

GENERAL CONVENTION OF THE EPISCOPAL CHURCH 2018
ARCHIVES' RESEARCH REPORT

RESOLUTION NO.: 2018-A119

TITLE: Amend Canon IV.15

PROPOSER: Standing Commission on Structure, Governance, Constitution and Canons

TOPIC: Canons

Directly Related: (Attached)

None

Indirectly Related: (Available in the [Acts of Convention](#) database, searchable by resolution number)

None

Supplemental Documents: (Linked)

(*Blue Book*) Report to General Convention, [Standing Commission on Structure, Governance, Constitution and Canons](#), see pages 433-434.

In preparing this report, the Archives researched the resolutions in the Acts of Convention database for the period 1976 through 2015, selecting "direct" resolutions that have a substantive bearing on the proposed legislation. The "direct" resolutions are attached and "indirect" resolutions are available in the Acts of Convention database. Committee members who require other research assistance should contact the Archives at 800-525-9329 before Convention or at Convention in the General Convention Secretariat.

A119 Amend Canon IV.15

Proposer	Standing Commission on Structure, Governance, Constitution and Canons
Topic	Canons
Endorsed by	
Sponsored by	
Page numbers	Blue Book: p. N/A; Constitution & Canons: p. 158
HiA / Leg. Cttee	/
Current Status	Resolution Filed
Version	Original (as filed)
Review Status	Not yet reviewed

RESOLUTION TEXT

- 1 *Resolved*, the House of _____ concurring, That Canon IV.15 is hereby amended by adding new Sections 13 and 14 to read as follows and renumbering all subsequent Sections:
- 2 *Sec. 13. The Provincial Court of Review shall make documents available to members of the Church and the Church media as set forth in this Section. The documents shall be disseminated in such a way as to make them broadly known to members of the Church and the Church media. For a matter in which a Priest or Deacon is the Respondent, dissemination shall include, at a minimum, posting the documents on the diocesan website of the diocese that conducted the Hearing Panel proceeding. For a matter in which a Bishop is the Respondent, dissemination shall include, at a minimum, posting the documents on the websites of The Episcopal Church and of the General Convention.*
- 3 (a) *The documents covered by this Section are all documents filed with or issued by the Provincial Court of Review or by any party or person including but not limited to motions, briefs, affidavits, opinions, objections, decisions, notices, challenges, and Orders, including documents in a proceeding pursuant to Section 1 of this Canon.*
- 4 (b) *The notice under Sec. 2 shall be made available no later than ten (10) business days after the notice is received by the President of the Hearing Panel.*
- 5 (c) *All other documents shall be made available no later than two (2) business days after the document is filed by a party or other person with the Provincial Court of Review or issued by the Provincial Court of Review.*
- 6 (d) *Notwithstanding the above, the Provincial Court of Review, at its discretion and for good cause to protect any Injured Person or allegedly Injured Person, may require the redaction of documents provided for in Sec. 13(a), after consultation with the Church Attorney, the Respondent's counsel, the Complainant's Advisor or Complainant's counsel, if any, and, where appropriate, the Bishop Diocesan.*
- 7 *Sec. 14. If at any time after a matter has been appealed to a Provincial Court of Review or is before a Provincial Court of Review pursuant to Sec. 1, an Accord is reached that ends the*

proceedings before the Provincial Court of Review issues an Order or issues its decision, the Bishop Diocesan shall make the Notice of Accord available to the Church and Church media as provided in Sec. 13 as well as to the Provincial Court of Review and the Hearing Panel from which the appeal was taken or about whom a request was filed pursuant to Sec. 1.

EXPLANATION

These revisions are intended to clarify various elements of the process of a Court of Review and the means by which Court of Review documents are to be released and the timing for releasing such documents to affirm the transparency of Court of Review proceedings, including Orders and Notices of Accord. These amendments are also intended to provide for limited instances in which documents may be redacted to protect any Injured Person or allegedly Injured Person.