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3 Committee #1
4 Res. (1-01)
5 Ref. CM p. 64
6 Overture #4
7

8 RE: TO BEGIN MISSION WORK AMONG THE FOLLOWERS OF ISLAM
9

10
11 WHEREAS, the CNH District has a large population of followers of Islam living
12 within the District; AND
13

14 WHEREAS, followers of the Islamic faith make up a significant portion of the world's
15 population; AND
16

17 WHEREAS, with the major influx of Islamic people into our communities at this time
18 we are presented with a unique opportunity in history to bear witness to
19 our faith; THEREFORE BE IT
20

21 RESOLVED, the CNH District will consult with those districts that already have Islamic
22 outreach and missions; AND BE IT FURTHER
23

24 RESOLVED, the CNH District will provide resources to assist and encourage
25 congregations in establishing a mission outreach to the Islamic
26 community; AND BE IT FINALLY
27

28 RESOLVED, the CNH District will memorialize the next synodical convention to
29 promote missions and outreach proclaiming Christ to the followers of
30 Islam.
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32 ACTION: X Adopted Defeated Recommitted Amended
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36 Committee #1
37 Res. (1-02)
38 Ref. CM pp. 76
39 Overture #23
40 Ref. CM Supplement p. 86
41 Overture #34

42 RE: TO MEMORIALIZE SYNOD IN CONVENTION TO RETURN TO THE
43 HISTORIC PRACTICE WITH RESPECT TO MILITARY CHAPLAINCY
44

45 WHEREAS, members of the Armed Forces of our country benefit by the blessings of
46 God through the ministry of Lutheran chaplains; AND

2
3 WHEREAS, our Lutheran chaplains are faced daily with unique opportunities for
4 mission and ministry to the members of our Armed Forces and their
5 families; AND

6
7 WHEREAS, for many years all the Lutheran chaplains, regardless of synodical
8 affiliation, celebrated the Lord’s Supper together at the annual Lutheran
9 Chaplain’s Conference for all Lutheran chaplains serving all Lutherans in
10 all branches of the Armed Forces; AND

11
12 WHEREAS, this practice has only recently been changed at these pan-Lutheran
13 conferences with separate LCMS and ELCA celebrations of the
14 Eucharist; AND

15
16 WHEREAS, many chaplains in both the LCMS and ELCA desire to have the
17 opportunity to return to the earlier practice of communing together to
18 receive the encouragement and strength that comes from the Lord of the
19 Church at His Holy Meal; THEREFORE BE IT

20
21 RESOLVED, the CNH District gathered in convention express thanks to our military
22 chaplains for their dedicated service to our Lord as they serve people in
23 the Armed Forces; AND BE IT FINALLY

24
25 RESOLVED, that we memorialize our Synod in convention in 2004 to reconsider giving
26 *LCMS* chaplains the freedom once again to commune with *ELCA*
27 *chaplains* at the annual Lutheran Chaplain’s Conference.

28
29 ACTION: ___ Adopted X Defeated _____ Recommitted X Amended

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33 Committee #1
34 Res. (1-03)
35 Ref. CM p. 76-77
36 Overtures # 24 & 25

37
38 RE: TO ESTABLISH HARVESTERS FOR CHRIST—CNH

39
40
41 WHEREAS, most congregation members have the desire to reach out through their
42 faith but have fears that go along with that desire; AND

43
44 WHEREAS, Harvesters for Christ teams work to dispel this fear as they share their
45

2
3 knowledge, resources, and outreach experiences with leaders and
4 congregation members; AND

5
6 WHEREAS, the outreach zeal of those congregations drawing on the services of
7 Harvesters for Christ teams has shown marked improvement;
8 THEREFORE BE IT

9
10 RESOLVED, the CNH District establish “Harvesters for Christ—CNH” as an outreach
11 tool available to the congregations of our District; AND BE IT
12 FINALLY

13
14 RESOLVED, the congregations of our District be encouraged to make use of the
15 services of the Harvesters for Christ teams once they are trained.

16
17 ACTION: Adopted Defeated Recommitted Amended

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21 Committee #1
22 Res. (1-04)
23 Ref. CM p. 64
24 Overture #5
25 Ref. CM p. 71
26 Overture #17
27

28 RE: TO CREATE A MISSION POST MENTALITY OF BOLDNESS

29
30
31 WHEREAS, Christ’s last command and promise to his church was to make disciples of
32 all nations; AND

33
34 WHEREAS, the Lord’s will is that churches proclaim the good news of Jesus; AND

35
36 WHEREAS, the majority of the population of the United States lives without hope in
37 Christ as Savior and Lord; AND

38
39 WHEREAS, this is matter of extreme urgency because of the eternal consequences of
40 life without faith in Jesus; THEREFORE BE IT

41
42 RESOLVED, we thank God for the churches that have made mission work and outreach
43 an essential aspect of ministry; AND BE IT FURTHER

44
45 RESOLVED, we give praise to God for the untiring and selfless work of our
46 missionaries in the CNH District and worldwide; AND BE IT FUTHER

2
3 RESOLVED, we ask the Holy Spirit to touch hearts and change lives with saving faith
4 through our witness of word and deed; AND BE IT FINALLY

5 RESOLVED, we boldly seek God to create a movement within the CNH District and
6 throughout the church where every church sees itself as a mission outpost
7 in a mission field.

8
9 ACTION: ___ Adopted ___ Defeated _____ Recommitted _____ Amended

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13 Committee #2
14 Res. (2-01)
15 Ref. CM. p. 74 & 75
16 Overtures #22 & 22a
17

18 RE: TO MEMORIALIZE SYNOD TO REVISE PROCEDURES TO TERMINATE
19 CONGREGATIONAL OR INDIVIDUAL MEMBERSHIP (BYLAW 2.27)
20

21 WHEREAS, the provisions of Bylaw 2.27 Commencing an action to terminate
22 congregation or individual membership have in recent days, been used to
23 bring charges against pastors, professors, district presidents, and others;
24 AND

25
26 WHEREAS, this has resulted in individual, congregation, District, and Synodical servants
27 to have their ministries compromised by the current procedures; AND

28
29 WHEREAS, this has caused untold expenditures of time, energy, and financial resources
30 to be diverted from constructive and productive ministry; AND

31
32 WHEREAS, the application of these procedures has created an atmosphere of suspicion
33 and distrust; AND

34
35 WHEREAS, Christian ethics call us to live in responsible, cooperative, and productive
36 ways which are above the norm of the world's behavior; AND

37
38 WHEREAS, Resolution 7-19 "To have the Council of Presidents discuss and report on
39 bylaw 2.27 was overwhelmingly adopted at Synod's Convention in 2001
40 (2001 proceedings, page 173); THEREFORE BE IT

41
42 RESOLVED, that the CNH District memorialize the Synod's 2004 Convention to revise
43 the procedures of bylaw 2.27 with special attention to:

- 44
45 1. *Presumption of Innocence.*

- 2
- 3 2. Action taken on the most local level possible.
- 4 3 Finality of decision on most local level possible.
- 5 4. An appeal process for the accused.
- 6 5. A process of clearing the reputation of the accused *when found innocent*.
- 7 6. Financial equity for the accused.
- 8 7 Assurance of responsible action on *the part* of the accuser.
- 9 8. A gate-keeping process that determines the validity of the accusation at the most
- 10 local level possible; AND BE IT FINALLY

11

12 RESOLVED, that the President of the CNH District be directed to communicate this

13 desire to the COP Task Force, that has been given this assignment by the

14 2001 Synod Convention.

15

16 ACTION: X Adopted ___ Defeated _____ Recommitted X Amended

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18

19 Committee #2

20 Res. (2- 02)

21 Ref. CM p. 72

22 Overture #19

23

24 RE: TO MEMORIALIZE THE LCMS TO RESCIND CONVENTION RESOLUTION

25 2001-3-21a)

26

27 WHEREAS, the 2001 Convention of The Lutheran Church-Missouri Synod adopted

28 Resolution 3-21a which used language which denigrated the reputation of

29 the Evangelical Lutheran Church in America with the following statement:

30 "Resolved that the 2001 Synodical convention affirm the late President

31 Alvin L. Berry's judgment that 'we cannot consider them [ELCA] to be an

32 orthodox Lutheran church body'" (2001 Convention Proceedings, p.142;

33 AND

34

35 WHEREAS, The Constitution of the Evangelical Lutheran Church in America clearly

36 states doctrinal standards and norms which are orthodox and Lutheran and

37 which are the same as those held by The Lutheran Church-Missouri Synod;

38 THEREFORE BE IT

39

40 RESOLVED, that the California Nevada Hawaii District memorialize the 2004

41 Convention of the LCMS to rescind this Resolution 3:21a with appropriate

42 apologies to those who were offended and to seek improved relations with

43 the Evangelical Lutheran Church in America.

44

45 ACTION: ___ Adopted ___ Defeated _____ Recommitted ___ Amended

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3 Committee #2

4 Res. (2-03)

5 Ref. CM p. 79

6 Overture #28

7 Ref. CM Supplement p. 86-87

8 Overture #35

9
10 RE; TO MEMORIALIZE THE LCMS TO STUDY "ORDINATION" AND ITS
11 APPLICATION WITHIN THE LCMS

12
13 WHEREAS, confusion and difference of opinion have occurred surrounding a biblical
14 definition of "Ordination;" AND

15
16 WHEREAS, confusion and differences of opinion have occurred surrounding educational
17 standards and function of Lay Ministry as well as alternative education
18 (DELTO); AND

19
20 WHEREAS, confusion and differences of opinion have occurred surrounding
21 qualifications for "Ordination" such as gender, marital history, calling by a
22 congregation, etc.; AND

23
24 WHEREAS, confusion and difference of opinion have concurred surrounding the status
25 of professional church workers who are not "Ordained"; THEREFORE BE
26 IT

27
28 RESOLVED, that the CNH District memorialize the Synod's 2004 Convention to
29 undertake a study of "ordination" with a report available to the church by
30 the Synods' Convention of 2007.

31
32 ACTION: ___ Adopted ___ Defeated _____ Recommitted ___ Amended

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36
37 Committee #2

38 Res. (2- 04)

39 Ref. CM p. 73

40 Overture #21

41 Ref. CM Supplement p. 87

42 Overture #36

43
44 RE: TO MEMORIALIZE THE LCMS TO EVALUATE AND REVISE ITS
45 APPLICATIONS WITHIN THE LCMS OF ROMANS 16:17

2
3 WHEREAS, the Holy Scriptures encourages the church to focus on its unity (Note Jesus'
4 prayer in John 17:20-21 praying for unity and St. Paul's exhortation in
5 Ephesians 4: 3-6 that we are unified); AND

6
7 WHEREAS, St. Paul's words in Romans 16:17 warn against separatism and sectarianism
8 as is noted in the objectives of The Lutheran Church-Missouri Synod
9 (Constitution, At. 111, Para 1); AND

10
11 WHEREAS, Romans 16:17 has at times been interpreted solely as a Biblical basis for
12 separating members and pastors of The Lutheran Church-Missouri Synod
13 from others in the larger Body of Christ; THEREFORE BE IT

14
15 RESOLVED, that the CNH District of The Lutheran Church-Missouri Synod, memorialize
16 the Synod at its next convention to evaluate, rethink and revise its use of
17 Romans 16:17 so that this passage may no longer be used as a sole basis for
18 bringing charges against brothers and sisters who associate with non-LCMS
19 Christians and/or as a basis to justify separatistic tendencies and practices.

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21 ACTION: ___ Adopted ___ Defeated _____ Recommitted _____ Amended

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26 Committee #2
27 Res. (2-05)
28 Ref. CM p. 67
29 Overture #8
30 Ref. CM p. 68
31 Overture #9
32 Ref. CM Supplement p. 87
33 Overture #37
34

35
36 RE: TO RECOMMEND A NORMATIVE COMMUNION POLICY TO THE LCMS

37
38 WHEREAS, there is inconsistency in our District and Synod regarding what constitutes a
39 normative and responsible policy for determining admission to the
40 Communion table; AND

41
42 WHEREAS, our Synod teaches that it is an improper policy to deny the Holy Supper to
43 anyone based on denominational affiliation alone, as our textbooks advise
44 our congregations "they must guard against denying the Sacrament to those
45 Christians for who Christ has appointed it. " (Francis Pieper, Christian
46 Dogmatics, Volume 3, page 381, Concordia Publishing House, St. Louis,
47 1953); AND

2
3 WHEREAS, Martin Luther taught concerning admission to the Sacrament that,
4 "He is truly worthy and well prepared who has faith in these words. 'Given
5 and shed for the remission of sin.' " (Small Catechism) and Lutherans
6 rightly teach that the Lord's Supper is a means of grace; AND
7

8 WHEREAS, we need to help one another keep the emphasis and focus on grace and gift
9 and welcome rather than on restrictions and complicated barriers; AND
10

11 WHEREAS, it is our intention and practice to administer the holy Supper to all baptized
12 Christians who sincerely desire it and profess a common belief with us
13 about the Supper,
14 about the Lord Jesus Christ, and
15 about ourselves in that as sinful human beings we need the forgiveness of
16 sins, and
17 believe with us that Christ Jesus both invited and commanded us to use His
18 Supper, and
19 that the true body and blood of Jesus "given and shed for the remission of
20 sins" are actually present, as Martin Luther described, "In, with and under
21 the bread and wine" because Jesus said so, and
22 that in this Sacrament we receive the forgiveness of sins; AND
23

24 WHEREAS, it would be best to refrain from offering the Sacrament to those who do not
25 profess a common belief with us
26 about the Supper,
27 about the Lord, and
28 about themselves. THEREFORE BE IT
29

30 RESOLVED, that the CNH District affirm the following description of a normative
31 Communion policy:
32

33 1. We do not approve the practice of "Open Communion" in which our Communion
34 table is open to all who present themselves without regard to status and doctrinal
35 understanding of the holy Supper; and
36

37 2. We do not approve the practice of "Closed Communion" in which our
38 Communion table is closed to all who do not have denominational affiliation in the
39 Lutheran Church-Missouri Synod, but
40

41 3. We do affirm and encourage the LCMS at the 2004 convention to approve and
42 encourage the evangelical practice of "Close Communion" in which we welcome to
43 our Communion table all Christians who are in doctrinal agreement with our
44 understanding of the Holy Supper and who are worthy through their faith and desire
45 to seek the assurance of the forgiveness of sins. And
46

2
3 4. We further affirm that the local pastor shall have the responsibility for overseeing
4 and facilitating this evangelical practice.

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6 ACTION: ___ Adopted ___ Defeated _____ Recommitted _____ Amended

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Committee #3
Res. (3-01)
Ref. CM Supplement p. 85
Overture #32

RE: TO MAKE PRIMARY THE TELLING OF THE GOOD NEWS OF JESUS
CHRIST TO OTHERS

WHEREAS, the Church exists in a world where the population continues to expand;
AND

WHEREAS, urbanization of the population continues to grow; AND

WHEREAS, secularism continues and grows in its appeal to people of all nations and
cultures; AND

WHEREAS, indifference to Christ's Word continues worldwide; THEREFORE BE IT

RESOLVED, that the congregations of the CNH District of the Lutheran Church
Missouri Synod determine to share the Good News of Jesus with all
people wherever they may be by

- Searching out new and innovative methods and
- Praying daily that the power of the Word may work in the hearts and
lives of all people.

ACTION: X Adopted Defeated _____ Recommitted _____ Amended

Committee #3
Res. (#3-02)
CM p. 65
Overture #6
CM p. 77-78
Overtures 26 & 26a

RE: TO MAKE USE OF LAY TRAINING PROGRAMS

WHEREAS, God has given to the church all the gifts of the Holy Spirit necessary to
fully function as the Body of Christ, AND

2
3 WHEREAS, situations exist when it is impractical or impossible for a congregation to
4 call a seminary trained pastor, AND

5
6 WHEREAS, at times laity have been licensed by the District President to carry out the
7 responsibilities of the office of the public ministry, AND

8
9 WHEREAS,, the lay ministers are a blessing from God to the congregation and the
10 California-Nevada-Hawaii District, AND

11
12 WHEREAS, the California-Nevada-Hawaii District is exploring and implementing
13 appropriate training programs for ministry training for lay workers;
14 THEREFORE BE IT

15
16 RESOLVED, that the CNH District thank God for our laity who give unselfishly for the
17 good of Christ's church, AND BE IT FURTHER

18
19 RESOLVED, that we reaffirm the need for lay ministers in the California-Nevada-
20 Hawaii District, AND BE IT FURTHER

21
22 RESOLVED, that we continue to provide appropriate training in programs for training
23 lay workers including DELTO (Distance Education Learning Toward
24 Ordination); AND BE IT FURTHER

25
26 RESOLVED, that we explore and implement other lay training programs that will meet
27 the needs of the church, AND BE IT FINALLY

28
29 RESOLVED, that the delegates in convention give thanks to God for our lay ministers
30 by singing the Doxology.

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32 ACTION: X Adopted Defeated Recommitted Amended

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37 **Committee #3**
38 **Res. (3-03)**
39 **Ref. CM Supplement p. 88**
40 **Overture #38**

41 RE: TO COMMEND REFOCUS PROCESS IN CALIFORNIA-NEVADA-HAWAII
42 DISTRICT CONGREGATIONS

43
44 WHEREAS, God has called on his followers to be faithful to Him; AND
45

2
3 WHEREAS, the church's faithfulness should result in "fruitfulness"; AND

4
5 WHEREAS, 47% of the California-Nevada-Hawaii District churches had one or no
6 adult converts in 2001; AND

7
8 WHEREAS, changing times, declining attendance, and lack of finances have caused
9 many church leaders to readdress priorities in the church; AND

10
11 WHEREAS, a rediscovery of one's calling to the Lord and His ministry may be
12 necessary; AND

13
14 WHEREAS, some pastors and congregations have begun a 3-year ReFocusing process
15 that works toward greater personal and congregational spiritual health;
16 AND

17
18 WHEREAS, the goal of "ReFocus" in the California-Nevada-Hawaii District is to help
19 congregations become healthy enough to "birth new life"; THEREFORE BE
20 IT

21 RESOLVED, that we commend the 25 pastors and congregations that have begun the
22 ReFocusing process; AND BE IT FURTHER

23 RESOLVED that we thank God for the California-Nevada-Hawaii District trained
24 facilitators of ReFocus; AND BE IT FINALLY

25
26 RESOLVED, that we strongly encourage all of the California-Nevada-Hawaii District
27 congregations to learn about and become part of the ReFocus process.

28
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30 ACTION: ___ Adopted ___ Defeated ___ X ___ Recommitted ___ Amended

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34 Committee #3
35 Res. (3-04)
36 Ref. CM pp. 68-69
37 Overture #10
38

39 RE: TO RECOMMEND A SINGULAR CHANGE IN THE NICENE CREED
40

2
3 WHEREAS, the LCMS Commission on Worship is considering a change in the
4 wording of the Nicene Creed for inclusion in the new hymnal; AND

5
6 WHEREAS, this new wording would read, "who for us *humans* and for our salvation,"
7 in place of "who for us *men* and for our salvation;" AND

8
9 WHEREAS, in today's culture, the word "men" often is no longer defined as
10 "mankind" in general, but rather as "male" specifically; AND

11
12 WHEREAS, this specific understanding often causes women to feel excluded from the
13 Gospel promises, thereby hindering the mission of the church; AND

14
15 WHEREAS, the traditional wording of the Creed is not inspired by the Holy Spirit in
16 the same way that Holy Scripture is, but was rather chosen by men who
17 lived in a certain culture; AND

18
19 WHEREAS, God's Word of Holy Scripture says that females, like males, are created in
20 the image of God and not in the image of males (Genesis 1:26-27); and
21 that, in faith, "there is neither... male nor female, but that all are one in
22 Christ Jesus" (Galatians 3:28); AND

23
24 WHEREAS, the Church does not have the right to change the text of Scripture itself,
25 but should indeed do all it can to use inclusive language in its worship life
26 and practice, in order not to discriminate against either women or men on
27 the basis of gender; AND

28
29 WHEREAS, not using the word "human," but simply omitting the word "men," would
30 accomplish the objective of this resolution; THEREFORE BE IT

31
32 RESOLVED, that the CNH District recommend a singular change in the wording of the
33 Nicene Creed, for inclusion in the new hymnal, to read, "who for us and
34 for our salvation," and commend the LCMS Commission on Worship for
35 its sensitivity in this matter; AND BE IT FINALLY

36
37 RESOLVED, that the CNH District memorialize the Synod in its 2004 convention to
38 support this change in wording.

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41 ACTION: ___ Adopted ___ Defeated _____ Recommitted ___ Amended

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3 Committee #3
4 (Res. 3-05)
5 Ref. CM pp. 69
6 Overture #11
7

8 RE: TO DECLINE TO INCLUDE DIVINE SERVICE II, SECOND SETTING IN THE
9 NEW HYMNAL

10
11 WHEREAS, *Lutheran Worship* continues and will continue to be an authorized hymnal
12 of the Lutheran Church Missouri Synod; AND

13
14 WHEREAS, congregations currently using *Lutheran Worship* will continue to have the
15 freedom to use it or to retain it as a resource; THEREFORE BE IT

16
17 RESOLVED, that delegates at the 66th convention of the CNH District respectfully
18 decline overture #11.

19
20 ACTION: ___ Adopted ___ Defeated _____ Recommended _____ Amended
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24 Committee #4
25 Res. (4-01)
26 No Reference

27 RE: TO RATIFY CHANGES MADE TO ARTICLE 8 OF THE CNH DISTRICT'S
28 ARTICLES OF INCORPORATION

29 WHEREAS, the move of the District office from San Francisco County to Alameda
30 County resulted in the denial of our District's religious welfare exemption
31 due to the weak language of the dissolution clause (Article 8) of the
32 District's Articles of Incorporation; AND

33 WHEREAS, the District was instructed to file an amendment to the Articles of
34 Incorporation with the State of California with stronger language in
35 Article 8; AND

36 WHEREAS, District legal counsel recommended ratification by the District Convention
37 of the changes made to Article 8 by the CNH District Board of Directors on
38 December 14, 2002; AND

39 WHEREAS, the original text of Article 8 stated;

40 *"All the property of this corporation is declared irrevocably dedicated to*
41 *religious and charitable purposes. In the event of the liquidation or*
42 *dissolution of this corporation or abandonment of its property, no portion*

2
3 *thereof shall inure to the benefit of any private person, and in the event of*
4 *such liquidation, dissolution or abandonment, all of said property shall*
5 *immediately vest in and become the property of The Lutheran Church-*
6 *Missouri synod, a corporation.” ;THEREFORE BE IT*

7 RESOLVED, that the new language of Article 8 state:

8 *“All the property of this corporation is declared irrevocably dedicated to*
9 *religious and charitable purposes and no part of the net income or assets of*
10 *this organization shall inure to the benefit of any private persons. Upon the*
11 *dissolution or winding up of the corporation, its assets remaining after*
12 *payment or provision for payment of all its debts and liabilities of this*
13 *corporation shall become the property of The Lutheran Church-Missouri*
14 *Synod, which has established its religious tax exempt status under Section*
15 *501 (c) (3) of the Internal Revenue Code. In the event The Lutheran Church*
16 *– Missouri Synod is not in existence, the assets of this corporation shall be*
17 *distributed to a nonprofit fund, foundation, or corporation, which is*
18 *organized and operated exclusively for Christian religious purposes,*
19 *meeting the requirements for exemption provided by Section 214 of the*
20 *Revenue and Taxation Code, and which has established its tax exempt status*
21 *under Section 501 (c) (3) of the Internal Revenue Code.”*

22
23 ACTION: X Adopted Defeated Recommitted Amended

24
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26 Committee #4
27 Res. (4-03)
28 Ref: CM Supplement p. 83
29 Overture #30
30

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33 RE: TO AFFIRM SYNODICAL RESOLUTION 3-07A

34
35 WHEREAS, the Great Commission of our Lord Jesus urges us to reach out with the
36 Gospel, even to the ends of the earth; AND

37
38 WHEREAS, in faithfulness to the vision that Jesus Christ placed before him, St. Paul
39 took his witness into the forums of his day; AND

40
41 WHEREAS, the 2001 convention of the Lutheran Church-Missouri Synod through
42 Resolution 3-07A recognized that some civic events may be “cases of
43 discretion” where differences of opinion concerning event participation can
44 exist. “Pastors may have honest differences or opinion about whether to or
45

2
3 *to what extent it is appropriate or helpful to participate in these or similar*
4 *civic events. In these cases charity must prevail.”; AND*

5
6 WHEREAS, this same resolution recognized the possibility of “once-in-a-lifetime”
7 circumstances and stated that, “*these situations can be evaluated only on a*
8 *case-by-case basis and may evoke different responses from different pastors*
9 *who may be equally committed to LCMS fellowship principles,”;*
10 THEREFORE BE IT

11
12 RESOLVED, that the CNH District affirm its commitment to Synod Resolution 3-07A;
13 AND BE IT FINALLY

14
15 RESOLVED, that the CNH District ask its pastors, congregations, and church leaders to
16 boldly take the clear message of God’s love in Jesus Christ into the public
17
18 arena and to do so with charity for one another and faithfulness to our
19 doctrinal and fellowship commitments.

20
21 ACTION: X Adopted Defeated Recommitted Amended

22
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24 Committee #4
25 Res. (4-04)
26 Ref: CM p. 70
27 Overture #14
28 Ref: CM p. 72
29 Overture #20
30 Ref: CM Supplement p. 83
31 Overture #30
32 Ref: CM Supplement p. 84
33 Overture #31
34 Ref: CM Supplement p. 88
35 Overture #40
36

37
38 RE: TO AFFIRM DR. BENKE AND PRESIDENT KIESCHNICK

39
40 WHEREAS, the Lutheran Church–Missouri Synod, through Resolution 3-07A,
41 established guidelines for unique representations of Jesus Christ in the
42 public arena that are considered cases of discretion and once-in-a-lifetime
43 situations; AND

44
45 WHEREAS, the guidelines of Resolution 3-07A were followed on the occasion of the
46 Yankee Stadium event of September 2001; AND

2
3 WHEREAS, a process for handling grievances in a manner that seeks to bring honor to
4 God’s church rather than to divide it has long been established; AND

5
6 WHEREAS, the congregations, pastors and leaders of the LCMS have prayerfully sought
7 God’s answer and healing through the established process of adjudication;
8 THEREFORE BE IT

9
10 RESOLVED, that the CNH District affirm and thank Dr. David Benke for his efforts to
11 bring the hope of Christ into the public arena; AND BE IT FURTHER

12
13 RESOLVED, that the CNH District affirm Dr. David Benke’s commitment to the
14 adjudication process; AND BE IT FINALLY

15
16 RESOLVED, that the CNH District affirm and thank Synodical President Gerald
17 Kieschneck for his leadership in ensuring that the church is faithful to the
18 Great Commission, its doctrinal and fellowship commitments, and the
19 expression of charity for one another.

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21 ACTION: X Adopted Defeated Recommitted Amended

22
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24
25 Committee #4
26 Res. 4-05
27 Ref: CM p. 66
28 Overture 7
29

30 RE: MEMORIAN TO SYNOD IN CONVENTION TO DECLARE CCM RULING 02-
31 2282 NULL AND VOID

32
33 WHEREAS, ruling number 02-2282 (August 20, 2002) of the LC-MS Commission on
34 Constitutional Matters purported to grant to the President of the synod the
35 right to overturn decisions rendered in the synodical discipline process,
36 especially with these words: Under extraordinary circumstances, such as
37 when an issue is of synod-wide concern and having an immediate and
38 ongoing negative impact on the Synod, the President may choose to exercise
39 his discretion in fulfilling his duties under Article XI. The President’s right
40 and / or responsibility to call up for review an action of an investigative
41 officer carrying out the responsibilities and powers; AND

42
43 WHEREAS, this purported right has already been exercised in a well-publicized case,
44 and thus the right is not merely a theoretical matter; AND

45
46

2
3 WHEREAS, any interpretation of the synodical Constitution and Bylaws which argues
4 that officer's rights are "implied" or "flow from" other rights is clearly and
5 forcefully repudiated by this constitutional principle of the synod:

6 The officers of the Synod must assume ONLY such rights as have
7 been EXPRESSLY conferred upon them by the Synod (Const.
8 Article XI.AI; emphasis ours); AND
9

10 WHEREAS, Constitution Article X111.2 states:
11 Expulsion shall be executed only after following such procedure as shall be
12 set forth in the Bylaws of the Synod; and this means that the bylaws
13 concerning disciplinary expulsion cannot be overruled by other statements
14 in the Constitution; AND
15

16 WHEREAS, the general duties of the president of the synod, in Article XI.B, cannot
17 overrule the specific rules of Bylaw procedure mandated by the above-stated
18 Article XIII.2, per Robert's Rule 'A general statement or rule is always of
19 less authority than a specific statement or rule and yields to it' (Robert's
20 Rules of Order, Newly Revised, I Oh Edition, sec. 56, p. 571, lines 8-9);
21 AND
22

23 WHEREAS, therefore, in ruling 02-2282 the Commission on Constitutional Matters gave
24 to the Constitutional Matters gave to the President of Synod a right in the
25 discipline process that he does not possess in the synod Constitution or
26 bylaws; AND
27

28 WHEREAS, when the Blue Ribbon Committee proposed the revisions to Bylaw 3. 10 1,
29 which contain the permission for the president to "call up for review"
30 certain actions, it specified that this pertained to ADMINISTRATIVE
31 matters of synod-wide corporate agencies, program boards, or commissions,
32 when it stated:

33 With regard to the synod-wide corporate entities as well as the
34 program boards or commissions, the committee recommends that the
35 President of the Synod have the responsibility to call up for review
36 any action that appears to him to be in violation of the Synod's
37 Constitution, Bylaws or convention resolutions (Report of the Blue
38 Ribbon Committee, August 1997, p. 9, lines 21-25; cf, *ibid.*, p. 46,
39 lines 33-52). AND
40

41 WHEREAS, in the same section, the Blue Ribbon Committee clearly stated that it was
42 dividing the president's duties into three categories: a) ecclesial, supervising
43 doctrine and practice; b) administrative, duties relating to general oversight
44 of the synodical organization; and c) duties which are part ecclesial and part
45 administrative (see *ibid.*, p. 8, lines 32-38); AND
46

2
3 WHEREAS, Bylaw 3. 10 135, in which the president’s right to “call up for review” is
4 specifically categorized under “B. ADMINISTRATIVE’ [duties], but
5 disciplinary powers are ECCLESIASTICAL duties because they are vested
6 in District Presidents, or their equivalents; and Whereas, therefore, ruling
7 02-2282 commits an error in transferring the president’s right to “call up for
8 review” from administrative actions to ecclesiastical actions, including
9 discipline case; THEREFORE BE IT

10
11 RESOLVED, that ruling 02-2282 is hereby declared to be null and void; AND BE IT
12 FURTHER

13
14 RESOLVED, that any and all consequences of ruling 02-2282 in any and all discipline
15 cases shall be declared to be null and void, and that if those consequences
16 affected in any way the outcomes of those disciplinary cases, those cases
17 must be retried from the point in procedure in which ruling 02-2282 was
18 invoked; AND BE IT FINALLY

19
20 RESOLVED, that the synod instructs its president to observe the meaning of Bylaw 3. 10
21 135, as explained in this Resolution, and only involve himself in
22 disciplinary cases when and where he is expressly instructed to be involved
23 by the bylaws of the synod.

24
25 ACTION: _____ Adopted _____ Defeated _____ Recommitted _____ Amended
26

27
28
29
30 Committee #4
31 Res. (4-06)
32 Ref: CM p. 70
33 Overture #13
34 Ref: CM p. 79
35 Overture #29
36

37
38 RE: TO PETITION SYNOD IN CONVENTION TO MAKE INTERIM
39 APPOINTMENTS TEMPORARY
40

41 WHEREAS, Synodical bylaws state that the President of the Synod shall "engage in
42 consultation with each program board, commission, and the governing
43 board of each synod wide corporate entity to reach mutual concurrence on a
44 slate of candidates for the position of executive director or chief executive
45 officer" (Bylaw 3.101 C 4); AND

2 WHEREAS, an interim president and CEO for Concordia Publishing House (CPH) was
3 appointed in October, 2001 without consultation with the President of the
4 Synod, began working two days later and officially assumed the duties of
5 interim CEO on January 2, 2002 (LCMS News – No. 91, November 14,
6 2002); AND

7 WHEREAS, the Board of Directors of CPH has not yet offered the President of Synod a
8 list of candidates for the presidency of CPH; AND

9 WHEREAS, the current “interim president” is now in his second year of tenure in that
10 office; AND

11 WHEREAS, this situation creates the impression that the Board of CPH is determined to
12 keep the interim president in office indefinitely without concurrence of the
13 President of the Synod; AND

14 WHEREAS, such action seems to be an effort to bypass the intent of the Synod in
15 formulating Bylaw 3.101 C 4; THEREFORE BE IT

16 RESOLVED, that the CNH District memorialize the 2004 convention of the Lutheran
17 Church – Missouri Synod to correct this situation and provide for better
18 management in the future; AND BE IT FURTHER

19 RESOLVED, that when a vacancy occurs in an executive position, the appropriate board
20 shall present its list of candidates to the President of Synod within six
21 months after the vacancy in which the executive position occurs; AND BE
22 IT FURTHER

23 RESOLVED, that the Board shall act expeditiously to fill the vacancy; AND BE IT
24 FINALLY

25 RESOLVED, that no interim executive shall hold office longer than one year unless the
26 President of Synod grants his approval to an extension of the appointment.

27
28 ACTION: _____ Adopted _____ Defeated _____ Recommitted _____ Amended

29 -----

30
31
32 Committee #4

33 Res. 4-07

34 Ref: CM Supplement p. 85

35 Overture 33

36

2
3 RE: TO PETITION THE LCMS COMMISSION ON STRUCTURE TO STUDY
4 MEANS FOR MORE EQUITABLE REPRESENTATION AT SYNODICAL
5 CONVENTION
6

7 WHEREAS, The Lutheran Church-Missouri Synod has grown, under the blessing of
8 God, to include many lay members, pastors and commissioned workers such
9 as teachers, college, university and seminary professors, AND
10

11 WHEREAS, There exists a great inequality in the size of congregations, districts and
12 circuits, AND
13

14 WHEREAS, Professors and commissioned workers have no direct vote in the
15 government of the Lutheran Church-Missouri Synod, AND
16

17 WHEREAS, The number and size of Synodical boards and commissions has grown over
18 the years, THEREFORE BE IT
19

20 RESOLVED, that the Commission on Structure of the Lutheran Church—Missouri Synod
21 study the voting and organizational structure of our Synod and bring
22 recommendations for solving the following matters and other issues related
23 to these structures to the entire Synod no later than ten months prior to the
24 2004 Synodical convention:

- 25 • Granting commissioned ministers fair representation, perhaps on a circuit
- 26 basis, to district and national conventions,
- 27 • Providing a more equitable representation based on size and number of
- 28 congregations, circuits and districts,
- 29 • Reducing the size and number of Synodical boards and commissions,
- 30 wherever possible, and determine the best method for selecting
- 31 members,
- 32 • Asking the Council of Presidents to participate more directly in the
- 33 nomination and appointment of Board and Commission members,
- 34 • Considering ways by which two or more districts may share the services
- 35 of individual staff members,
- 36 • Exploring options for choosing Synodical vice-presidents two through five
- 37 on a regional basis.

38
39 ACTION: _____ Adopted _____ Defeated _____ Recommitted _____ Amended

40 -----
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Committee #4
Res. 4-08
Ref: CM p. 71
Overture #16
Ref: CM p. 72
Overture #18

10 RE: TO CHANGE RESTRICTIONS CONCERNING MEMBERSHIP ON
11 SYNODICAL BOARD OF DIRECTORS

12
13 WHEREAS, Synodical bylaw 3.18 Ia., states concerning the make up of the Synodical
14 Board of Directors, "...*No more than one of these 13 (members) may be*
15 *elected from one district*"; AND

16
17 WHEREAS, there are no restrictions for membership on the board of any other synod-
18 wide entity (e.g., Concordia Historical Institute, The Lutheran Church-
19 Missouri Synod Foundation); AND

20
21 WHEREAS, prior to 1998 the bylaw concerning Board of Directors Membership read,
22 "*No more than one of the ordained ministers or lay persons may be elected*
23 *from any one District*"; AND

24
25 WHEREAS, the previous less restrictive bylaw limitation had served the Synod well for
26 many years; AND

27
28 WHEREAS, it is desirable that the best qualified candidates for office be elected and
29 come from as many Districts of Synod as possible; THEREFORE BE IT

30
31 RESOLVED, that the CNH District memorialize the 2004 Synodical Convention to amend
32 bylaw 3.18 Ia. To read: "...*No more than one of the ordained members or*
33 *laypersons may be elected from any one District.*"

34
35 ACTION: Adopted Defeated Recommitted Amended

36
37 -----

38 Committee #4
39 Res. (4-09)
40 Ref CM p. 71
41 Overture #15

42
43 RE: TO PETITION SYNOD IN CONVENTION TO DRAFT A NEW SYNODICAL
44 CONSTITUTION AND BYLAWS

2
3 WHEREAS, the Constitution and By-laws have served the organizational needs of God's
4 church we call the Lutheran Church Missouri Synod for over 100 years;

5 AND

6
7 WHEREAS, multiple amendments to the Constitution and By-laws have occurred over
8 the years, each well intended and designed to address a change needed at the
9 date of it's adoption; AND

10
11 WHEREAS, the organizational needs of the Lutheran Church Missouri Synod have
12 changed since the Constitution and By-laws were adopted and will continue
13 to change; AND

14
15 WHEREAS, the Constitution and By-laws, although not intended, have become
16 unnecessarily complex resulting in an inefficient and bureaucratic
17 organizational structure, decision making process; AND

18
19 WHEREAS, Satan has seized upon this situation by creating a lack of trust throughout the
20 Synodical family and is succeeding in creating growing signs of
21 organizational dysfunction; AND

22
23 WHEREAS, a new and streamlined Constitution and By-laws is needed to REFOCUS
24 ourselves as God's church in the 21st Century minimize our time and effort
25 on organizational matters and maximize our time and effort to proclaiming
26 Jesus to a hurting world; THEREFORE BE IT

27 RESOLVED, That the CNH District memorialize the Lutheran Church -Missouri Synod at
28 its next (2004) convention to direct and implement the following:

29 1) Establish a task force of nine people to be appointed as follows:

- 30 a. 2 members (1 lay person and 1 ordained pastor) appointed by the Synodical
31 President.
32 b. 2 members (1 lay person & 1 ordained pastor) appointed by the Synodical Board of
33 Directors
34 c. 5 members (3 lay persons [one serving as chair] and 2 ordained pastors) appointed
35 by the Council of District Presidents.

36 2) The Task Force be charged to:

- 37 a. Draft and present to the congregations a new Synodical Constitution and By-laws by
38 January 1, 2006.
39 b. Secure Congregational input during the drafting process.

- 2
- 3 c. Present the new proposed Synodical Constitution and Bylaws to the 2007
- 4 convention for action
- 5 d. Consider the following objectives:
- 6 i. Maximize organizational time and talent to proclaim the Gospel and
- 7 minimize organizational time and talents to internal organizational
- 8 matters.
- 9 ii. Streamline decision making.
- 10 iii. Minimize layers of organizational bureaucracy.
- 11 iv. Create fair congregational representation and avoid minority control.
- 12 e. All Task Force decisions to be made by simple majority vote. All nine Task Force
- 13 members will have voting privileges.

14 3) The Synodical President and Board of Directors are directed to allocate sufficient
15 financial resources to support the work of the Task Forces.

16 4) The Task force will be disbanded and it will cease to exist at the conclusion of the
17 2007 Synodical convention.

18
19 ACTION: ___ Adopted ___ Defeated ___ Recommitted ___ Amended

20
21 -----

22 Committee #4
23 Res. (4-10)
24 Ref: CM p. 63
25 Overture #1
26

27 RE: TO REFER AT-RISK CONGREGATIONS OR MISSIONS TO THE PARTNER
28 MINISTRY COMMITTEE

29
30 WHEREAS, in the past ten years numerous churches have closed and no longer exist as
31 congregations or missions of the CHN district; AND

32
33 WHEREAS, there are additional congregations at-risk or in danger of closing; AND

34
35 WHEREAS, the CNH district has a Partner Ministry Committee to assist at-risk
36 congregations or missions with their continued proclamation of the Gospel;
37 THEREFORE BE IT

38
39 RESOLVED, that at-risk congregations or missions be seek prayer support, counsel, and
40 mission & ministry ideas from their fellow circuit congregations and be
41 referred to the Partners Ministry Committee for assistance.

42
43 ACTION: X Adopted ___ Defeated ___ Recommitted X Amended

2
3 Committee #4
4 Res. (4-11)
5 Ref: CM p. 69
6 Overture #12
7

8 RE: TO MEMORIALIZE SYNOD IN CONVENTION TO MAINTAIN AND
9 EMPHASIZE ARTICLES II AND VII OF SYNOD'S CONSTITUTION

10
11 WHEREAS, Article II of Synod's Constitution clearly states that the confessional
12 subscription for the Synod and its members is the Holy Scriptures, the three
13 Ecumenical Creeds, and the Lutheran Confessions (Book of Concord); AND
14

15 WHEREAS, a confessional Lutheran position maintains that Scripture alone is the norm
16 for faith and practice of Christians and the Church, AND
17

18 WHEREAS, the Lutheran Confessions rightly explicate the teaching of the Gospel and all
19 its articles, AND
20

21 WHEREAS, to make anything other than Scripture and Confessions binding is to betray
22 Lutheran principle; AND
23

24 WHEREAS, Article VII of Synod's Constitution clearly states that Synod is "*not an*
25 *ecclesiastical government exercising legislative or coercive powers*" and
26 that "*with respect to the individual congregation's right of self-government*
27 *it is but an advisory body.*" AND
28

29 WHEREAS, Article VII clearly states that "*no resolution of the Synod imposing anything*
30 *upon the individual congregation is of binding force if it is not in*
31 *accordance with the Word of God or if it appears to be inexpedient as far as*
32 *the condition of the congregation is concerned*"; AND
33

34 WHEREAS, as Lutheran Christians, we continue to see things from a Reformation
35 perspective, being cautious of institutional control and attempts by
36 ecclesiastical authorities to establish binding doctrine and practice rather
37 than following Holy Scripture, the three Ecumenical Creeds, and the
38 Lutheran Confessions; THEREFORE BE IT
39

40 RESOLVED, that the CNH District 2003 Convention recognize with thankful hearts the
41 wisdom of the LCMS Constitution's evangelical and unreserved emphasis
42 on Holy Scripture, the three Ecumenical Creeds, and the Lutheran
43 Confessions as the only binding and determining documents for our life
44 together; AND BE IT FURTHER
45
46

2
3 RESOLVED, that the CNH District 2003 Convention recommends the Synod's 2004
4 Convention direct that all resolutions and rulings which state or suggest that
5 anything other than Holy Scripture, the three Ecumenical Creeds, and the
6 Lutheran Confessions (as described in Article II of the Synod's Constitution)
7 are binding or normative in our walking together be rescinded and declared
8 null and void; AND BE IT FINALLY
9

10 RESOLVED, that the CNH District 2003 Convention recommend the Synod's 2004
11 Convention further direct that Article VII's provision be absolutely
12 maintained: *"Accordingly, no resolution of the Synod imposing anything*
13 *upon the individual congregation is of binding force if it is not in*
14 *accordance with the Word of God or if it appears to be inexpedient as far as*
15 *the condition of the congregation is concerned."*
16

17 ACTION: X Adopted Defeated Recommitted Amended
18
19
20

21 -----
22

23 Committee #4
24 Res.(4-12)
25 Ref: CM p. 64
26 Overture #3
27

28
29 RE: TO DECLINE RENAMING THE CNH DISTRICT OFFICE BUILDING
30

31 PREAMBLE: We are grateful for Dr. Alvin Barry's faithful service as President of the
32 LCMS and for his pastoral heart in recognizing that each and every
33 congregation is important to the Lord.
34

35 WHEREAS, Dr. Barry will most certainly be honored on a national level and
36 remembered for his faithful service to the Lord; and
37

38 WHEREAS, the name "CNH District Office / Mission and Ministry Center" accurately
39 describes its function; THEREFORE, BE IT
40

41 RESOLVED that Overture 3, to rename the CNH District Office, is respectfully declined.
42

43 ACTION: Adopted Defeated Recommitted Amended
44
45

2
3 Committee #4
4 Res. (4-13)
5 Ref: CM p. 63
6 Overture #2
7
8

9 RE: TO RESPECTFULLY DECLINE TO SELL A PORTION OF THE DISTRICT
10 MINISTRY CENTER
11

12 WHEREAS, the new District Ministry Center has served our District well for one and a
13 half years, hosting 188 meetings within the first year alone; AND,
14

15 WHEREAS, the current unleased portion of the facility is, for the most part, due to the
16 temporary economic situation in the country; AND,
17

18 WHEREAS, in the long-term, the leasing of unused office space can produce income that
19 will benefit the mission of the District; AND,
20

21 WHEREAS, the office space could be used for future expansion of the ministry if
22 ownership is continued; THEREFORE BE IT
23

24 RESOLVED, that the CNH District respectfully decline the overture to sell the unleased
25 portion of the District Ministry Center.
26

27 ACTION: ____ Adopted ____ Defeated ____ Recommitted ____ Amended
28

29 -----
30

31 Committee #4
32 Res. (4-14)
33 Ref: CM Supplement p. 89
34 Overture #41
35

36 RE: TO REMOVE BYLAW TERM LIMITS FOR DISTRICT ELECTED CEF FUND
37 BOARD MEMBERS

38 WHEREAS, the California-Nevada-Hawaii District's 64th Convention deleted from its
39 Bylaws the entire section dealing with its CNH District Church Extension
40 Fund (the Fund), including the right to elect members to its Board; AND

41 WHEREAS, the California-Nevada-Hawaii District's 65th convention restored the
42 election of three members to the Fund Board in Resolution 5-04,
43 subsequently Bylaw III.H., AND
44

2
3 WHEREAS, the Bylaw III.H.c. calls for term limits for District-elected Board members
4 when the other six members of the Church Extension Fund Board of
5 Directors are not subject to limitations on their term of service, AND

6 WHEREAS, the Fund Board desires there to be consistency in the terms of its Board
7 members, AND

8 WHEREAS, the Fund has experienced a natural but not excessive turn-over of members,
9 THEREFORE BE IT

10 RESOLVED, that the words "he/she may succeed himself/herself one time", be stricken
11 from District Bylaw III.H.c.

12
13 ACTION: X Adopted _____ Defeated _____ Recommitted _____ Amended

14 -----

15
16 Committee #9
17 Res. (9-01)
18 No reference
19

20
21 RE: TO IDENTIFY SITE FOR 2006 CNH DISTRICT CONVENTION

22
23 WHEREAS, the last three District Conventions have been held at Santa Clara,
24 Sacramento, and Modesto; AND

25
26 WHEREAS, Circuit #10, the Sierra Nevada Circuit, is extending to us an invitation,
27 indicating their willingness to host the 67th convention of the CNH District
28 in the year 2006; THEREFORE BE IT

29
30 RESOLVED, that we here in convention in Modesto accept their invitation and request
31 that Circuit #10 be involved in the planning of the 67th convention of the
32 CNH District; AND BE IT FINALLY

33
34
35 RESOLVED, that the District Board of Directors be authorized to set the exact dates,
36 subject to available facilities.

37
38 ACTION: X Adopted _____ Defeated _____ Recommitted _____ Amended

39
40 -----
41
42
43

2
3 Committee #9

4 Res. (9-02)

5 Ref. CM p. 78 & 79

6 Overtures 27 and 27a

7
8
9 RE: TO PRECEDE THE 2006 DISTRICT CONVENTION WITH A TIME OF
10 CELEBRATION AND RENEWAL

11
12 WHEREAS existing boards and committees have the ability to plan and carry out pre-
13 convention events; and

14
15 WHEREAS sufficient time must be allotted for reports, elections, resolutions and other
16 business; THEREFORE BE IT

17
18 RESOLVED that we respectfully decline overtures 27 and 27a.

19
20 ACTION: _____ Adopted _____ Defeated _____ Recommitted _____ Amended

21

2
3 Committee #4
4 Res. (4-02)
5 Ref. CM p. 88
6 Overture #39
7

8 RE: TO REMOVE ELECTION REQUIREMENTS FROM DIRECTOR
9 COMMISSIONED MINISTER

10
11 WHEREAS, there is only one California-Nevada-Hawaii District Board of Director that
12 represents the Commissioned Ministers, AND

13
14 WHEREAS, California-Nevada-Hawaii Schools, and therefore the Minister of Religion –
15 Commissioned are not evenly distributed in the CNH District, or even
16 among the three regions, AND

17
18 WHEREAS, the 2000 California Nevada-Hawaii District Convention Resolution 4-03
19 required the election of the Director-Commissioned Minister to be elected
20 from a Regional Caucus, on a rotating basis at District Conventions, AND

21
22 WHEREAS, there is no requirement that the Director be elected from the region that
23 elects him, AND

24
25 WHEREAS, the rotation of election by region may hamper the re-election of a candidate,
26 AND

27
28 WHEREAS, other elected officers that serve at large are elected by the entire voting body
29 of the California-Nevada-Hawaii Convention, THEREFORE, BE IT

30
31 RESOLVED, that the Bylaws of the California-Nevada-Hawaii District be amended in the
32 following manner:

33
34 III.E.b Be elected regionally, by caucus, on a rotating basis as determined
35 by the Board of Director at the regular convention.

36
37 (As a responsibility of the Nominating Committee)

38 IV.C.12.iii Nominate at least two candidate for each of the following
39 offices: Regional Directors, *Director-Commissioned Minister*, Secretary,
40 Treasurer, and the (next Convention) Nominating Committee (see above).

41
42 VI.F.3.a The Regions shall caucus to nominate their Regional Vice
43 Presidents and the Regional-Director. ~~One Region (on a rotating basis as~~
44 ~~determined by the Board of Directors) shall also nominate one Director-~~
45 ~~Commissioned Minister.~~ (The Regional Vice President, ~~the Director-~~
46 ~~Commissioned Minister~~, and the Regional Director may not be from the

2
3 same Circuit). Each Region will submit to the Convention one nomination
4 for Regional Vice President and one nomination for Regional Director.

5
6 VI.F.3.c The Teller Committee will present the slate prepared by the Nominating
7 Committee for the office of Director- Commissioned Minister; entertain
8 nominations from the floor of the caucus as allowed in Article VI.D above;
9 ~~disqualify any nominee made ineligible because of the Circuit of the nominated~~
10 ~~Regional Vice Presidents~~; and conduct a run-off election. The Candidate receiving
11 the majority of the votes cast shall be declared nominated.

12
13 ACTION: X Adopted Defeated Recommitted Amended

14
15 -----

16
17 Committee #4
18 Res. (4-05a)
19 Ref: CM p. 66
20 Overture #7
21

22
23 RE: TO DECLINE MEMORIAL TO SYNOD IN CONVENTION TO DECLARE
24 CCM RULING 02-2282 NULL AND VOID

25
26 WHEREAS, Synod has established the Committee on Constitutional Matters to interpret
27 the Synod’s Bylaws and Constitution and render opinions regarding
28 questions to such matters (Bylaw 3.905.d); AND

29
30 WHEREAS, there are appeal processes designed to discover and correct potential errors
31 made by officers of Synod in carrying out their duties and responsibilities
32 under Bylaws 8.16 – 8.21; AND

33
34 WHEREAS, the CCM has set forth ruling 02-2282 and reaffirmed this ruling in
35 subsequent meetings of the commission; AND

36
37 WHEREAS, Committee #4 agrees with CCM 02-2282 and believes that the CCM did its
38 job as required by the Constitution and Bylaws of Synod; AND

39
40 WHEREAS, the case, which Overture #7 specifically addresses, is currently in the appeal
41 process; AND

42
43 WHEREAS, to declare CCM 02-2282 null and void would terminate the current appeals
44 process being administered under Synod’s Constitution and Bylaws; AND

45

2
3
4 WHEREAS, congregations can submit overtures directly to the Synodical Convention
5 under Bylaw provision 3.19.2; THEREFORE, BE IT

6
7 RESOLVED that Overture 7 be respectfully declined.

8
9 ACTION: _____ Adopted _____ Defeated _____ Recommitted _____ Amended

10
11 -----

12
13 Committee #4
14 Res. 4-06a
15 Ref: CM p. 70
16 Overture #13
17 Ref: CM p. 79
18 Overture #29
19

20
21 RE: TO PETITION SYNOD IN CONVENTION TO MAKE INTERIM
22 APPOINTMENTS TEMPORARY
23

24 WHEREAS, Synodical bylaws state that the President of the Synod shall "engage in
25 consultation with each program board, commission, and the governing
26 board of each synod wide corporate entity to reach mutual concurrence on a
27 slate of candidates for the position of executive director or chief executive
28 officer" (Bylaw 3.101 C 4); AND

29 WHEREAS, an interim president and CEO for Concordia Publishing House (CPH) was
30 appointed in October, 2001 without consultation with the President of the
31 Synod, began working two days later and officially assumed the duties of
32 interim CEO on January 2, 2002 (LCMS News – No. 91, November 14,
33 2002); AND

34 WHEREAS, the current “interim president” is now in his second year of tenure in that
35 office; AND

36 WHEREAS, this situation creates the impression that the Board of CPH is determined to
37 keep the interim president in office indefinitely without concurrence of the
38 President of the Synod; AND

39 WHEREAS, such action seems to be an effort to bypass the intent of the Synod in
40 formulating Bylaw 3.101 C 4; THEREFORE BE IT

2 RESOLVED, that the CNH District memorialize the 2004 convention of the Lutheran
3 Church – Missouri Synod to correct this situation and provide for better
4 management in the future; AND BE IT FURTHER

5 RESOLVED, that when a vacancy occurs in an executive position, the appropriate board
6 shall present its list of candidates to the President of Synod within six
7 months after the vacancy in which the executive position occurs; AND BE
8 IT FURTHER

9 RESOLVED, that the Board shall act expeditiously to fill the vacancy; AND BE IT
10 FINALLY

11 RESOLVED, that no interim executive shall hold office longer than one year unless the
12 President of Synod grants his approval to an extension of the appointment.

13

14 ACTION: _____ Adopted _____ Defeated _____ Recommitted _____ Amended

15 -----

16 Committee #4

17 Res. (4-07a)

18 Ref: CM Supplement p.85

19 Overture #33

20
21 RE: TO PETITION THE LCMS COMMISSION ON STRUCTURE TO STUDY
22 MEANS FOR MORE EQUITABLE REPRESENTATION AT SYNODICAL
23 CONVENTION

24
25 WHEREAS, The Lutheran Church-Missouri Synod has grown, under the blessing of
26 God, to include many lay members, pastors and commissioned workers such
27 as teachers, college, university and seminary professors, AND

28
29 WHEREAS, Since there are questions about equitable representation of congregations,
30 districts and circuits, AND

31
32 WHEREAS, Professors and commissioned workers have no direct vote in the
33 government of the Lutheran Church-Missouri Synod, AND

34
35 WHEREAS, The number and size of Synodical boards and commissions has grown over
36 the years, THEREFORE BE IT

37
38 RESOLVED, that we urge the Commission on Structure of the Lutheran Church—
39 Missouri Synod to study the voting and organizational structure of our
40 Synod and bring

2
3 recommendations for solving the following matters and other issues related to
4 these structures to the 2004 Synodical convention:

- 5 • Granting commissioned ministers fair representation, perhaps on a circuit basis,
6 to district and national conventions,
- 7 • Providing a more equitable representation based on size and number of
8 congregations, circuits and districts,
- 9 • Reducing the size and number of Synodical boards and commissions,
10 wherever possible, and determine the best method for selecting
11 members,
- 12 • Asking the Council of Presidents to participate more directly in the
13 nomination and appointment of Board and Commission members,
- 14 • Considering ways by which two or more districts may share the services of
15 individual staff members,
- 16 • Exploring options for choosing Synodical vice-presidents two through five on a
17 regional basis.

18
19 ACTION: _____ Adopted X Defeated _____ Recommitted X Amended

20
21 -----

22
23 Committee #4
24 Res. (4-09a)
25 Ref CM p. 71
26 Overture #15
27

28 RE: TO PETITION SYNOD IN CONVENTION TO DRAFT A NEW SYNODICAL
29 CONSTITUTION AND BYLAWS

30
31 WHEREAS, the Constitution and Bylaws have served the organizational needs of God's
32 church we call the Lutheran Church Missouri Synod for over 100 years;
33 AND

34
35 WHEREAS, multiple amendments to the Constitution and Bylaws have occurred over the
36 years, each well intended and designed to address a change needed at the
37 date of it's adoption; AND

38
39 WHEREAS, the organizational needs of the Lutheran Church Missouri Synod have
40 changed since the Constitution and Bylaws were adopted and will continue
41 to change; AND
42

2
3 WHEREAS, a streamlined Constitution and Bylaws would be helpful to focus our time
4 and effort in proclaiming Jesus Christ to a hurting world; THEREFORE BE
5 IT

6 RESOLVED, That the CNH District memorialize the Lutheran Church -Missouri Synod at
7 its next (2004) convention to direct and implement the following:

8 1) Establish a task force of nine people to be appointed as follows:

9 d. 2 members (1 lay person and 1 ordained pastor) appointed by the Synodical
10 President.

11 e. 2 members (1 lay person & 1 ordained pastor) appointed by the Synodical Board of
12 Directors

13 f. 5 members (3 lay persons [one serving as chair] and 2 ordained pastors) appointed
14 by the Council of District Presidents.

15 2) The Task Force be charged to:

16 f. Draft and present to the congregations a new Synodical Constitution and Bylaws by
17 January 1, 2006.

18 g. Secure Congregational input during the drafting process.

19 h. Present the new proposed Synodical Constitution and Bylaws to the 2007
20 convention for action

21 i. Consider the following objectives:

22 i. Maximize organizational time and talent to proclaim the Gospel and
23 minimize organizational time and talents to internal organizational
24 matters.

25 ii. Streamline decision making.

26 iii. Minimize layers of organizational bureaucracy.

27 iv. Create fair congregational representation.

28 j. All Task Force decisions to be made by simple majority vote. All nine Task Force
29 members will have voting privileges.

30 3) The Synodical President and Board of Directors are directed to allocate sufficient
31 financial resources to support the work of the Task Forces.

32 4) The Task force will be disbanded and it will cease to exist at the conclusion of the
33 2007 Synodical convention.

34
35 ACTION: _____ Adopted _____ Defeated _____ Recommitted _____ Amended

2
3 Committee #1
4 Res. (1-03a)
5 Ref. CM p. 76-77
6 Overtures # 24 & 25
7

8 RE: TO ESTABLISH HARVESTERS FOR CHRIST—CNH
9

10 WHEREAS, most congregation members have the desire to reach out through their
11 faith but have fears that go along with that desire; AND
12

13 WHEREAS, Harvesters for Christ teams work to dispel this fear as they share their
14 knowledge, resources, and outreach experiences with leaders and
15 congregation members; AND
16

17 WHEREAS, Harvesters for Christ is an outreach ministry sponsored by the Lutheran
18 Church – Missouri Synod utilizing the resource of retired or available lay or
19 clergy volunteers; AND
20

21 WHEREAS, the outreach zeal of those congregations drawing on the services of
22 Harvesters for Christ teams has shown marked improvement;
23 THEREFORE BE IT
24

25 RESOLVED, the CNH District establish “Harvesters for Christ—CNH” as an outreach
26 tool available to the congregations of our District; AND BE IT
27 FURTHER
28

29 RESOLVED, that the CNH District make available distance learning training or contract a
30 certified trainer to offer a teaching sequence for volunteers interested in
31 serving as Harvesters for Christ; AND BE IT FURTHER
32

33 RESOLVED, that provision of such training be contingent upon receiving needed
34 financial resources from charitable benefactors; AND BE IT FURTHER
35

36 RESOLVED, that training be held no later than July 2004 under the supervision of the
37 District Evangelism Committee; AND BE IT FINALLY
38

39 RESOLVED, the congregations of our District be encouraged to make use of the
40 services of the Harvesters for Christ teams once they are trained.
41

42 ACTION: ___ Adopted ___ Defeated _____ Recommitted ___ Amended
43

44 Referred to Board of Directors for action
45
46 -----

4
5 Committee #2
6 Res. (2- 02a)
7 Ref. CM p. 72
8 Overture #19
9

10 RE: TO MEMORIALIZE THE LCMS TO SEEK IMPROVED RELATIONS WITH
11 THE ELCA

12
13 WHEREAS, the 2001 Convention of The Lutheran Church-Missouri Synod
14 adopted

15 Resolution 3-21a which used language which denigrated the reputation of
16 the Evangelical Lutheran Church in America with the following statement:
17 "Resolved that the 2001 Synodical convention affirm the late President
18 Alvin L. Berry's judgment that 'we cannot consider them [ELCA] to be an
19 orthodox Lutheran church body'" (2001 Convention Proceedings, p.142;
20 AND

21
22 WHEREAS, this resolution has not been constructive to our ongoing dialogue with The
23 Evangelical Lutheran Church in America; AND

24
25 WHEREAS, current leadership in the LCMS is committed to responsible dialogue with
26 other Lutherans and other churches; THEREFORE BE IT

27
28 RESOLVED, that the California Nevada Hawaii District, while acknowledging our
29 failures in the process of giving and taking offense rejoices in renewed and
30 expanded relations among Lutheran churches; AND BE IT FURTHER

31
32 RESOLVED, that we thank Almighty God for blessing our church with leadership which
33 places great value on solid inter-Lutheran relationships; AND BE IT
34 FURTHER

35
36 RESOLVED, that we the members of the CNH District commit ourselves to careful, clear
37 and caring conversations with other Lutherans; AND BE IT FINALLY

38
39 RESOLVED, that the CNH District memorialize the 2004 Convention of the LCMS to
40 seek improved relations with the Evangelical Lutheran Church in America.

41
42 ACTION: ___ Adopted X Defeated _____ Recommitted _____ Amended

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Committee #2
Res. (2-03a)
Ref. CM p. 79
Overture #28
Ref. CM Supplement p. 86-87
Overture #35

RE; TO MEMORIALIZE THE LCMS TO DEFINE AND CLARIFY "ORDINATION"
AND ITS ASSOCIATED ISSUES SUCH AS THE PASTORAL OFFICE AND
THE CALL

WHEREAS, confusion and differences of opinion have occurred surrounding a Lutheran
definition of ordination and its associated issues of pastoral office and the
call; AND

WHEREAS, confusion and differences of opinion have occurred surrounding educational
standards and function of Lay Ministry as well as alternative education
(DELTO); AND

WHEREAS, confusion and differences of opinion have occurred surrounding
qualifications for "Ordination" such as gender, marital history, calling by a
congregation, etc.; AND

WHEREAS, confusion and differences of opinion have concurred surrounding the status
of professional church workers who are not "Ordained"; THEREFORE BE
IT

RESOLVED, that the CNH District memorialize the Synod's 2004 Convention to
define and clarify "ordination" and its associated issues with a definitive
report available to the church by the Synod's 2007 Convention.

ACTION: ___ Adopted ___ Defeated _____ Recommitted ___ Amended

2
3 Res. (2- 04a)
4 Ref. CM p. 73
5 Overture #21
6 Ref. CM Supplement p. 87
7 Overture #36
8

9 RE: TO MEMORIALIZE THE LCMS TO EVALUATE AND REVISE ITS
10 APPLICATIONS WITHIN THE LCMS OF ROMANS 16:17
11

12 WHEREAS, Romans 16:17 states:
13 I appeal to you, brethren, to take note of those who create dissensions and
14 difficulties, in opposition to the doctrine which you have been taught; avoid
15 them.
16

17 WHEREAS, the Holy Scriptures encourages the church to focus on its unity (Note Jesus’
18 prayer in John 17:20-21 praying for unity and St. Paul's exhortation in
19 Ephesians 4: 3-6 that we are unified); AND
20

21 WHEREAS, St. Paul's words in Romans 16:17 warn against separatism and sectarianism
22 as is noted in the objectives of The Lutheran Church-Missouri Synod
23 (Constitution, At. 111, Para 1); AND
24

25 WHEREAS, Romans 16:17 has at times been used solely as a Biblical basis for
26 separating members and pastors of The Lutheran Church-Missouri Synod
27 from others in the larger Body of Christ; THEREFORE BE IT
28

29 RESOLVED, that the CNH District of The Lutheran Church-Missouri Synod, memorialize
30 the Synod at its next convention to evaluate, rethink and revise the
31 interpretation of Romans16:17 so that this passage may no longer be used
32 as a sole basis for bringing charges against brothers and sisters who
33 associate with non-LCMS Christians and/or as a basis to justify separatistic
34 tendencies and practices.
35

36 ACTION: ___ Adopted ___ Defeated _____ Recommitted _____ Amended
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2
3 Committee #2

4 Res. (2-05a)

5 Ref. CM p. 67

6 Overture #8

7 Ref. CM p. 68

8 Overture #9

9 Ref. CM Supplement p. 87

10 Overture #37

11
12
13 RE: TO RECOMMEND A NORMATIVE COMMUNON POLICY TO THE LCMS

14
15 WHEREAS, there is inconsistency in our District and Synod regarding what constitutes a
16 normative and responsible policy for determining admission to the
17 Communion table; AND

18
19 WHEREAS, our Synod teaches that it is an improper policy to deny the Holy Supper to
20 anyone based on denominational affiliation alone, as our textbooks advise
21 our congregations "they must guard against denying the Sacrament to those
22 Christians for whom Christ has appointed it. " (Francis Pieper, Christian
23 Dogmatics, Volume 3, page 381, Concordia Publishing House, St. Louis,
24 1953); AND

25
26 WHEREAS, Martin Luther taught concerning admission to the Sacrament that,
27 "He is truly worthy and well prepared who has faith in these words. 'Given
28 and shed for the remission of sin.' " (Small Catechism) and Lutherans
29 rightly teach that the Lord's Supper is a means of grace; AND

30
31 WHEREAS, we need to help one another keep the emphasis and focus on grace and gift
32 and welcome rather than on restrictions and complicated barriers; AND

33
34 WHEREAS, it is our intention and practice to administer the holy Supper to all baptized
35 Christians who sincerely desire it and profess a common belief with us
36 about the Supper,
37 about the Lord Jesus Christ, and
38 about ourselves in that as sinful human beings we need the forgiveness of
39 sins, and
40 believe with us that Christ Jesus both invited and commanded us to use His
41 Supper, and
42 that the true body and blood of Jesus "given and shed for the remission of
43 sins" are actually present, as Martin Luther described, "In, with and under
44 the bread and wine" because Jesus said so, and
45 that in this Sacrament we receive the forgiveness of sins; AND

46

2
3 WHEREAS, it would be best to refrain from offering the Sacrament to those who do not
4
5 profess a common belief with us
6 about the Supper,
7 about the Lord, and
8 about themselves. THEREFORE BE IT
9

10 RESOLVED, that the CNH District offer the following description of a normative
11 Communion policy:
12

13 1. We do not approve of "Open Communion" defined as that practice in which our
14 Communion table is open to all who present themselves without regard to status
15 and doctrinal understanding of the holy Supper, nor do we approve of "Closed
16 Communion" defined as that practice in which our communion table is closed to all
17 who do not have denominational affiliation in the Lutheran Church – Missouri
18 Synod.
19

20 2. We approve and encourage "Close Communion" defined as the evangelical
21 Lutheran practice in which we welcome to our Communion table any Christians
22 who are in agreement with our understanding of the Holy Supper and who are
23 worthy through their faith and desire to seek the assurance of the forgiveness of
24 sins. And
25

26 3. We further affirm that the responsibility for overseeing and facilitating this
27 evangelical Lutheran practice is and remains with the called pastor in the local
28 congregation, AND BE IT FINALLY
29

30 RESOLVED, that the CNH District memorialize the 2004 Synodical Convention to
31 approve, encourage and practice the above stated normative communion
32 policy.
33

34 ACTION: X Adopted Defeated Recommended Amended
35
36

2
3 Committee #3

4 Res. (3-03a)

5 Ref. CM Supplement p. 88

6 Overture #38

7 RE: TO COMMEND REFOCUS PROCESS IN CALIFORNIA-NEVADA-HAWAII
8 DISTRICT CONGREGATIONS

9
10 WHEREAS, God has called on his followers to be faithful to Him; AND

11
12 WHEREAS, changing times, declining attendance, and lack of finances have caused
13 many church leaders to readdress priorities in the church; AND

14
15 WHEREAS, a rediscovery of one's calling to the Lord and His ministry may be
16 necessary; AND

17
18 WHEREAS, some pastors and congregations have begun a 3-year ReFocusing process
19 that works toward greater personal and congregational spiritual health;
20 AND

21
22 WHEREAS, the goal of "ReFocus" in the California-Nevada-Hawaii District is to help
23 congregations become healthy enough to "birth new life"; THEREFORE BE
24 IT

25 RESOLVED, that we commend the 25 pastors and congregations that have begun the
26 ReFocusing process; AND BE IT FURTHER

27 RESOLVED that we thank God for the California-Nevada-Hawaii District trained
28 facilitators of ReFocus; AND BE IT FINALLY

29
30 RESOLVED, that we strongly encourage all of the California-Nevada-Hawaii District
31 congregations to learn about and become part of the ReFocus process.

32
33
34 ACTION: ___ Adopted ___ Defeated _____ Recommitted ___ Amended

35
36 -----

2
3 Committee #4
4 Res. (4-15)
5 From Committee
6

7 RE: TO DECLARE PRESIDENT TIETJEN "PRESIDENT EMERITUS" OF THE
8 CNH DISTRICT
9

10 WHEREAS, The Rev. Walter C. Tietjen has faithfully served the California-Nevada-
11 Hawaii District for the past 12 years as its President; AND
12

13 WHEREAS, The California-Nevada-Hawaii District is grateful to God, and Jesus Christ,
14 the Lord and Head of the Church, for the ministry and servant-leadership of
15 President Tietjen to the Lord, His Church, the Lutheran Church – Missouri
16 Synod and the California-Nevada-Hawaii District; THEREFORE BE IT
17

18 RESOLVED, that the 66th Convention of the CNH District declare The Rev. Dr. Walter C.
19 Tietjen, to be "President emeritus" of the CNH District and afford him all
20 rights and privileges of such entitlement; AND LET IT BE FINALLY
21

22 RESOLVED, that the 66th Convention, at the passage of this resolution, stand and give
23 applause in gratitude to God for President Tietjen's ministry and service to
24 us.
25

26 ACTION: X Adopted Defeated Recommitted Amended
27