OVERTURE 9 from Calvary Presbytery   (to CCB, OC)
"Amend *BCO* 34-1 Establishing Percentage Threshold for Original Jurisdiction Requests"

Be it resolved that *BCO* 34-1 be amended as follows (~~strike-through~~ for deletions, underlining for new wording):

34 - *Special Rules Pertaining to Process Against a Minister (Teaching Elder)*

34-1. Process against a minister shall be entered before the Presbytery of which he is a member. However, ~~if the Presbytery refuses to act~~ in doctrinal cases or cases of public scandal, if ~~two other~~ 10% of Presbyteries request the General Assembly to assume original jurisdiction (to first receive and initially hear and determine), the General Assembly shall do so.

So that *BCO* 34-1 reads:

34-1. Process against a minister shall be entered before the Presbytery of which he is a member. However, in doctrinal cases or cases of public scandal, if 10% of Presbyteries request the General Assembly to assume original jurisdiction (to first receive and initially hear and determine), the General Assembly shall do so.

Rationale:
BCO 34-1 as currently written has long existed within the PCA as a constitutional variant. The meaning of the phrase "if the Presbytery refuses to act" has no clear definition and has made application of its usage ineffective.

This overture seeks to do two things simultaneously: first it clearly defines the terms of General Assembly original jurisdiction of a presbytery while secondly making it the process more difficult to do so than the current threshold of 2 presbyteries. The standard of request will increase from 2 presbyteries to 10% of presbyteries.

Adopted by Calvary Presbytery at its stated meeting, October 28, 2021
Attested by /s/ Melton L. Duncan, stated clerk