself as provided in  
1056 this section may be subject to challenge by the Church Attorney or the Respondent on grounds described in this  
1057 section. The Complainant or the Complainant's Advisor may inform the Church Attorney of any such grounds.  
1058 The challenge shall be investigated by the remaining members of the Panel who shall determine whether the  
1059 challenged member of the Panel should be disqualified and replaced according to the procedures of this Title for  
1060 filling vacancies.

1061 (d) No Bishop Diocesan or Panel shall accept from the Church Attorney or from the Respondent any waiver of  
1062 any ground for disqualification enumerated in this section unless preceded by full disclosure of the basis for the  
1063 disqualification, on the record.

1064 **Sec. 15** In addition to any challenge permitted under Canon IV.19.14, the integrity of the Disciplinary Board shall be  
1065 preserved by a system of challenge as to the membership of any Panel of the Board appointed for a proceeding. Each  
1066 Diocese shall provide by Canon for a system of challenge. If the Canons of the Diocese make no provision for challenging  
1067 a member of the Board, any member of a Panel appointed for a proceeding may be challenged by the Church Attorney or  
1068 the Respondent on grounds of conflict of interest or undue bias. The remaining members of the Board shall determine  
1069 whether the challenge is relevant and factually supported and shall determine whether the challenged member shall be  
1070 excused from that proceeding. If the member is excused, another member of the Board shall be appointed to the Panel to  
1071 fill the vacancy created by the challenge, maintaining the appropriate balance of lay and ordained members.

1072 **Sec. 16** There shall be a presumption that the Respondent did not commit the Offense. The standard of proof required to  
1073 find an Offense by a Respondent shall be that of a preponderance of the evidence.

1074 **Sec. 17** In all matters under this Title, it shall be the burden of the Church through the Church Attorney to establish an  
1075 Offense by any Respondent.

1076 **Sec. 18** Except as otherwise provided in this Title, it shall be the duty of all members of the Church to appear and testify  
1077 or respond when duly served with a notice to do so from any Panel in any matter arising under this Title.

1078 **Sec. 19** No Chancellor or Vice Chancellor of a Diocese shall serve as Church Attorney in that Diocese. No Chancellor or  
1079 Vice Chancellor of any Province shall serve as Church Attorney in any Diocese of that Province or any provincial  
1080 proceeding. Neither the Presiding Bishop's Chancellor nor the Chancellor to the President of the House of Deputies shall  
1081 serve as Church Attorney in any proceeding. The Church Attorney in any proceeding shall not be from the same law firm  
1082 as any Chancellor or Vice Chancellor otherwise disqualified under this section.

1083 **Sec. 20** Notices or other papers to be served according to procedures of this Title shall be deemed to have been duly  
1084 served if a copy is delivered to the person to be served, is left with an adult resident of the abode of the person to be  
1085 served or is mailed by certified mail to the person's usual place of abode. Notice by publication shall be made in a  
1086 newspaper of general circulation in the jurisdiction of the person's usual place of abode. Acceptance of service renders  
1087 unnecessary any further process.

1088 **Sec. 21** A reference in this Title to a Bishop Diocesan shall include a Bishop Coadjutor if specific jurisdiction for matters  
1089 contemplated by this Title has been assigned to the Bishop Coadjutor pursuant to Canon III.11.10(a)(2).

1090 **Sec. 22** A Hearing Panel or Court of Review may in its discretion obtain legal counsel to give it opinions on any questions  
1091 of law, procedure or evidence. Such legal counsel, if any, shall have no vote in any proceeding before the Hearing Panel or  
1092 Court of Review.

1093 **Sec. 23** Except as expressly provided in this Title, applicable Diocesan Canon, or in any Accord or Order, all costs,  
1094 expenses and fees, if any, shall be the obligation of the party, person or entity incurring them.

1095 (a) The necessary costs, expenses and fees of the Investigator, the Church Attorney, the Conference Panel, the  
1096 Hearing Panel and any pastoral response shall be the expense of the Diocese.

1097 (b) The necessary costs and expenses of the Provincial Court of Review shall be the expense of the Province.

1098 (c) The necessary costs and expenses of the Disciplinary Board for Bishops and the Court of Review for Bishops  
1099 shall be the expense of the General Convention.

1100 (d) Nothing in this Title precludes the voluntary payment of a Respondent's costs, expenses and fees by any other  
1101 party or person, including a Diocese.

1102 **Sec. 24** If the Presiding Bishop is unavailable to act by virtue of absence, disability or other disqualification, actions to be  
1103 performed by the Presiding Bishop in this Title shall be performed by that Bishop who would be the Presiding Officer of  
1104 the House of Bishops as provided by Article I, Section 3, of the Constitution in the event of the resignation, infirmity,  
1105 disability or death of the Presiding Bishop.

1106 **Sec. 25** If there is neither a Bishop Diocesan nor a Bishop Coadjutor nor a Bishop Suffragan charged with the  
1107 administration of clergy discipline in a Diocese and not under a restriction on ministry or Sentence of suspension, the  
1108 Diocese shall, by agreement pursuant to Canon III.13.2, arrange for a Bishop to perform the duties of the Bishop  
1109 Diocesan under this Title before commencing or continuing with any proceedings under this Title.

1110 **Sec. 26** Wherever in this Title it is provided that any communication, deliberation, investigation or proceeding shall be  
1111 confidential, no person having knowledge or possession of confidential information derived from any such  
1112 communication, deliberation, investigation or proceeding shall disclose the same except as provided in this Title, in any  
1113 Accord or Order, or as required by any applicable law.

1114 **Sec. 27** Privileged Communication shall not be disclosed, nor shall any negative inference be drawn respecting the claim  
1115 of the privilege, unless the privilege is waived by the person to whom the privilege belongs. Waiver of a privilege may

1116 occur by (a) voluntary disclosure; (b) failure to timely object to use of a Privileged Communication; or (c) placing the  
1117 Privileged Communication at issue. Notwithstanding any provision of this section to the contrary, no waiver by a penitent  
1118 of the privilege which attaches to communications or disclosures made within the Rite of Reconciliation of a Penitent shall  
1119 work to require any confessor to divulge anything pertaining to any such communications or disclosures, the secrecy of  
1120 the confession being morally absolute as provided in the Book of Common Prayer.

1121 **Sec. 28** Noncompliance with any procedural requirements set forth in this Title shall not be grounds for the dismissal of  
1122 any proceeding unless the non-compliance shall cause material and substantial injustice to be done or seriously prejudice  
1123 the rights of a Respondent as determined by the Panel or Court before which the proceeding is pending on motion and  
1124 hearing.

1125 **Sec. 29** Solely for the purposes of the application of these Canons to persons who have received the pronouncement of  
1126 the former Sentence of removal, the former Sentence of removal shall be deemed to have been a Sentence of deposition.

1127 **Sec. 30** Records of proceedings shall be preserved as follows:

1128 (a) Each Hearing Panel and Provincial Court of Review shall keep a complete and accurate record of its  
1129 proceedings by any means from which a written transcript can be produced. When all proceedings have been  
1130 concluded, the president of the Panel or Court shall certify the record. If the president did not participate in the  
1131 proceeding for any reason, the Panel or Court shall elect another member of the Panel or Court to certify the  
1132 record.

1133 (b) The Panel or Court shall make provision for the preservation and storage of a copy of the record of each  
1134 proceeding in the Diocese in which the proceeding originated.

1135 (c) The Panel or Court shall promptly deliver the original certified record of its proceedings to the Archives of  
1136 The Episcopal Church.

1137 (d) The Bishop Diocesan shall (i) promptly deliver to the Archives of The Episcopal Church a copy of any  
1138 Accord or Order which has become effective and a record of any action of remission or modification of any  
1139 Order and (ii) provide for the permanent preservation of copies of all Accords and Orders by means which  
1140 permit the identification and location of each such copy by the name of the Member of the Clergy who is the  
1141 subject thereof.

1142 **Sec. 31** Any Member of the Clergy canonically resident in the Diocese who deems himself or herself to be under  
1143 imputation, by rumor or otherwise, of any Offense for which proceedings could be had under this Title, may on his or her  
1144 own behalf request the Bishop Diocesan to conduct an inquiry with regard to such imputation. Upon receipt of such  
1145 request by a Member of the Clergy, it shall be the duty of the Bishop Diocesan to cause the matter to be investigated and  
1146 to report the result to the Member of the Clergy.

1147 **Sec. 32** No Member of the Clergy shall be accountable for any Offense if the act or omission constituting the Offense  
1148 shall have occurred only prior to the effective date of this Title, unless such act or omission would have constituted an  
1149 offense under the predecessor to this Title.

1150

1151 **CANON 20: Of Transitional Provisions and Conforming Amendments to Other Canons**

1152

1153 **Sec. 1** Capitalized terms used in this Canon and which are not otherwise defined in this Title shall have the meanings  
1154 provided in the predecessor to this Title.

1155 **Sec. 2** The effective date of this Title shall be July 1, 2011. Except as otherwise provided in this Canon, the predecessor  
1156 to this Title shall stand repealed on the effective date of this Title.

1157 **Sec. 3** Matters which are pending under the predecessor to this Title on the effective date of this Title shall proceed as  
1158 follows:

1159 (a) A Temporary Inhibition shall continue in accordance with its terms until it expires in accordance with Canon  
1160 1.2(f) of the predecessor to this Title. A Temporary Inhibition which is effective prior to the effective date of this  
1161 Title and which expires by reason of the lapse of time as provided in Canon 1.2(f)(vi) of the predecessor to this  
1162 Title may be extended and reviewed (1) as provided in the predecessor to this Title in the case of any matter  
1163 proceeding in accordance with the predecessor to this Title as provided in this section or (2) in the case of any  
1164 other matter, through the issuance of a restriction on ministry or the placement of the subject Member of the  
1165 Clergy on Administrative Leave or both in accordance with the provisions of this Title.

1166 **(b)** A Charge against a Priest or Deacon which is pending on the effective date of this Title, and upon which the  
1167 Diocesan Review Committee has neither issued a Presentment nor voted not to issue a Presentment, shall be  
1168 referred to the Reference Panel and the matter shall proceed in accordance with the provisions of this Title.

1169 **(c)** A Charge against a Bishop, which is pending on the effective date of this Title, and upon which the Review  
1170 Committee has neither issued a Presentment nor voted not to issue a Presentment, shall be referred to the  
1171 Reference Panel and the matter shall proceed in accordance with the provisions of this Title.

1172 **(d)** A request for a Statement of Disassociation which is pending on the effective date of this of this Title  
1173 shall proceed in accordance with Canon IV.17.7 (a), and the matter shall thereafter further proceed, if at all, in  
1174 accordance with the provisions of this Title.

1175 **(e)** A Presentment against a Bishop under Canon 3.21(c) of the predecessor to this Title which is pending on  
1176 the effective date of this Title shall proceed in accordance with Canon IV.17.7, and the matter shall thereafter  
1177 further proceed, if at all, in accordance with the provisions of this Title.

1178 **(f)** A case in which a Presentment against any Member of the Clergy is issued prior to the effective date of  
1179 this Title, and in which the Respondent's answer or other response is not made or does not become due until  
1180 after the effective date of this Title, shall be referred to the Conference Panel and the matter shall proceed in  
1181 accordance with the provisions of this Title.

1182 **(g)** A case which is pending before any Ecclesiastical Trial Court of any Diocese, and in which the  
1183 Respondent's answer or other response is made or becomes due prior to the effective date of this Title, and  
1184 in which no Trial has been had, shall proceed in accordance with the provisions of the predecessor to this  
1185 Title unless the Church Attorney, the Respondent and the president of the Disciplinary Board shall agree in  
1186 writing that the case shall proceed under the provisions of this Title, in which event the matter shall be  
1187 referred to the Hearing Panel and the matter shall proceed in accordance with the provisions of this Title.

1188 **(h)** An appeal from any Judgment rendered by any Ecclesiastical Trial Court of any Diocese after the  
1189 effective date of this Title shall proceed in accordance with the provisions of this Title.

1190 **(i)** A case which is pending before any Court of Review of the Trial of a Priest or Deacon shall proceed in  
1191 accordance with the predecessor to this Title unless the Church Attorney, the Respondent and the president  
1192 of the Provincial Court of Review shall agree in writing that the case shall proceed under the provisions of  
1193 this Title, in which event the matter shall be referred to the Provincial Court of Review and the matter,  
1194 including any grant of a new hearing, shall proceed in accordance with the provisions of this Title.

1195 **(j)** A case which is pending before the Court for the Trial of a Bishop, and in which the Respondent's answer  
1196 or other response is made or becomes due prior to the effective date of this Title, and in which no Trial has  
1197 been had, shall proceed in accordance with the provisions of the predecessor to this Title unless the Church  
1198 Attorney, the Respondent and the president of the Disciplinary Board for Bishops shall agree in writing that  
1199 the case shall proceed under the provisions of this Title, in which event the matter shall be referred to the  
1200 Hearing Panel and the matter shall proceed in accordance with the provisions of this Title.

1201 **(k)** A case which is pending before the Court of Review of the Trial of a Bishop shall proceed in accordance  
1202 with the predecessor to this Title unless the Church Attorney, the Respondent and the president of the Court  
1203 of Review for Bishops shall agree in writing that the case shall proceed under the provisions of this Title, in  
1204 which event the matter shall be referred to the Court of Review for Bishops and the matter, including any  
1205 grant of a new hearing, shall proceed in accordance with the provisions of this Title.

1206  
1207 And be it further

1208  
1209 *Resolved*, That Canon I.1.6(c) be amended as follows, effective as of the effective date of this Title:

1210 **(c)** It shall be the duty of the Recorder to furnish, upon proper authority and at the expense of the applicant, such  
1211 information as may be in the possession of the Recorder, based upon the reports required under Clause (b) hereof, ~~but in~~  
1212 ~~no case shall the Recorder publish, or furnish for publication, the ground of any suspension, removal, or deposition.~~

**RESOLUTION A186 REFER IMPAIRMENT OF CLERGY ISSUE TO STANDING COMMISSION ON MINISTRY DEVELOPMENT**

1 *Resolved*, The House of \_\_\_\_\_ concurring, That the 76<sup>th</sup> General Convention, having received the report and  
2 recommendations of the Title IV Task Force II regarding possible canonical amendments by which to address the  
3 needs and circumstances of Members of the Clergy who may be impaired by physical, mental or substance abuse-  
4 related causes, hereby refers this issue to the Standing Commission on Ministry Development for further study  
5 and recommendations to the 77<sup>th</sup> General Convention.

**RESOLUTION A187 AMENDMENTS TO TITLE III AND TITLE V TO CONFORM TO CHANGES TO TITLE IV**

1 *Resolved*, the House of \_\_\_\_\_ concurring, That the following provisions of Titles III and V of the Constitution  
2 and Canons for the Governance of The Episcopal Church are amended to read as indicated:  
3

4 **Canon III.7.8:**

5 **Sec. 8** If any Deacon of this Church ~~not subject to the provisions of Canon IV.8~~ shall declare, in writing, to the  
6 Bishop of the Diocese in which such Deacon is canonically resident, a renunciation of the ordained Ministry of  
7 this Church, and a desire to be removed there from, it shall be the duty of the Bishop to record the declaration  
8 and request so made. The Bishop, being satisfied that the person so declaring is ~~not subject to the provision of~~  
9 ~~Canon IV.8~~ but is acting voluntarily and for causes, assigned or known, which do not affect the Deacon's moral  
10 character, shall lay the matter before the clerical members of the Standing Committee, and with the advice and  
11 consent of a majority of such members the Bishop may pronounce that such renunciation is accepted, and that  
12 the Deacon is released from the obligations of the Ministerial office, and is deprived of the right to exercise the  
13 gifts and spiritual authority as a Minister of God's Word and Sacraments conferred in Ordination. The Bishop  
14 shall also declare in pronouncing and recording such action that it was for causes which do not affect the person's  
15 moral character, and shall, if desired, give a certificate to this effect to the person so removed from the ordained  
16 Ministry.

17  
18 **Canon III.9.3(c)(3):**

19 (3) If the Priest fails to comply with the provision of this Canon, [the Bishop of the Diocese in which the Priest is  
20 canonically resident may proceed in accordance with Canon IV.11] *such failure may be considered a breach of Canon*  
21 *IV.4.1(b)(3) occurring in the Diocese in which the Priest is canonically resident.*  
22

23 **Canon III.9.8**

24 **Sec. 8** If any Priest of this Church ~~not subject to the provisions of Canon IV.8~~ shall declare, in writing, to the  
25 Bishop of the Diocese in which such Priest is canonically resident, a renunciation of the ordained Ministry of this  
26 Church, and a desire to be removed therefrom, it shall be the duty of the Bishop to record the declaration and  
27 request so made. The Bishop, being satisfied that the person so declaring is ~~not subject to the provision of Canon~~  
28 ~~IV.8~~ but is acting voluntarily and for causes, assigned or known, which do not affect the Priest's moral character,  
29 shall lay the matter before the clerical members of the Standing Committee, and with the advice and consent of a  
30 majority of such members the Bishop may pronounce that such renunciation is accepted, and that the Priest is  
31 released from the obligations of the Ministerial office, and is deprived of the right to exercise the gifts and  
32 spiritual authority as a Minister of God's Word and Sacraments conferred in Ordination. The Bishop shall also  
33 declare in pronouncing and recording such action that it was for causes which do not affect the person's moral  
34 character, and shall, if desired, give a certificate to this effect to the person so removed from the ordained  
35 Ministry.

36  
37 **Canon III.9.20(b)**

38 **(b)** In the course of proceedings under this Canon, if ~~a charge is~~ *allegations of misconduct are* made by the Vestry  
39 against the Rector that could ~~give rise to a disciplinary proceeding~~ *constitute an Offense* under ~~Canon IV.4 Title IV,~~  
40 all proceeding under this Canon with respect to such ~~charge~~ *charge allegations* shall be suspended until the ~~charge has~~  
41 *allegations have* been resolved or withdrawn.  
42

43 **Canon III.12.7(a)**

44 **(a)** If any Bishop of this Church ~~not subject to the provisions of Canon IV.8~~ shall declare, in writing, to the  
45 Presiding Bishop a renunciation of the ordained Ministry of this Church, and a desire to be removed therefrom, it  
46 shall be the duty of the Presiding Bishop to record the declaration and request so made. The Presiding Bishop,  
47 being satisfied that the person so declaring is ~~not subject to the provision of Canon IV.8~~ but is acting voluntarily  
48 and for causes, assigned or known, which do not affect the person's moral character, shall lay the matter before  
49 the Advisory Council to the Presiding Bishop, and with the advice and consent of a majority of the members of  
50 the Advisory Council the Presiding Bishop may pronounce that such renunciation is accepted, and that the  
51 Bishop is released from the obligations of all Ministerial offices, and is deprived of the right to exercise the gifts  
52 and spiritual authority as a Minister of God's Word and Sacraments conferred in Ordinations. The Presiding  
53 Bishop shall also declare in pronouncing and recording such action that it was for causes which do not affect the  
54 person's moral character, and shall, if desired, give a certificate to this effect to the person so removed.

55

56 **Canon V.4.1(a)(4):**

57 (4) upon the certification to the Presiding Bishop by the ~~Advisory Committee~~ *Disciplinary Board for Bishops* as to  
58 the abandonment of the ~~communion of this~~ Church by a Bishop pursuant to Canon IV.4016;

59

60 **Canon V.4.1(a)(5)**

61 (5) upon the certification by the Standing Committee as to the abandonment of the ~~communion of this~~ Church by  
62 a Priest or Deacon pursuant to Canon IV.1016; or

**RESOLUTION A188 BUDGET FOR TITLE IV TASK FORCE**

1 *Resolved*, the House of \_\_\_\_\_ concurring, That General Convention requests the Joint Standing Committee on  
2 Program, Budget and Finance to consider a budget application of \$15,000.00 for the implementation of the  
3 education efforts required by the adoption of the revised Title IV.