

**.GENERAL CONVENTION OF THE EPISCOPAL CHURCH 2018
ARCHIVES' RESEARCH REPORT**

RESOLUTION NO.: 2018-D074
TITLE: Amend Canon IV.6.4
PROPOSER: The Rev. Kate Atkinson
TOPIC: Canons

Directly Related: (Attached)

2009-A185 Amend Title IV.6 [Of Intake and Referral of Information]

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

2015-A130 Amend Canon IV.6.7 [Of Intake and Referral of Information]
2015-A129 Amend Canons IV.6.5-6 [Of Intake and Referral of Information] and IV.19.10
[Of General Provisions]
2015-A128 Amend Canon IV.6.3 [Of Intake and Referral of Information]

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.

D074 Amend Canon IV.6.4

Proposer	The Rev. Kate Atkinson
Endorsed by	Morrow, Mr. Mike; Cole, Ms. L. Zoe
Sponsored by	
Page numbers	Blue Book: p. N/A; Constitution & Canons: p. 139
HiA / Leg. Cttee	/
Current Status	Pre-Filed Resolution
Version	Original (as filed)
Review Status	Not yet reviewed

RESOLUTION TEXT

- 1 *Resolved*, the House of _____ concurring, That the 79th General Convention amend Canon IV.6.4 as follows:
- 2 Sec. 4. Upon receipt of such information, the Intake Officer may ~~make such preliminary investigation~~ *undertake such initial inquiry* as he or she deems necessary, and shall incorporate the information into a written intake report, including as much specificity as possible. The Intake Officer shall provide copies of the intake report to the other members of the Reference Panel and to the Church Attorney.
- 3 And be it further
- 4 *Resolved*, That the descriptive caption adjacent to Canon IV.6.4 shall be amended as follows:
- 5 ~~Investigation.~~ *Initial Inquiry.*

EXPLANATION

Canon IV.2 (Of Terminology Used in this Title) defines an Investigator as a person having (a) sufficient knowledge, skill, experience and training to conduct investigations under this Title and (b) familiarity with the provisions and objectives of this Title.

Canon IV.11.2 describes the role of the Investigator as follows:

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

It is clear that the Investigator’s role in the Title IV process is very different from that of the Intake Officer – who is merely conducting enough of an inquiry to ensure that the appropriate information is contained in the Intake Report. The Investigator is a person qualified to undertake a professional investigation.

Changing the language in Canon IV.6.4 will ensure that there is no misunderstanding of the scope of the Intake Officer’s responsibility.



Resolution Number: 2009-A185
Title: Amend Title IV [Ecclesiastical Discipline]
Legislative Action Taken: Concurred as Amended
Final Text:

[*Resolved, That Canon IV.2 is amended to read as follows:*]

CANON 2: Of Terminology Used in this Title

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

Intake Officer shall mean *one or more* persons designated by the Bishop Diocesan after consultation with the Disciplinary Board, *unless otherwise selected pursuant to diocesan canons*, to whom information regarding Offenses is reported.

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

[*Resolved, that Canon IV.6 be amended to read as follows:*]

CANON 6: Of Intake and Referral of Information Concerning Offenses

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

Citation: Canons IV.2 and IV.6 are excerpted from the Final Text of 2009-A185, which revised Canon IV. See General Convention, *Journal of the General Convention of...The Episcopal Church, Anaheim, 2009* (New York: General Convention, 2009), pp. 227-266.