

Presbytery of the Peaks: Gracious Dismissal Policy

1 INTRODUCTION

2

3 The 218th General Assembly (2008) of the Presbyterian Church (U.S.A.) approved
4 Commissioners' Resolution Item 04-28 that urged: "...that presbyteries and synods develop
5 and make available to lower governing bodies and local congregations a process that
6 exercises the responsibility and power 'to divide, dismiss, or dissolve congregations in
7 consultation with their members' (Book of Order, G-3.0301a) with consistency, pastoral
8 responsibility, accountability, gracious witness, openness, and transparency." Believing that
9 trying to exercise this responsibility and power through litigation is damaging to the cause of
10 Christ, impacting the local church, other parts of the Body of Christ and ecumenical
11 relationships, and our witness to Christ in the world around us, the General Assembly urges
12 congregations that consider leaving the denomination, presbyteries and synods to implement
13 a process using the following principles:

- 14 • **Consistency:** The local authority delegated to presbyteries is guided and shaped by
15 our shared faith, service and witness to Jesus Christ.
- 16 • **Pastoral responsibility:** The requirement in G-3.0301a to consult with the members
17 of a church seeking dismissal highlights the presbytery's pastoral responsibility that
18 must not be submerged beneath other responsibilities.
- 19 • **Accountability:** For a governing body, accountability rightly dictates fiduciary and
20 connectional concerns, raising general issues of property (G-4.02) and specific issues
21 of schism within a congregation (G-4.0207). But full accountability also requires
22 preeminent concern with "caring for the flock".
- 23 • **Gracious witness:** Scripture and the Holy Spirit require a gracious witness from us
24 rather than a harsh legalism.
- 25 • **Openness and transparency:** Early, open communication and transparency about
26 principles and process of dismissal necessarily serve truth, order and goodness, and
27 work against seeking civil litigation as a solution.

28 The rationale supporting this resolution stated that it is tempting to "emphasize the property
29 trust responsibilities of presbytery/synod oversight to the exclusion of the pastoral
30 responsibility of caring for the congregations (members staying and leaving) and the
31 responsibility of public witness to Christ with the larger body of Christ and the community
32 and world." Secondly, it was suggested that presbyteries should strive for consistency in their
33 response to congregations seeking dismissal and that all parties should engage in a grace-
34 filled exchange.

35

36 PRINCIPLES AND PROCESS

37

38 As followers of Jesus, we are called to live lives that glorify God; that advance the work of
39 the Kingdom of God, that show forth his love in how we honor and relate to one another as
40 colleagues and friends in service to the Lord. While we desire to preserve the peace, unity
41 and purity of the PC(USA), we realize that in days of controversy, friends and colleagues
42 may differ. Yet Jesus calls us to exercise his love even in the midst of disagreement.

43

44 This love may be tested when some of us come to the place where we sense that faithfulness

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45 to our understanding of Jesus' call and to our denomination seems at odds. We may even hold
46 to the conviction that continued shared ministry within the boundaries of the PC(USA) has
47 become untenable.

48

49 We do not believe it is proper to divide congregations and denominations if it is avoidable.
50 Separation should not be done lightly. But we believe that when it becomes clear that friends
51 and colleagues can no longer walk together, it is not conducive to the larger mission of the
52 presbytery or the PC(USA) to engage in protracted disputes with a church desiring to depart.
53 Thus, we have sought to create a clear and respectful process by which these sad waters may
54 be navigated; one that even in the midst of painful disagreement can still proclaim the love of
55 Christ that binds us together.

56

57 STATEMENT OF VALUES

58

59 **A. Unity**

60

61 The congregations and members of the Presbytery of the Peaks ("the Presbytery") seek to
62 uphold one another, respect each other's integrity and affirm freedom of conscience, even as
63 we acknowledge significant differences in our views of what the Bible teaches about a
64 number of issues. We desire to encourage peace and unity, while minimizing confrontation
65 between our congregations and members, as we seek together to find and represent the will
66 of Christ. In all that we do, it is our prayer to strive to be a church modeled on the body of
67 Christ, a church made up of many different parts, all of which are necessary "for its mission
68 in the world, for its sanctification, and for its service to God"(F-1.0202). Our spiritual unity
69 is derived from the grace of the Lord Jesus Christ, the love of God and the fellowship of the
70 Holy Spirit (2 Corinthians 13:13).

71

72 **B. Decision-making**

73

74 Presbyterians have always recognized significant differences of opinion on issues that matter.
75 This ethos is currently noted in the historic language found at F-3.0105: ... "We also believe
76 that there are truths and forms with respect to which men of good characters and principles
77 may differ. And in all these we think it the duty both of private Christians and societies to
78 exercise mutual forbearance toward each other." Our covenant demands that we strive to
79 work together in peace and unity, even in the midst of our diversity. Through our theology,
80 we understand that "Presbyters are not simply to reflect the will of the people, but rather to
81 seek together to find and represent the will of Christ." "Decisions shall be reached in councils
82 by vote, following opportunity for discussion and discernment, and a majority shall govern"
83 (F-3.0204 and F-3.0205). At the same time, the church is committed to being open to voices
84 sharing minority opinions. At some points in our history, minority views eventually became
85 those of the majority. Thus, the Constitution of the Presbyterian Church (U.S.A.) recognizes
86 "The church reformed, always to be reformed according to the Word of God in the power of
87 the Spirit" (F-2.02).

88

89 There are times when members find they cannot in good conscience go along with the
90 majority. The Presbytery encourages all presbyters and congregations to "...concur with or

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91 passively submit to" the vote and wisdom of the majority (G-2.0105, footnote 1). If their
92 consciences will permit neither, the Presbytery will be gracious in considering requests by
93 congregations and presbyters with strong issues of conscience to pursue peaceable
94 withdrawal through dismissal to another Reformed body.

95
96 A congregation that is convinced that to be faithful to the Lord Jesus, it must disassociate
97 from the PC(USA) and the Presbytery, should do so in strict accordance with the book of
98 Order and in a way that seeks to promote the unity of that congregation. Closely divided
99 congregations should remain as they are and where they are as a consensus has not yet been
100 achieved.

101 102 **C. Dialogue and Reconciliation**

103
104 The goal of this Presbytery will always be reconciliation and continued relationship with all
105 congregations in the Presbytery, without the threat of isolation, estrangement or blame. The
106 Presbytery is to be a servant to the congregations God has entrusted to us, encouraging and
107 supporting them toward becoming healthy, growing congregations. This is especially true for
108 those congregations for whom the bonds of unity are stretched and ecclesiastical connections
109 are frayed over issues of conscience to the point of considering disaffiliation.

110
111 1 John 4:18 states: *"There is no fear in love, but perfect love drives out fear. For fear has to*
112 *do with punishment, and he who fears is not perfected in love."*

113
114 The Presbytery's commitment to this passage means that we are to engage the leaders of a
115 congregation, or the congregation as a whole, without threat of punishment. It is likewise
116 incumbent upon the leaders of congregations wrestling with issues of conscience to share
117 their concerns with Presbytery leadership in a timely manner, being assured that the response
118 will not be hostile, but instead one of prayerful dialogue and a commitment to act in love and
119 in the best interests of the congregation as well as the Presbytery's mission.

120 121 **D. The Property Provisions**

122
123 The Form of Government ("FOG") section of the Book of Order contains several provisions
124 which establish that all real and personal property (regardless of legal or record title) held by
125 a congregation or its trustees belongs to the PC(USA) and the denomination's respective
126 presbyteries. For instance, according to the Book of Order (G-4.0203): *"All property held by*
127 *or for a congregation, a presbytery, a synod, the General Assembly, or the Presbyterian*
128 *Church (U.S.A.), whether legal title is lodged in a corporation, a trustee or trustees, or an*
129 *unincorporated association, and whether the property is used in programs of a congregation*
130 *or of a higher council or retained for the production of income, is held in trust nevertheless*
131 *for the use and benefit of the Presbyterian Church (U.S.A.)."*

132
133 As a Presbytery, we recognize that Chapter Four of the FOG states that except where
134 otherwise provided, *"all property held by or for a congregation, a presbytery, a synod, the*
135 *General Assembly, or the Presbyterian Church (U.S.A.) ... is held in trust nevertheless for*
136 *the use and benefit of the Presbyterian Church (U.S.A.)".* Presbytery, at its discretion, may

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137 dismiss congregations from the PC (USA) in possession of their property (G-3.0303b). We
138 affirm the responsibility of the Presbytery to provide for and insure the mission, church
139 property and government of the PC(USA) throughout its geographical district (G-3.0301).

140

141 We also affirm to each congregation its right to seek dismissal under chapters three and four,
142 of the Book of Order, and we ask all of our congregations to act with love, forbearance,
143 dignity and discretion in pursuing this right (G-4.02; G-3.0303f).

144

145 It is our hope that as this policy is followed by all involved, litigation in secular courts can be
146 avoided in light of our mutual recognition of these respective rights in this regard, as defined
147 and set forth in the FOG. In the spirit of the Apostle Paul (1 Corinthians 6:1-8), we
148 peacefully seek to resolve any disagreements as brothers and sisters in Christ to avoid the
149 harm that is done to the Gospel and Christ's body when Christians resort to civil litigation
150 and public disputes.

151

152 INITIAL PROCESS

153

Presbytery Response Team

154

155
156 Upon adoption of this policy, a Presbytery Response Team ("PRT") of at least 15 people will
157 be nominated by council and elected by the Presbytery to serve for 24 months and work on
158 behalf of the Presbytery with any congregations considering dismissal. At the end of 24
159 months, the PRT will make a recommendation to council as to its continuation and
160 composition.

161

162 The purpose of the PRT is to engage the session and the congregation as a whole in a time of
163 prayer and dialogue aimed at understanding the areas of disagreement. The PRT may request
164 additional members if necessary. The PRT will choose from its members smaller groups of
165 3-5 people to work with individual congregations that desire to follow the process outlined as
166 follows.

167

A. Initial Contact and Exploration

168

169
170 When a session notifies the Presbytery that a congregation may be in disagreement with
171 Presbytery and/or the denomination to the extent of considering withdrawal from the
172 Presbyterian Church (U.S.A.), this information should be brought immediately to the
173 attention of the General Presbyter or Stated Clerk, who will notify the PRT. The PRT will
174 initiate communication and discussion with that session and church staff.

175

176 If it appears that progress can be made toward reconciliation through continued and
177 constructive dialogue, congregational leadership and the PRT will establish a mutually
178 agreeable timeline for talks to be held, and proceed to engage in such dialogue. If not, then
179 the session will proceed with the steps outlined below.

180

B. The First Congregational Meeting

181
182

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183 The session of a church shall call a congregational meeting for the purpose of discussing the
184 question, "Shall our congregation consider being dismissed from the PC(USA)?" Due notice
185 of such Meeting shall be given to all active members of the congregation by mail and orally
186 at regular worship services on four successive Sundays. The PRT will take into consideration
187 the level of participation by the active membership.

188

189 At this meeting, the representatives from the PRT will be present to hear reasons for the
190 request, outline the process and answer questions. These representatives shall have the
191 privilege of the floor . The purpose of this meeting is not to "request dismissal" as the
192 congregation has no authority to do so (G-1.0503). Rather it allows for a "straw poll" for the
193 purpose of giving the Presbytery a sense of the congregation's desire regarding dismissal.
194 After discussion and prayer, further guidance on this question may be sought by a secret
195 written ballot - the only choices being "Continue to consider being dismissed" or "Do not
196 consider being dismissed".

197

198 Following this meeting, the session may elect to hold a second congregational meeting no
199 sooner than three months from the date of the first congregational meeting held for
200 consideration of dismissal and the details of the process of the Gracious Dismissal Policy.

201

202 C. Following the First Congregational Meeting

203

204 Upon notice that the session has elected to call a second congregational meeting, the PRT
205 shall work with the session to review the terms of possible dismissal, plan any additional
206 meetings with the congregation and review the property and financial records of the
207 congregation.

208

209 The PRT will notify the Presbytery Council, the Division of Church Development and the
210 Presbytery's Trustees who shall engage in a discernment process to identify the Presbytery's
211 mission plan for the area served by the departing congregation.

212

213 The session will provide to the PRT copies of all executed documents concerning the
214 congregation's incorporation and by-laws, real property (including cemeteries and
215 columbariums) and other assets including, but not limited to, current deeds of trust, loan
216 agreements, liens, property and casualty insurance, and statements of tangible and intangible
217 assets.

218

219 Representatives of the session and the PRT will review these documents to determine
220 whether Presbytery, synod or any Presbyterian Church (U.S.A.) body is named therein and/or
221 is exposed to any liability claims that exist or may arise under these documents. Due
222 consideration should be given in cases where the church has received grants from an entity of
223 the PC(USA) within the past 12 years.

224

225 In order for the dismissal process to proceed, steps must be taken to repay in full any
226 indebtedness owed to or guaranteed by the Presbytery, the synod, or the Presbyterian Church
227 (U.S.A.) or to refinance such indebtedness through an independent creditor without support
228 from the Presbytery, synod, or the Presbyterian Church (U.S.A.).

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229

230 Appropriate action must also be taken to amend any organizational documents, as necessary,
231 and to ensure that adequate insurance coverage of all property is maintained until dismissal is
232 completed. Similarly, if the congregation has established a foundation or received grants or
233 endowment(s), related documentation must be examined to identify any terms or restrictions
234 affected by the proposed dismissal involving the Presbytery, synod or the Presbyterian
235 Church (U.S.A.). Action must be taken as appropriate.

236

237 **D. The Second Congregational Meeting**

238

239 At the second congregational meeting to discuss dismissal the PRT will represent the
240 Presbytery. The PRT will be responsible for working with the church's leadership in ensuring
241 a decent and orderly process by which the wisdom of this request can be discerned as God's
242 call for both this congregation and the larger mission of the Presbytery. As part of this
243 process, the following procedures shall govern this request for separation:

244

- Due notice of such meeting shall be given to all active members of the congregation
245 by mail, and orally at regular worship services on four successive Sundays.

246

- Though the Presbytery may not set the quorum, it is hoped that at least one-half of the
247 active membership will be present.

248

- The PRT, along with related Presbytery staff, shall be present throughout and shall
249 have the right to speak and to present the separation proposal.

250

- The question to be discussed is: "Shall our session request the Presbytery for
251 dismissal to _____ according to the terms agreed upon by the
252 Session and the PRT?"

253

- Ample time shall be provided for speakers wanting dismissal and speakers wanting to
254 stay with the PC(USA).

255

- After discussion and prayer, further guidance on this question shall be sought by a
256 secret written ballot - the only choices being "Request dismissal" or "Do not request
257 dismissal."

258

- If at least two-thirds (2/3) of those active members present and voting, seek dismissal,
259 the request will ordinarily go first to the session and then to the Presbytery.

260

- After reviewing the proposed terms of dismissal negotiated between the PRT and
261 session as outlined below, it is expected that the Presbytery may approve or
262 disapprove the terms of dismissal. Whether to dismiss the congregation is a purely
263 discretionary decision on the part of the Presbytery.

264

- If any member contests the regularity of the congregational meeting, he or she may
265 initiate a complaint pursuant to Chapter VI of the Rules of Discipline.

266

267 **TERMS OF DISMISSAL**

268

269 **A. Status of Minister Members of Presbytery**

270

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271 If a congregation is to be dismissed by Presbytery, one of the paramount concerns of this
272 process is to ensure that the rights and status of minister members are considered and
273 handled according to the constitution

274

275 Ministers may request transfer to the Reformed body to which the congregation is requesting
276 dismissal, or they may remain as members of the Presbytery. If transfer is not requested and
277 their call at the church ends, the minister may request to be granted member-at-large status
278 that will allow the minister to seek calls within the PC(USA) and to receive a severance
279 package negotiated among the congregation, the PRT, and the Committee on Ministry and
280 approved by the Presbytery. Transfers may be requested concurrently with the
281 congregation's request or they may occur separately. If the transfer is not requested or
282 granted concurrently, the minister may request to labor outside the bounds of the Presbytery
283 to serve the church that has been dismissed for a period of up to 12 months following the
284 dismissal of the congregation (G-2.0503). This service will ordinarily be designated as a
285 validated ministry of the Presbytery and is understood as a gracious means for facilitating
286 continuity in ministry during a limited period of transition.

287

288 Transfers to another Reformed body will normally be approved unless the minister is the
289 subject of a pending judicial or investigative action (per D-10.0105). The reasons for not
290 granting transfer may be communicated by the Presbytery's Stated Clerk to appropriate
291 persons.

292

B. Status of Members Under Care of Presbytery

293

294
295 Special attention should be given to members of the congregation who are preparing for
296 ministry and are under the care of Presbytery. Each member under care, together with his/her
297 liaison from the Committee on Preparation for Ministry ("CPM"), should be advised
298 immediately of the congregation's desire to seek dismissal. The member under care will be
299 given the option of being dismissed with the congregation or transferring their membership
300 to another congregation within Presbytery and/or the PC(USA) (G-2.06). If a transfer to
301 another congregation within Presbytery and/or the PC(USA) is requested, the PRT and the
302 CPM liaison will assist the member in seeking a waiver of the usual six-month requirement
303 for church membership in order to maintain care status.

304

C. Status of Members of the Congregation

305

306
307 It is important that, throughout the dismissal process, both the session and the PRT
308 communicate carefully so that divisiveness is minimized between those in the congregation
309 who wish to withdraw and those members who want to remain in the PC(USA). Upon
310 Presbytery's approving a congregation's dismissal, the Stated Clerk in consultation with the
311 Clerk of Session shall contact all members as to their desired membership status. The PRT,
312 on behalf of the Presbytery, will follow up with those wishing to remain with the PC(USA).

313

D. Issues of Property

314

315
316 The issue of property should not be a means by which order and discipline are to be

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317 maintained, but the interests of the various constituencies must be guarded in a fair and
318 equitable way. In making its recommendations on property, the PRT will assess the needs of
319 the congregation, those wishing to continue in the PC(USA), and the overall needs and
320 mission of the Presbytery.

321

322 If the PRT in its process of consulting with members of the congregation decides that they
323 are united in their conviction to disassociate from the PC(USA), the PRT may recommend to
324 the presbytery that the congregation be allowed to depart with the real and personal property
325 the congregation or its trustees then hold under such conditions as have been negotiated.

326

327 The session and the PRT must negotiate any terms of dismissal based on God's call to
328 mission to the faction within the congregation desiring to be dismissed; God's call to the
329 faction within the congregation desiring to remain in the PC(USA) and God's call to the
330 Presbytery regarding ministry in the geographic location in which the congregation is
331 located.

332 The PRT may recommend that the congregation be dismissed with all of its property with the
333 following provisions:

334 • In consideration of the ongoing work, ministry and life of the presbytery the departing
335 congregation will agree to pay for a period of at least three years an amount equal to
336 its most recent requested Presbytery Mission Challenge. This will give the
337 Presbytery time to make necessary adjustments going forward. Full payment may be
338 made prior to the third year or other specified payment completion date. For any
339 congregation that makes such financial contributions to the Presbytery subsequent to
340 the adoption of these policies, such action shall be memorialized in a written binding
341 agreement between that congregation and the Presbytery.

342 • Originals of all extant minutes of the Session, Board of Deacons, and congregation, as
343 well as records of baptisms, marriages, burial and membership rolls to the date of
344 dissolution or dismissal, shall be conveyed to the Presbytery's Stated Clerk for
345 appropriate historical repositories prior to the date of dissolution or dismissal.

346 • The name of the PC(USA) congregation is an action of the Presbytery that must be
347 negotiated and/or preserved appropriately. Therefore the future name of the dismissed
348 or dissolved congregation shall be a part of the settlement between the congregation
349 and the PRT.

350

351 • "Dismissal may not occur unless and until the terms of an agreement that includes
352 both the matters set forth above and the retaining by Presbytery of a right of reverter
353 for ten years have been reduced to writing and approved by the Presbytery. Upon
354 such signing and approval, the congregation may be dismissed even if the financial
355 terms are not completely fulfilled for a number of years.

356 Congregations that are divided on the question of dismissal from the PC(USA) must
357 work out a property settlement with the PRT that provides a proportional settlement for
358 the ministry and worship needs of the minority. This may be done through establishment
359 of a designated fund under the auspices of the Presbytery for the minority or by
360 agreement with another congregation of the PC(USA) with which the minority may

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361 associate, worship, and serve the Lord or any other means acceptable to the Presbytery.

- 362 • Once this settlement has been reduced to writing, the PRT may then recommend to
363 the Presbytery approval of the settlement and dismissal of this congregation with real
364 and personal property held by the congregation or its trustees as part of its report at
365 the Presbytery meeting described below.
- 366 • Originals of all extant minutes of the Session, Board of Deacons, and congregation, as
367 well as records of baptisms, marriages, burial and membership rolls to the date of
368 dissolution or dismissal, shall be conveyed to the Presbytery's Stated Clerk for
369 appropriate historical repositories prior to the date of dissolution or dismissal.
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378 such signing and approval the congregation may be dismissed even if the financial
379 terms are not completely fulfilled for a number of years.

380

381 THE MEETING OF PRESBYTERY

382

383 At the meeting of Presbytery to consider a request for dismissal, the Presbytery shall hear
384 from the PRT:

- 385 • On the recommendations it brings regarding the request for dismissal, based on the
386 guidelines noted above;
- 387 • On provisions that will be made for those members who wish to remain in the
388 PC(USA);
- 389 • On provisions that will be made for any Teaching Elders, Christian Educators or
390 Commissioned Ruling Elders for Particular Ministry associated with the
391 congregation;
- 392 • On how the congregation's dismissal will affect the larger mission and ministry of the
393 Presbytery;
- 394 • On any financial contributions to the congregation by the Presbytery, synod or
395 General Assembly.

396

397 It should be noted that renegotiation of the terms for dismissal through use of amendments
398 from the floor of Presbytery would invalidate months of work between the PRT and the
399 congregation. The PRT will bring recommendations to the Presbytery concerning the
400 negotiated agreement. The proposal will be presented as a whole with the request that it be
401 accepted and voted on without amendment.

402

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403 The effective date of dismissal will occur no earlier than ninety (90) days after the Presbytery
404 vote, provided the Presbytery is satisfied the congregation has met all agreed upon terms and
405 conditions by that date.

406

THE VOTE

408

409 After hearing from the PRT and allowing for discussion and prayer, and if no substantive
410 amendments have been approved, the Presbytery shall then vote by written ballot on this
411 question: "Shall the congregation of _____ be dismissed to
412 _____ according to the terms agreed upon by the PRT, the session, and the
413 congregation?"

414

415 The only choices shall be "Yes" or "No".

416

417 If a majority of those present and voting, votes in favor, the congregation shall be dismissed
418 according to the terms agreed upon.

419

ACTUAL DEPARTURE

421

422 A final worship service will be conducted in which representatives of the Presbytery, the
423 congregation and the new Reformed denomination will be invited to meet, worship and
424 transfer the congregation to its new denominational home. As part of this worship gathering,
425 both representatives of the Presbytery and the departing congregation will offer prayers on
426 each other's behalf, give thanks for the years of ministry shared together, and share words of
427 blessing even as we go separate ways.

428

MINISTERIAL CONDUCT

429

430
431 Following the provisions of our constitution, we affirm that it is our policy not to take action
432 to remove a pastor or session solely as a result of a decision to discuss withdrawal or seek
433 dismissal to another denomination. Elders and pastors engaged in these difficult decisions are
434 to conduct themselves in a Christ-like manner.

435

436 How we treat one another reflects and impacts directly our witness to Christ in this
437 geographic area. Faithfulness to our witness compels us to conduct ourselves in a way that
438 honors God and one another if we are to expect God's blessing to reside upon our ministries
439 going forward. We should conduct ourselves in such a way as to bring honor upon the
440 Gospel in the eyes of neighbors and potential members from our communities.

441

WAIVER OR DEVIATION BY PRESBYTERY

442

443
444 Presbytery retains the absolute authority and discretion to waive and deviate from any of the
445 terms, conditions and procedures set forth above in the Gracious Dismissal Policy.

446

447

448

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AUTHORITATIVE INTERPRETATION

449

450

451 In response to the ruling of the General Assembly Permanent Judicial Commission in
452 Remedial Case 2012-221-03 (Tom et et al. v San Francisco Presbytery), the Presbytery
453 of the Peaks shall understand and interpret its Gracious Dismissal Policy (adopted
454 5-10-12) as follows:

455

456 To honor the Trust Clause (G-4.0203) of the Constitution of the Presbyterian Church
457 (U.S.A.), exercising its mandated fiduciary duty, the Presbytery of the Peaks shall take into
458 consideration the financial position and the value of property used by any congregation that
459 seeks dismissal with that property, prior to authorizing any transfer of that property or any
460 portion thereof. In determining how such financial position and property value impact the
461 mission of Jesus Christ in its district, the Presbytery shall proceed on an ad hoc basis, not
462 relying on any particular formula to provide the basis for settlement of a request for
463 dismissal. Further to assure that a congregation dismissed to an approved Reformed
464 denomination is encouraged to settle down in its new denominational home, the Presbytery
465 shall retain a right of reverter* for ten years upon the real property of such congregation,
466 such right to be exercised, should the congregation seek to leave its new home for another
467 denomination or independency or should the congregation fail to fulfill all the agreed-to
468 obligations in the separation agreement. This right of reverter may subsequently be waived
469 by vote of the Presbytery in a particular circumstance.

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476

477 ***Definition of the Right of Reverter:** A right of reverter gives an organization the
478 opportunity to resume ownership of property when that property is not being used in
479 accordance with the requirements laid out upon the transfer of the title of that property.

480