

**52<sup>ND</sup> CONVENTION**  
**MINUTES OF THE MEETING OF THE STATE COMMITTEE**  
**AND ORGANIZATION MEETING**  
**OF THE LIBERTARIAN PARTY OF NEW YORK**  
**HELD ON SATURDAY, SEPTEMBER 21, 2024**  
**AT THE MARRIOTT COURTYARD ALBANY THRUWAY HOTEL**  
**1455 WASHINGTON AVENUE, ALBANY, NY 12206**  
**ON THE ZOOM MEETING APP AND PORCUPINE APP**

**MEMBERS PRESENT (35)**

Mark N. Axinn (JD1) <sup>1</sup>  
Paul M. Grindle (JD2) <sup>1</sup>  
Justin N. Carman (JD3) <sup>10</sup>  
Evan Lebrecht (JD3) <sup>V</sup>  
Daniel J. Castello (JD5) <sup>10</sup>  
Erinn Rose Leatherman (JD5) <sup>10</sup>  
Mark S. Braiman (JD6) <sup>1</sup>  
Charles E. Dorgan (JD6) <sup>V</sup>  
Samuel Hordeski (JD6) <sup>10</sup>  
Steven G. Becker (JD7) <sup>1</sup>  
Justin M. Pelletier (JD7) <sup>20</sup>  
Sean C. Phelan (JD7) <sup>1</sup>  
James M. Ziobro (JD7) <sup>20</sup>  
Maura E. Botsford (JD8) <sup>1</sup>  
Andrew M. Kolstee (JD8) <sup>1</sup>  
Wendi E. Szabo (JD8) <sup>10</sup>  
Duane J. Whitmer (JD8) <sup>1</sup>  
Pietro S. Geraci (JD9) <sup>1</sup>  
Catrina D. Rocco (JD9) <sup>1</sup>  
William K. Schmidt (JD9) <sup>10</sup>  
Jeffrey J. Denecke (JD10) <sup>20</sup>  
Jonathan H. Gunther (JD10) <sup>1</sup>  
Vincent O'Neill (JD10) <sup>20</sup>  
Robert E. Schuon (JD10) <sup>1</sup>  
Blay Tarnoff (JD10) <sup>10</sup>

Irwin Mark Weinblatt (JD11) <sup>1</sup>  
Susan Overeem-Cummings (JD13) <sup>V</sup>

**MEMBERS ABSENT (24)**

Morry C. Davis (JD1)  
Gary S. Popkin (JD2)  
James B. Fitch (JD5)  
Christian L. Padgett (JD10)  
Francisco Olvera (JD11)

**OBSERVERS (2)**

David B. "Chance" Haywood, Manhattan Chair <sup>E</sup>  
William P. McMillen, Former LPNY Chair (1985-89)  
Jennifer O'Connor, Rensselaer County Acting Chair  
Jeffrey T. Russell, Former LPNY Chair (2006-07)  
Charles A. Senrick, Former Rensselaer Co. Secretary  
Christopher Skelly, Brooklyn Chair <sup>E</sup>  
Timothy "TJ" Ferreira, Porcupine Administrator  
Patrick Ford, LNC Region 6 Representative  
Diane Sare, LaRoche Party Candidate for U.S. Senate

**KEY**

(1) Present at first roll call at 12:10 p.m.  
(2) Entered during the meeting.  
(O) Present online  
(V) Filled vacancy during meeting  
(E) Elected as an officer; became an ex-officio member of the State Committee upon adjournment.

The meeting was called to order at 11:47 a.m. by Andrew Kolstee, Chair.

Chair Andrew Kolstee issued opening remarks.

Secretary Mark Braiman conducted a roll. The Credentials and Nominations Report (**Exhibit 1**) indicated that there were eighteen (18) of twenty-nine (29) voting members of the State Committee present at the time of the 11:47 a.m. roll call. Six (6) members entered during the early part of the meeting, and three (3) vacancies were filled during the meeting, to give twenty-seven (27) members present out of thirty-two (32) voting members of the State Committee. The Secretary determined that a quorum was present at all times during the meeting.

Motion by Mark Axinn to **adopt the Agenda (Exhibit 2)** was seconded by Steven Becker and passed by a show of hands 7-6.

Motion by Mark Axinn to **recess for lunch and for the keynote speaker Chase Oliver** passed without objection.

The meeting stood in recess beginning at 11:56 a.m.

Libertarian Party Presidential candidate Chase Oliver addressed the convention.

The meeting reconvened at 12:41 p.m.

The Secretary determined that six (6) additional members had entered the meeting, and none had left and so quorum was still present.

Chair Andrew Kolstee called for any proposed amendments or other objections to the agenda previously adopted, and none were offered.

Chair Andrew Kolstee called for the filling of one (1) State Committee vacancy from Judicial District 3. Secretary Mark Braiman reported that no one had been nominated in advance. Mark Braiman nominated Evan Lebrecht from the floor. Evan Lebrecht accepted the nomination. There were no other nominees.

Evan Lebrecht spoke on his candidacy.

Porcupine ballots were not yet operational and so the Chair opened nominations to fill vacancies in all the Judicial Districts before voting on any of them.

Chair Andrew Kolstee called for the filling of three (3) State Committee vacancies from Judicial District 4. Secretary Mark Braiman reported that no one had been nominated in advance. Chair Andrew Kolstee, hearing no nominations from the floor, postponed filling these vacancies until the next meeting of the State Committee.

Chair Andrew Kolstee called for the filling of one (1) State Committee vacancy from Judicial District 6. Secretary Mark Braiman reported that Charles Dorgan had been nominated in advance and he accepted the nomination. Duane Whitmer nominated Christopher Olenski from the floor and he declined the nomination. There were no other nominees.

Charles Dorgan spoke on his candidate.

Chair Andrew Kolstee called for the filling of one (1) State Committee vacancy from Judicial District 8. Secretary Mark Braiman reported that no one had been nominated in advance. Chair Andrew Kolstee, hearing no nominations from the floor, postponed filling this vacancy until the next meeting of the State Committee.

Chair Andrew Kolstee called for the filling of one (1) State Committee vacancy from Judicial District 12. Secretary Mark Braiman reported that no one had been nominated in advance. Chair Andrew Kolstee, hearing no nominations from the floor, postponed filling this vacancy until the next meeting of the State Committee.

Chair Andrew Kolstee called for the filling of two (2) State Committee vacancies from Judicial District 13. Secretary Mark Braiman reported that Susan Overeem-Cummings had been nominated in advance and she accepted the nomination. There were no other nominees.

Susan Overeem-Cummings spoke on her candidacy.

Porcupine ballots were not yet operational. Motion by Mark Axinn to **use voice votes to fill vacancies on the State Committee** was seconded by Maura Botsford, debated, and passed 11-9 by a show of hands.

**Evan Lebrecht was elected to fill a vacancy in Judicial District 3 on the State Committee** by voice vote.

**Charles Dorgan was elected to fill a vacancy in Judicial District 6 on the State Committee** by voice vote.

**Susan Overeem-Cummings was elected to fill a vacancy in Judicial District 13 on the State Committee** by voice vote.

Secretary Mark Braiman issued a supplemental Credentials Report (**Exhibit 1, column 2**).

The meeting stood in recess beginning at 1:18 p.m.

LPNY 1<sup>st</sup> Vice-Chair Duane Whitmer and LNC Region 6 Representative Patrick Ford addressed the convention in a panel discussion.

The meeting reconvened at 2:32 p.m.

Rules Committee Chair Andrew Kolstee issued a report in writing (**Exhibit 3**) that consisted of two versions of the Rules. The text in black and red (the latter shown as struck text) represent a

continuation of the Rules in effect at the end of the LPNY State Committee meeting of August 26, 2024, without any amendments. The text in black and green (with struck text as indicated in red) representing a new version of the Rules recommended by the Rules Committee.

Motion by Robert Schuon to **adopt the Rules of the Libertarian Party as amended on August 26, 2024 (the text as indicated in black and red)** was seconded by Daniel Castello. Motion by Daniel Castello to **substitute the original motion by instead adopting the Rules of the Libertarian Party as recommended by the Rules Committee (the text as indicated in black and green)** was seconded by Pietro Geraci, debated, and passed 15-4-2. (see Appendix 1A for details). The substituted motion to **adopt the Rules of the Libertarian Party as recommended by the Rules Committee (the text as indicated in black and green)** was adopted by voice vote.

Motion by Duane Whitmer to **adjourn** was seconded by Steven Becker and failed by voice vote.

The Chair opened nominations for the position of Chair.

Robert Schuon **nominated Andrew Kolstee** and he declined the nomination.

Daniel Castello **nominated Duane Whitmer** and he accepted the nomination.

Mark Axinn **nominated Pietro Geraci** and he accepted the nomination.

A time limit of two (2) minutes was set for candidate speeches without objection.

Pietro Geraci spoke on his candidacy.

Duane Whitmer spoke on his candidacy but withdrew his nomination.

In the first round of voting for the position of Chair of the Libertarian Party of New York, the results were as follows:

<b>Candidate (vote for 1)</b>	<b>Votes</b>	<b>Percentage</b>
None of the Above (NOTA)	14	56.00%
Pietro Geraci	10	40.00%
Mark Braiman (write-in)	1	4.00%
<b>Total Votes</b>	25	100.00%
<b>Total Voters</b>	25	

**None of the Above (NOTA) received a majority, and so Pietro Geraci was dropped from the ballot. Since all candidates were outpolled by NOTA, a new round of nominations was required, with Pietro Geraci ineligible for nomination.**

The Chair opened a new round of nominations in a new election for the position of Chair.

Robert Schuon **nominated Andrew Kolstee** and he declined the nomination.

Steven Becker **nominated Duane Whitmer** and he accepted the nomination.

Jeffrey Denecke **nominated Justin Carman** and he declined the nomination.

Maura Botsford **nominated Christopher Olenski** and he declined the nomination.

Robert Schuon **nominated Daniel Castello** and he declined the nomination.

Jonathan Gunther **nominated Blay Tarnoff** and he declined the nomination.

Susan Overeem-Cummings **nominated herself** and she accepted the nomination.

Susan Overeem-Cummings spoke on her candidacy.

In the first round of voting in the second election for the position of Chair of the Libertarian Party of New York, the results were as follows:

<b>Candidate (vote for 1)</b>	<b>Votes</b>	<b>Percentage</b>
Duane Whitmer	16	69.57%
Susan Overeem-Cummings	4	17.39%
None of the Above	3	13.04%
<b>Total Votes</b>	<b>23</b>	<b>100.00%</b>
<b>Total Voters</b>	<b>23</b>	

**Duane Whitmer was elected to the position of Chair of the Libertarian Party of New York.**

The Chair opened nominations for the position of Vice-Chair

Mark Axinn **nominated Pietro Geraci** and he declined the nomination.

Pietro Geraci **nominated Mark Braiman** and he accepted the nomination.

Duane Whitmer **nominated Mark Axinn** and he declined the nomination.

Duane Whitmer **nominated Daniel Castello** and he accepted the nomination.

Mark Braiman spoke on his candidacy.

Daniel Castello spoke on his candidacy.

In the first round of voting for the position of Vice-Chair of the Libertarian Party of New York, the results were as follows:

<b>Candidate (vote for 1)</b>	<b>Votes</b>	<b>Percentage</b>
Daniel Castello	11	52.38%
Mark Braiman	10	47.62%
Abstain (write-in)	1	0.00%
None of the Above (NOTA)	0	0.00%
<b>Total Votes</b>	21	100.00%
<b>Total Voters</b>	21	

**Daniel Castello was elected to the position of Vice-Chair of the Libertarian Party of New York.**

The Chair passed the gavel to 1<sup>st</sup> Vice-Chair Duane Whitmer.

The Chair opened nominations for the position of Secretary.

Chuck Dorgan **nominated Mark Braiman** and he declined the nomination.

Steven Becker **nominated Andrew Kolstee** and he accepted the nomination.

In the first round of voting for the position of Secretary of the Libertarian Party of New York, the results were as follows:

<b>Candidate (vote for 1)</b>	<b>Votes</b>	<b>Percentage</b>
Andrew Kolstee	21	95.45%
None of the Above (NOTA)	1	4.55%
<b>Total Votes</b>	22	100.00%
<b>Total Voters</b>	22	

**Andrew Kolstee was elected to the position of Secretary of the Libertarian Party of New York.**

Duane Whitmer passed the gavel back to Chair Andrew Kolstee.

The Chair opened nominations for the position of Treasurer.

Maura Botsford **nominated Irwin Mark Weinblatt** and he declined the nomination.

Duane Whitmer **nominated Mark Axinn** and he declined the nomination.

Mark Axinn **nominated Chance Haywood** and he accepted the nomination.

Chance Haywood spoke on his candidacy.

In the first round of voting for the position of Treasurer of the Libertarian Party of New York, the results were as follows:

<b>Candidate (vote for 1)</b>	<b>Votes</b>	<b>Percentage</b>
Chance Haywood	19	79.17%
None of the Above (NOTA)	5	20.83%
<b>Total Votes</b>	24	100.00%
<b>Total Voters</b>	24	

**Chance Haywood was elected to the position of Treasurer of the Libertarian Party of New York.**

Chair Andrew Kolstee called for nominations for the remaining positions on the Executive Committee: Communications Director, Information Technology Director, Fundraising Director, Legislative Affairs Director, Outreach Director, Political Director, and Volunteer Director.

Daniel Castello **nominated Erinn Rose Leatherman for the position of Communications Director**, and she accepted the nomination.

Paul Grindle **nominated Christopher Skelly for the position of Communications Director**, and he accepted the nomination.

Daniel Castello **nominated Justin Carman for the position of Information Technology (IT) Director**, and he accepted the nomination.

Chance Haywood **nominated Mark Axinn for the position of Information Technology (IT) Director**, and he declined the nomination.

Duane Whitmer **nominated Mark Axinn for the position of Fundraising Director**, and he accepted the nomination.

Evan Lebrecht **nominated Richard Purtell for the position of Legislative Affairs Director**, and he accepted the nomination prior to the convention.

Mark Braiman **nominated Pietro Geraci for the position of Outreach Director**, and he accepted the nomination.

Mark Braiman **nominated Evan Lebrecht for the position of Political Director**, and he declined the nomination.

Maura Botsford **nominated Paul Grindle for the position of Political Director**, and he accepted the nomination.

Daniel Castello **nominated Robert Schuon for the position of Political Director**, and he declined the nomination.

Blay Tarnoff **nominated Duane Whitmer for the position of Political Director**, and he declined the nomination.

Blay Tarnoff **nominated Andrew Kolstee for the position of Political Director**, and he declined the nomination.

Blay Tarnoff **nominated Justin Carman for the position of Political Director**, and he declined the nomination.

Blay Tarnoff **nominated Jonathan Gunther for the position of Political Director**, and he declined the nomination.

Duane Whitmer **nominated Catrina Rocco for the position of Volunteer Director**, and she accepted the nomination.

Samuel Hordeski **nominated Daniel Castello for the position of Volunteer Director**, and he declined the nomination.



Chair Andrew Kolstee **amend the Agenda (Exhibit 2)** to remove the Platform Committee report and Resolutions without objection.

Motion by Mark Axinn to **temporarily amend the Rules to permit the six (6) unopposed candidates to be voted on as a slate**, was seconded by Steven Becker, debated, and failed to achieve the required two-thirds vote by a voice vote.

The Chair directed the Porcupine administrator to run the seven elections simultaneously.

Erinn Rose Leatherman spoke on her candidacy for Communications Director.

Christopher Skelly spoke on his candidacy for Communications Director.

Justin Carman spoke on his candidacy for Information Technology (IT) Director.

Mark Axinn spoke on behalf of the candidacy of Richard Purtell for Political Director.

Mark Axinn spoke on his candidacy for Fundraising Director.

Pietro Geraci spoke on his candidacy for Outreach Director.

Paul Grindle spoke on his candidacy for Political Director.

Catrina Rocco spoke on her candidacy for Volunteer Director.

In the first round of voting for the position of Communications Director of the Libertarian Party of New York, the results were as follows:

<b>Candidate (vote for 1)</b>	<b>Votes</b>	<b>Percentage</b>
Christopher Skelly	14	66.67%
Erinn Rose Leatherman	7	33.33%
None of the Above (NOTA)	0	0.00%
<b>Total Votes</b>	21	100.00%
<b>Total Voters</b>	21	

**Christopher Skelly was elected to the position of Communications Director of the Libertarian Party of New York.**

In the first round of voting for the position of IT Director of the Libertarian Party of New York, the results were as follows:

<b>Candidate (vote for 1)</b>	<b>Votes</b>	<b>Percentage</b>
Justin Carman	23	100.00%
None of the Above (NOTA)	0	0.00%
<b>Total Votes</b>	23	100.00%
<b>Total Voters</b>	23	

**Justin Carman was elected to the position of IT Director of the Libertarian Party of New York.**

In the first round of voting for the position of Fundraising Director of the Libertarian Party of New York, the results were as follows:

<b>Candidate (vote for 1)</b>	<b>Votes</b>	<b>Percentage</b>
Mark Axinn	21	87.50%
Questionable votes	2	4.17%
None of the Above (NOTA)	1	8.33%
<b>Total Votes</b>	24	100.00%
<b>Total Voters</b>	24	

**Mark Axinn was elected to the position of Fundraising Director of the Libertarian Party of New York.**

In the first round of voting for the position of Legislative Affairs Director of the Libertarian Party of New York, the results were as follows:

<b>Candidate (vote for 1)</b>	<b>Votes</b>	<b>Percentage</b>
Richard Purtell	22	95.65%
Questionable votes	1	4.35%
None of the Above (NOTA)	0	0.00%
<b>Total Votes</b>	23	100.00%
<b>Total Voters</b>	23	

**Richard Purtell was elected to the position of Legislative Affairs Director of the Libertarian Party of New York.**

In the first round of voting for the position of Outreach Director of the Libertarian Party of New York, the results were as follows:

<b>Candidate (vote for 1)</b>	<b>Votes</b>	<b>Percentage</b>
Pietro Geraci	14	66.67%
None of the Above (NOTA)	5	23.81%
Questionable votes	2	9.52%
<b>Total Votes</b>	21	100.00%
<b>Total Voters</b>	21	

**Pietro Geraci was elected to the position of Outreach Director of the Libertarian Party of New York.**

In the first round of voting for the position of Political Director of the Libertarian Party of New York, the results were as follows:

<b>Candidate (vote for 1)</b>	<b>Votes</b>	<b>Percentage</b>
Paul Grindle	21	87.50%
None of the Above (NOTA)	3	12.50%
<b>Total Votes</b>	24	100.00%
<b>Total Voters</b>	24	

**Paul Grindle was elected to the position of Political Director of the Libertarian Party of New York.**

In the first round of voting for the position of Volunteer Director of the Libertarian Party of New York, the results were as follows:

<b>Candidate (vote for 1)</b>	<b>Votes</b>	<b>Percentage</b>
Catrina Rocco	23	100.00%
None of the Above (NOTA)	0	0.00%
<b>Total Votes</b>	23	100.00%
<b>Total Voters</b>	23	

**Catrina Rocco was elected to the position of Volunteer Director of the Libertarian Party of New York.**

A memorial was held in which attendees spoke in memory of Darryl Bonner, Mark Glogowski, Michael Rebmann, and Leonard "Len" Morlock.

A moment of silence was observed for Darryl Bonner, Mark Glogowski, Michael Rebmann, and Leonard “Len” Morlock.

Motion by Steven Becker to **adjourn** was seconded by Mark Axinn and passed without objection.

The meeting was **adjourned** at 5:45 p.m.

Mark Stephen Braiman,  
Secretary

# Exhibit 1

## CREDENTIALS REPORT

**ROLL CALLS.** Column #1 taken on September 21, 2024; Column #2 shows times of late arrivals.  
P=Present. V=filled a vacancy.

JD	State Committee Member	1	2	JD	State Committee Member	1	2	JD	State Committee Member	1	2
1	Mark N. Axinn	P		6	Mark S. Braiman	P		9	Pietro Geraci	P	
1	Morry C. Davis			6	Samuel J. Hordeski		12:40	9	Catrina Rocco	P	
2	Paul M. Grindle	P		6	Chuck Dorgan		V	9	William K. Schmidt	p	
2	Gary S. Popkin			7	Steven G. Becker	P		10	Jeffrey J. Denecke		12:40
3	Justin N. Carman		11:55	7	Justin Pelletier		12:40	10	Jonathan H. Gunther	P	
3	Evan Lebrecht		V	7	Sean C. Phelan	P		10	Christian Padgett		
4	VACANT			7	James M. Ziobro		12:40	10	Robert E. Schuon	P	
4	VACANT			8	Maura E. Botsford	P		10	Blay Tarnoff	P	
4	VACANT			8	Andrew M. Kolstee	P		10	Vincent O'Neill		12:40
5	Daniel J. Castello	P		8	Wendi Szabo	P		11	Francisco Olvera		
5	James Fitch			8	Duane J. Whitmer	P		11	Irwin Mark Weinblatt	P	
5	Erinn Rose Leatherman	P		8	VACANT			12	VACANT	P	
								13	Susan Cummings		V
									# Present at roll call (out of 29 initial State Committee Members)	19	
									# Present after 6 late arrivals and 3 vacancies filled (out of 32 State Committee members after vacancies filled)		27

## Exhibit 2 (page 1 of 2)

**LIBERTARIAN PARTY OF NEW YORK  
AGENDA OF THE STATE CONVENTION  
AND STATE COMMITTEE ORGANIZATION MEETING  
OF SATURDAY, SEPTEMBER 21, 2024**

**11:45 A.M. Call to Order (Andrew Kolstee, Chair)**

**11:50 P.M. Roll Call and Confirmation of Quorum (Mark Braiman, Secretary)**

**11:55 P.M. Adoption of Agenda**

**12:00 P.M. Lunch (when ready)**

**12:00 P.M. Chase Oliver - Libertarian Party Presidential Candidate**

**12:30 P.M. Opening Remarks (Andrew Kolstee, Chair)**

**12:40 P.M. Filling of Vacancies on the State Committee**

Judicial District 3 (1 vacancy)  
Judicial District 4 (3 vacancies)  
Judicial District 6 (1 vacancy)  
Judicial District 8 (1 vacancy)  
Judicial District 12 (1 vacancy)  
Judicial District 13 (1 vacancy)

**1:00 P.M. Supplemental Credentials Report (Mark Braiman)**

**1:05 P.M. Report of the Rules Committee/Adoption of Rules (Andrew Kolstee)**

**1:20 P.M. Panel Discussion**

Panel Topic: How do we advance liberty and the Libertarian Party?

Panelists: Pat Ford, Duane Whitmer

**2:20 P.M. Election of Executive Committee**

**3:00 P.M. Break**

**3:10 P.M. Memorial Tribute**

Darryl Bonner  
Mark Glogowski  
Michael Rebmann  
Len Morlock

## **Exhibit 2 (page 2 of 2)**

**3:40 P.M. Resume Election of Executive Committee**

**4:10 P.M. Discussion and Consideration of Platform Amendments (Dan Castello)**

**4:20 P.M. Treasurer's Report (Cody Anderson)**

**4:30 P.M. Resolutions**

See Resolutions submitted by Pietro Geraci [here](#).

**5:00 P.M. Adjournment**

## Exhibit 3 (page 1 of 28)

### REPORT OF THE RULES COMMITTEE FOR THE STATE COMMITTEE MEETING OF SEPTEMBER 21, 2024

Adoption of Rules of the Libertarian Party with provisions that reorganize the Executive Committee by removing the 2nd Vice-Chair to only have one and replacing the Members-At-Large with 7 Director positions, all of which are defined: Communications Director, Fundraising Director, Information Technology (IT) Director, Legislative Affairs Director, Outreach Director, Political Director, and Volunteer Director. The size of the Executive Committee changes from 10 members to 11 members.

#### Rationale for the Restructuring of the Executive Committee:

- 1) The LPNY needs to have a leadership structure that incentivizes accomplishments and provides accountability. The At-Large positions do not have any defined duties and currently make up half of the Executive Committee.
- 2) The At-Large positions were originally put in the 1973 LPNY organizational structure to represent people in unorganized counties. This is no longer applicable, since members of the State Committee represent their Judicial Districts, which include unorganized counties, and there are 13 such districts and only 5 At-Large positions.
- 3) The solution is to replace the 5 At-Large positions with 7 Director positions, as well as eliminate the redundant Vice Chair position, so that the Executive Committee has 11 positions instead of 10.
- 4) While a Member-At-Large can be appointed to a Director position, even under current Rules, this creates an inconsistency as not all Directors have a position on the Executive Committee despite having duties like that of the Chair, Vice-Chair, Secretary, and Treasurer, etc.
- 5) These Directors and all other officers have comparable responsibilities, and thus should have equal authority as voting members of the Executive Committee, and not an unequal mix of Directors who are both members and non-members of the Executive Committee.
- 6) This change allows for more cooperation and better communication among Directors and the Executive Committee.
- 7) Elected Directors would be less likely to leave the LPNY with so few people wearing so many hats. For example, the Chair, Vice Chair, Secretary, or Treasurer would not run for a Director position since they already have duties in their current position. Having people hold multiple positions causes burnout and is unsustainable.
- 8) Elected Directors have more accountability and reflect the will of the State Committee.
- 9) If Director positions become vacant, they will be on the agenda to be filled at every quarterly State Committee meeting, as opposed to a lengthy search process that includes a call out for the position, the assembling of a vetting committee, holding of interviews, and selection by a small subset of the State Committee, that may or may not ultimately lead to an appointment.
- 10) A provision for removing officers for failure to fulfill their duties was also added in this proposal to alleviate the concerns of some members of the State Committee.



## Exhibit 3 (page 2 of 28)

Notes on Restructure of Divisions:

- 1) "Finance Division" was changed to "Fundraising Division" since the Treasurer already manages the finances.
- 2) "Personnel Division" was originally meant to deal with both volunteers and employees, but if there was an employee, it would be better for that person to work directly with the Executive Committee. This changes it to "Volunteer Director" instead of "Personnel Director."
- 3) "Field Development Division" overlaps with "Outreach Division," and so this was merged into just the "Outreach Division."

## Exhibit 3 (page 3 of 28)

### Rules of the Libertarian Party

*As amended at the Meeting of the State Committee held on August 26, 2024.*

#### Article 1. Name

The name of this political party is the Libertarian Party of New York, hereinafter referred to as “LPNY” and shall be known as “Libertarian Party” for matters pertaining to Section 2-124 of New York State Election Law. The LPNY is an official affiliate of the National Libertarian Party.

#### Article 2. Symbol

The symbol for the LPNY shall be the Statue of Liberty, as it appears here.

#### Article 3. Jurisdiction

The jurisdiction of the LPNY shall be the State of New York.

#### Article 4. Objective

The LPNY is a political party whose primary objective is the election to public office of LPNY Members who support its principles and objectives as expressed in the Party Platform.

#### Article 5. Membership

5.1. **GENERAL.** The membership of the LPNY shall consist of individuals who are registered or pre-registered to vote in the State of New York, and who either 1) are enrolled in the “Libertarian Party” in the records of the New York State Board of Elections; or 2) are enrolled with no party or blank in the records of the New York State Board of Elections but have registered with the LPNY for the purpose of being an official member of the LPNY. Any reference to “LPNY Member(s)” hereinafter shall mean member(s) of the LPNY as defined in this section.

5.2. **VOTING ELIGIBILITY.** LPNY Members must provide a working email address to be able to vote in any election or meeting of the LPNY.

5.3. **AVAILABILITY OF INFORMATION.** The membership list including name, date of birth, county, and zip code for each LPNY Member shall be available upon request to other LPNY Members. Individual LPNY Members may choose upon registration to indicate that any other information be omitted from general distribution to other LPNY Members. Other information not requested for omission shall be included with the requested list of LPNY Members upon request.

5.4. **RESTRICTIONS ON PARTY USE OF EMAIL ADDRESSES OF MEMBERS.** The email address provided by a LPNY Member for voter eligibility purposes may also be used for providing notice and mechanisms for participation in meetings and party elections, and for solicitation of signatures for

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Libertarian candidate petitions, but not for other purposes unless the LPNY Member explicitly indicates their email address may be used for other LPNY purposes.

5.5. **LPNY SUPPORTER CLASSIFICATIONS.** The term “Supporting LPNY Member” shall refer to any LPNY Member who has financially supported the LPNY. The term “Associate Supporters” shall refer to any non-LPNY Member who has financially supported the LPNY. The State Committee is responsible for establishing the different levels of membership for both Supporting LPNY Members and Associate Supporters.

### Article 6. State Committee

6.1. **AUTHORITY.** The State Committee shall be the highest governing body of the LPNY. It shall have full authority to set policies and goals for the LPNY, establish committees, raise and allocate financial resources, and hire staff.

~~7.1.6.1.1.~~ **AUTHORITY; EXECUTIVE COMMITTEE.** The Executive Committee shall consist of all the Officers of the LPNY. This committee shall carry on the duties and exercise the powers of the State Committee when it is not in session or stands in recess. The Executive Committee shall, in any county where no County Affiliate has been organized pursuant to these rules and the Election Law, exercise and discharge within such counties all of the powers, functions, and duties of a County Affiliate as permitted by these rules or by law. Any action of the Executive Committee may be overruled by a two-thirds (2/3) vote of the State Committee.

6.2. **MEMBERS.** Members of the State Committee must be LPNY Members and elected in accordance with these Rules. If at any time the LPNY is unable to elect a new State Committee under the auspices of the New York State Board of Elections, the members of the State Committee shall be elected in accordance with Article ~~6.4~~ 6.5. Members of the State Committee shall also include any LPNY Member who fills a vacancy in the State Committee or is an Officer ~~elected to the Executive Committee.~~

### 6.3. COMPOSITION.

6.3.1. **UNIT OF REPRESENTATION.** The unit of representation for the State Committee shall be the New York State Judicial District.

6.3.2. **REPRESENTATION.** Each Judicial District shall be entitled to one (1) voting member on the State Committee plus each of the following, except that the maximum number of State Committee members from a Judicial District shall be twelve (12) voting members. The party calls shall be filed in accordance with Election Law.

(a) One (1) additional voting member for every six hundred (600) LPNY Members in the district, up to a maximum of five (5) members. The number of LPNY Members in each district shall be based on data obtained by the Secretary between January 1 and January 15 directly preceding the election of a State Committee.

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(b) One (1) additional voting member for every four thousand (4,000) votes for the most recent Libertarian Party candidate for Governor in the district, up to a maximum of five (5) members.

**6.4. ELECTION THROUGH THE BOARD OF ELECTIONS.** Members of the State Committee shall be elected by enrolled Libertarians at the primary elections in even-numbered years in accordance with Election Law. Members must reside in the Judicial District that they represent and shall be elected At-Large within that Judicial District.

**6.5. ELECTION THROUGH THE LPNY.** If at any time the LPNY is not eligible to elect a new State Committee at a primary election under Election Law, the State Committee shall be elected by the County Affiliates.

**6.5.1. ELECTIONS OVERSIGHT COMMITTEE.** An Elections Oversight Committee shall be constituted to oversee the election of a State Committee in accordance with this section.

**6.5.1.1. SELECTION.** The Elections Oversight Committee shall be elected at a meeting of the full State Committee and shall consist of the Chair of the State Committee and one (1) representative from each of thirteen (13) Judicial Districts. A quorum for a meeting of the Elections Oversight Committee shall be fifty percent (50%). The election shall be conducted in the same manner for Members-At-Large of the Executive Committee as provided in these Rules.

**6.5.1.2. TERM.** Members of the Elections Oversight Committee shall serve until the conclusion of the next Organization Meeting.

**6.5.2. ELECTION.**

**6.5.2.1. CANDIDATE REGISTRATION.** Any LPNY Member is eligible to be a candidate for the State Committee. Each candidate must register their candidacy with the Elections Oversight Committee, which shall review each candidate's eligibility and provide the final list of candidates to the County Affiliates within the respective Judicial District. The deadline for registration shall be April 30 in the year of the election of the State Committee.

**6.5.2.2. ELECTION BY COUNTY AFFILIATES.** Each County Affiliate shall vote from among those in the candidates list provided by the Elections Oversight Committee.

**6.5.2.3. NUMBER OF VOTES.** Each County Affiliate shall have a number of votes equal to the number of representatives in their Judicial District and shall not vote for a candidate more than once in each round.

**6.5.2.4. THRESHOLD REQUIRED TO BE ELECTED.** A candidate must have a majority number of votes from the County Affiliates within the Judicial District in order to be elected, except that County Affiliates that fail to submit their votes to the Elections Oversight Committee before their first meeting after the deadline shall not be counted.

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6.5.2.5. **ADDITIONAL ROUNDS OF VOTING.** If the County Affiliates within a Judicial District do not fill all the available positions in their Judicial District, additional rounds of voting occur among the County Affiliates within the Judicial District.

6.5.2.6. **VOTING DEADLINE.** The deadline for voting for Judicial District representatives shall be July 31 in the year of the election of the State Committee.

6.5.2.7. **RESULTS.** The minutes of the meeting of the County Affiliate in which the election(s) occur must be provided to the Elections Oversight Committee, which shall be used to certify the results. The certification must be completed before August 31 in the year of the election of the State Committee.

~~6.6. OFFICERS...~~ [\[see below - merging with Executive Committee into Article 7\]](#)

6.6.1. **CHAIR.** The Chair shall preside at all meetings of the State Committee. The Chair shall perform such duties as usually pertain to the office of Chair and shall perform such other duties as are assigned to the Chair by the State Committee.

6.6.2. **VICE-CHAIRS.** The 1st and 2nd Vice-Chairs shall act as assistants to the Chair. The 1st Vice-Chair shall preside in the absence of the Chair and shall assume all the duties of the Chair in the event the Chair is unable to execute the duties of the Chair. The 2nd Vice-Chair shall assume such duties in the event that the 1st Vice-Chair is unable to execute such duties.

6.6.3. **SECRETARY.** The Secretary shall keep an accurate and complete record of the proceedings of all meetings of the State Committee and shall keep these records up-to-date and in order at the LPedia page containing the official minutes of the LPNY. At meetings of the State Committee and the Executive Committee, the Secretary shall present the minutes of the previous respective meeting for approval. In all elections and roll call votes, the Secretary shall call the roll of the voting members and shall keep an accurate tally of such votes. The Secretary with unanimous consent may dispense with a roll call vote. The Secretary may appoint assistants for this purpose and, in contested elections, with the consent of a majority of the members of the State Committee present and voting shall appoint an Elections Board which shall include one representative of each contestant in question plus one additional member, so that the Board shall consist of an odd number of persons.

6.6.4. **TREASURER.** The Treasurer, or the Treasurer's designated agent, shall receive and give receipts for all monies paid to the LPNY and shall deposit the same in such bank or banks as shall have been designated by the State Committee. The Treasurer shall present a written report at each meeting of the State Committee or at any other time when so requested by the State Committee. The Treasurer shall, at the discretion of the State Committee, present the financial records of the LPNY for audit by such auditor(s) as the State Committee shall specify. Expenditures of funds shall be made only in accordance with regulations established by the State Committee.

6.6.5. **ASSISTANTS.** The Secretary and Treasurer may appoint another LPNY Member to serve as Assistant Secretary and Assistant Treasurer respectively in order to assist in their duties. Such appointment shall only be effective if confirmed by the Executive Committee.

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~~6.7. 6.6. VACANCIES. 6.7.1. STATE COMMITTEE.~~ If a vacancy exists on the State Committee, the position shall be vacant until filled by election by a majority vote of the State Committee. Nominations for filling any vacancy may be submitted to the Secretary at least seven (7) days in advance of the meeting in which the filling of the vacancy shall be considered. Once the filling of vacancies begins, the Secretary shall present the nominations received. Subsequent nominations may be made on the floor prior to the election to fill such vacancies. The Chair shall request that each nominee is qualified to fill the vacancy and accepts the nomination in order to be entered into nomination to fill the vacancy they seek.

~~6.7.2. EXECUTIVE COMMITTEE. If a vacancy occurs on the Executive Committee...~~ [moved to Article 7]

6.7.1. **CHAIR.** If a vacancy exists in the office of Chair, the 1st Vice-Chair shall serve as Acting Chair until the election of a new Chair at the next meeting of the full State Committee. If the 1st Vice-Chair declines to serve as Acting Chair, the 2nd Vice-Chair shall serve as Acting Chair until the election of a new Chair at the next meeting of the full State Committee. If the 2nd Vice-Chair declines to serve as Acting Chair, the Executive Committee shall appoint an Acting Chair at its next meeting, who shall serve as Acting Chair until a new Chair is elected.

6.7.2. **1ST VICE CHAIR.** If a vacancy exists in the office of 1st Vice-Chair, the 2nd Vice-Chair shall serve as the 1st Vice-Chair for the remainder of the term.

6.7.3. **OTHER OFFICERS.** If a vacancy exists in the office of 2nd Vice-Chair, Secretary, or Treasurer, the Executive Committee shall fill the vacancy, subject to ratification by a vote of the State Committee. The individual selected shall serve for the remainder of the term of the office vacated. If the ratification fails, the State Committee shall fill the vacancy.

6.7.4. **AT-LARGE EXECUTIVE COMMITTEE MEMBERS.** If a vacancy exists in an At-Large Executive Committee Member position, the position shall be vacant until filled by a majority vote of the State Committee. The Executive Committee is not authorized to fill such vacancies.

~~6.8. 6.7. TERM.~~ State Committee members shall serve until the conclusion of the Organization Meeting following the election at which their successors are elected. State Committee members who move their residence out of their Judicial District but within the State of New York may keep their offices until the end of their term.

~~6.8.1. OFFICER TERMS. Officer terms expire upon the conclusion of the next Organization Meeting held following the Organization Meeting in which they were elected.~~

6.9. **QUALIFICATIONS.** To be eligible for election or appointment to the State Committee, each candidate must be a LPNY Member residing within the jurisdiction from which such member is elected or appointed.

6.10. **LNC REGIONAL AGREEMENTS.** The State Committee must approve by a simple majority vote any and all LNC Regional Agreements that pertain to LPNY affiliate membership within a given LNC Region and the terms and conditions for the LNC Regional Representative and Alternate who will serve the region in which the LPNY is a member.

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### 6.11. RECALLING A LIBERTARIAN NATIONAL COMMITTEE REGIONAL

**REPRESENTATIVE OR ALTERNATE.** The Chair of the LPNY may only vote to recall a LNC Regional Representative and/or Alternate at the direction of a two-thirds (2/3) majority vote of the State Committee.

## Article 7. ~~Executive Committee~~ Officers

~~6.6.7.1. OFFICERS: GENERAL.~~ The officers of the ~~State and Executive Committee~~ shall be the Chair, ~~1st Vice-Chair, 2nd Vice-Chair,~~ Secretary, and Treasurer, Communications Director, Fundraising Director, Information Technology (IT) Director, Legislative Affairs Director, Outreach Director, Political Director, and Volunteer Director. ~~All officers shall be considered ex-officio members of the State Committee and shall have the same rights and privileges as any member of the State Committee.~~ ~~7.2. MEMBERSHIP:~~ ~~The Executive Committee shall consist of the officers of the State Committee as defined in Article 6.5 and five (5) Members-At-Large elected by the State Committee. There shall be no more than one (1) Member-At-Large from a single Judicial District. Members-At-Large, if not a member of the State Committee, shall be considered ex-officio members of the State Committee and shall have the same rights and privileges as any member of the State Committee.~~ Only LPNY Members are eligible to be officers. Within three days after the election a certificate stating the names and post office addresses of such officers shall be filed with the New York State Board of Elections as required by law.

~~7.4.2. TERM.~~ ~~All Executive Committee members~~ Officers shall be elected at the first State Committee meeting following the primary election in even-numbered years and shall serve a term of two (2) years or until their successors are duly elected as provided herein or by statute. ~~Executive Committee members who move out of their State Committee district but within the State of New York may keep their offices until the end of their term. All other officers shall be elected at the annual convention and shall serve a term of one (1) year or until their successors are duly elected.~~

~~7.3. DUTIES OF OFFICERS.~~ ~~Duties~~ All officers shall provide the State Committee written reports at least once per calendar quarter, documenting the accomplishment of their other duties ~~of such officers are~~ provided in this section.

~~6.6.1.7.3.1. CHAIR.~~ The Chair shall preside at all meetings of the State Committee. The Chair shall perform such duties as usually pertain to the office of Chair and shall perform such other duties as are assigned to the Chair by the State Committee. ~~7.3. PRESIDING OFFICER:~~ The Chair shall be the Presiding Officer for the purpose of signing and filing documents as provided by law. [\[merged these Chair duties\]](#)

~~6.6.2.7.3.2. VICE-CHAIRS.~~ The ~~1st and 2nd~~ Vice-Chairs shall act as assistants to the Chair. The ~~1st~~ Vice-Chair shall preside in the absence of the Chair and shall assume all the duties of the Chair in the event the Chair is unable to execute the duties of the Chair. ~~The 2nd Vice-Chair shall assume such duties in the event that the 1st Vice-Chair is unable to execute such duties.~~

~~6.6.3.7.3.3. SECRETARY.~~ The Secretary shall keep an accurate and complete record of the proceedings of all meetings of the State Committee and shall keep these records up-to-date and in order at the LPedia

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page containing the official minutes of the LPNY. At meetings of the State Committee and the Executive Committee, the Secretary shall present the minutes of the previous respective meeting for approval. In all elections and roll call votes, the Secretary shall call the roll of the voting members and shall keep an accurate tally of such votes. The Secretary with unanimous consent may dispense with a roll call vote. The Secretary may appoint assistants for this purpose and, in contested elections, with the consent of a majority of the members of the State Committee present and voting shall appoint an Elections Board which shall include one representative of each contestant in question plus one additional member, so that the Board shall consist of an odd number of persons.

~~6.6.4~~7.3.4. **TREASURER.** The Treasurer, or the Treasurer's designated agent, shall receive and give receipts for all monies paid to the LPNY and shall deposit the same in such bank or banks as shall have been designated by the State Committee. The Treasurer shall present a written report at each meeting of the State Committee or at any other time when so requested by the State Committee. The Treasurer shall, at the discretion of the State Committee, present the financial records of the LPNY for audit by such auditor(s) as the State Committee shall specify. Expenditures of funds shall be made only in accordance with regulations established by the State Committee.

~~6.6.5~~7.3.5. **ASSISTANTS.** The Secretary and Treasurer may appoint another LPNY Member to serve as Assistant Secretary and Assistant Treasurer respectively in order to assist in their duties. Such appointment shall only be effective if confirmed by the Executive Committee.

### [DEFINITIONS TAKEN FROM POLICY MANUAL]

7.3.6. **COMMUNICATIONS DIRECTOR.** The Communications Director shall oversee the ~~The~~ Communications Division, which shall be led by the Communications Director. The Division is responsible for overseeing public relations, social media, content creation, and messaging. The Division shall consist of a Communications Committee chaired by the Communications Director, and a Social Media Committee.

7.3.7. **FUNDRAISING DIRECTOR.** The Fundraising Director shall oversee the ~~The~~ Fundraising Division, which shall be led by the Fundraising Director. The Division shall be responsible for obtaining finances, including managing donor relationships, sponsorships, vendor relationships, and merchandising.

7.3.8. **IT DIRECTOR.** The IT Director shall oversee the ~~The~~ IT Division, which shall be led by the ~~IT~~ Director. The Division shall be responsible for administering the website, database management, and assisting other divisions with IT-related tasks as necessary.

7.3.9. **LEGISLATIVE AFFAIRS DIRECTOR.** The Legislative Affairs Director shall oversee the ~~The~~ Legislative Affairs Division, which shall be led by the Legislative Affairs Director. The Division is responsible for developing and policy, monitoring legislation, and building strategies to advance the party's message in the legislative process. The Division shall consist of a Legislative Affairs Committee chaired by the Legislative Affairs Director. The Division may be further divided into subcommittees based on the category of issues.



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7.3.10. **OUTREACH DIRECTOR.** The Outreach Director shall oversee the Outreach Division, which shall be responsible for developing and implementing strategies for content creation, activism opportunities, direct citizen action, networking with other organizations, coalition building, and developing County Affiliates and College Campus Affiliates.

7.3.11. **POLITICAL DIRECTOR.** The Political Director shall oversee the Political Division, which shall be responsible for candidate acquisition, candidate support, and supporting elected Libertarians.

7.3.12. **VOLUNTEER DIRECTOR.** The Volunteer Director shall oversee the Volunteer Division, which shall be responsible for volunteer coordination and organizing trainings. The Division shall consist of a Personnel Committee chaired by the Personnel Director.

~~6.7.2.7.4.~~ **EXECUTIVE COMMITTEE VACANCIES.** If a vacancy occurs on the Executive Committee or the State Committee, in any officer position, the position shall be filled in accordance with this section. Vacancies occur by death, resignation, removal, relocation out of state, or change of party enrollment to a choice other than Libertarian.

~~6.7.1.7.4.1.~~ **CHAIR.** If a vacancy exists in the office of Chair, the 1st Vice-Chair shall serve as Acting Chair until the election of a new Chair at the next meeting of the full State Committee. ~~If the 1st Vice-Chair declines to serve as Acting Chair, the 2nd Vice-Chair shall serve as Acting Chair until the election of a new Chair at the next meeting of the full State Committee. If the 2nd Vice-Chair declines to serve as Acting Chair, the Executive Committee shall appoint an Acting Chair at its next meeting, who shall serve as Acting Chair until a new Chair is elected.~~

~~6.7.2.~~ **1ST VICE CHAIR.** If a vacancy exists in the office of 1st Vice-Chair, the 2nd Vice-Chair shall serve as the 1st Vice-Chair for the remainder of the term.

~~6.7.3.7.4.3.~~ **OTHER OFFICERS.** If a vacancy exists in any other officer position of 2nd Vice-Chair, Secretary, or Treasurer, the Executive Committee shall fill the vacancy, subject to ratification by a vote of the State Committee. The individual selected shall serve for the remainder of the term of the office vacated. If the ratification fails, the State Committee shall fill the vacancy.

~~6.7.4.~~ **AT-LARGE EXECUTIVE COMMITTEE MEMBERS.** If a vacancy exists in an At-Large Executive Committee Member position, the position shall be vacant until filled by a majority vote of the State Committee. The Executive Committee is not authorized to fill such vacancies.

### 7.5. EXECUTIVE SESSION.

7.5.1. **GENERAL.** Executive Session may only be used for discussion of personnel matters, contractual negotiations, pending, active, or potential litigation, or political strategy requiring confidentiality, specifically excluding discussions of qualifications of candidates. The reasons for moving to Executive Session must be stated in the minutes of the Executive Committee.

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7.5.2. **VOTING.** No vote shall be conducted in Executive Session, except votes pertaining to the waiving of reading of minutes of Executive Session, approval of the minutes of Executive Session, and adjournment of Executive Session.

### Article 8. Meetings

8.1. **GENERAL.** Meetings of the State Committee and of the Executive Committee shall be conducted in accordance with the provisions in this article. Meetings shall be held in-person, by electronic means, or a combination thereof, in which case all members shall have the same rights and privileges regardless of means of attending. Meetings of the Executive Committee shall be open to observation by all members of the State Committee and officers of County Affiliates upon request, with the exception of Executive Session. The Organization Meeting and meetings held for the purpose of nominating statewide candidates must be held in person, except as provided in Article 8.3.

8.2. **FREQUENCY.** Meetings of the full State Committee shall be held in person or by teleconference at least quarterly.

8.3. **MEETINGS HELD IN-PERSON.** Any meeting of the State Committee to be held in-person shall be determined by a vote at a meeting of the State Committee. Such meeting must be held in the State of New York. In cases of *force majeure* in which no member of the State Committee is able to attend at the time and location the meeting is called, the State Committee may, by a two-thirds (2/3) vote, determine that such meeting be held by teleconference.

#### 8.4. VOTING.

8.4.1. **VOTING MEMBERS.** The LPNY members elected to the State Committee in accordance with Article 6 shall be the voting members, except that only LPNY Members elected to the Executive Committee shall be the voting members at the meetings of that body.

8.4.2. **NUMBER OF VOTES.** In all meetings, each member of the respective committee shall be entitled to a single non-transferable vote, except on all votes pertaining to the designation, nomination, substitution, or authorization of a candidate for statewide office, each member of the State Committee shall cast the whole number of votes cast for Governor from the Unit of Representation as described in Article 6.3, on the line or column of the Libertarian Party in the last preceding general election for Governor.

8.4.3. **MISCELLANEOUS VOTING RULES.** There shall be no proxy voting. Voting on any issue may be conducted through electronic means or written ballot.

8.5. **ORGANIZATION MEETING.** This section outlines the procedures for the Organization Meeting as required in 2-112 of Election Law or for any meeting to elect an Executive Committee following the election of a State Committee held in accordance with Article 6.4, which shall be referred to as an Organization Meeting.

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8.5.1. **CONVENTION OVERSIGHT COMMITTEE.** The State Committee shall appoint a special Convention Oversight Committee to plan and execute the Organization Meeting. This committee may appoint subcommittees or assistants for the facilitation of their responsibilities. This committee and its subcommittees shall cease to exist upon the adjournment of the organization meeting.

8.5.2. **AGENDA.** The order of business shall be as follows:

- (a) The current Chair shall call the meeting to order.
- (b) Roll call to identify the elected State Committee members present.
- (c) The Chair shall serve as the Presiding Officer and Secretary shall serve as the Recording Secretary, respectively, of the Organization Meeting, unless they decline or are unable to serve, at which point a Temporary Chair and/or Temporary Secretary shall be elected for the duration of the meeting.
- (d) Filling of vacancies on the State Committee.
- (e) Supplemental credentials report.
- (f) Report of Rules Committee and adoption of the Rules of the Libertarian Party.
- (g) Election of the officers and five Members-At-Large of the Executive Committee.
- (h) Discussion and consideration of Platform amendments.
- (i) Treasurer's report
- (j) Other reports
- (k) Adjournment.

8.6. **CALLING OF MEETINGS.** The date, time, and place of all meetings of the State Committee shall be determined by any of the following.

8.6.1. **BY THE CHAIR.** The Chair may call a meeting by sending a notification to the State Committee.

8.6.2. **BY A VOTE.** The voting members at any properly called meeting may, by majority vote, call a meeting to be held.

8.6.3. **BY THE FULL STATE COMMITTEE.** When not in session, any member of the State Committee may request a meeting be called at a certain date, time, and place. If the request is co-sponsored by one-third (1/3) of the members of the full State Committee and the notice is given to the full State Committee, the meeting has been called. The request, co-sponsorship, and notice must be in writing.

### 8.7. NOTIFICATION

8.7.1. **GENERAL.** If the full State Committee, acting by an enumerated vote in a properly-called meeting, has called for a subsequent meeting of the full State Committee to occur at a specific time and location, no other advance notice shall be required for the subsequent meeting. For other meetings of the full State Committee, a notice of seven (7) calendar days shall be given. For meetings of the Executive Committee, a notice of five (5) calendar days shall be given. A waiver of notice whether signed before or after a meeting, or attendance without protesting a lack of notice, shall preclude any objection on this ground.

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8.7.2. **EMAIL.** Email notice will be sufficient if sent to the email address provided to the Secretary for this purpose. Notice by telephone or text message may be given upon request.

8.7.3. **DOCUMENTS.** When notice is given, and documents need to be transmitted with the notice, such documents can be made available online, in any fashion agreed to, for those members who agreed to receive notices by email, text, or telephone.

8.7.4. **PUBLICATION OF NOTICE.** The time and place for all meetings of the LPNY shall be publicized in such a manner as to assure timely notice to all interested parties. This notice shall be provided by the Chair or the Chair's designee.

8.7.5. **NOTICE BY ELECTRONIC MEANS.** Any place in these Rules where written notice of a meeting is required, providing notice via electronic means is sufficient to satisfy the notice requirement. If anyone would prefer to receive such notices via U.S. Postal Service, they must contact the Chair to request their preference be honored, and such notice may be provided as a courtesy, at the discretion of the Chair.

8.8. **QUORUM.** A quorum for all meetings of the State Committee and Executive Committee shall be a majority of voting members except as follows. For any in-person meeting at which candidates for statewide public office are to be nominated or endorsed; or candidates for Party Office are to be elected, quorum shall be ten (10) members, as long as one or more of these time-sensitive actions be taken in accordance with an agenda that all State Committee were notified of at least one month prior to the meeting, and no other business be transacted at such meeting regardless of whether it may appear on any agenda.

8.9. **FULL STATE COMMITTEE.** Any provision in these Rules referring to "meeting(s) of the full State Committee" shall mean meeting(s) of the members of the State Committee as defined in Article 6.2, provided a quorum is present.

### Article 9. Elections

9.1. **GENERAL.** Elections of party offices shall be conducted in accordance with this article. Such offices shall include the officers (~~Chair, 1st Vice-Chair, 2nd Vice-Chair, Secretary, and Treasurer~~), ~~Members-At-Large of the Executive Committee~~, and the filling of vacancies of any of those offices, including members of the State Committee. [officers already defined in Article 7]

9.2. **NOMINATIONS TO FILL VACANCIES.** Nominations to fill any vacancy in any party office may be submitted by any member of the State Committee to the Secretary in advance of the meeting or on the floor at the meeting. Once the filling of vacancies begins, the Secretary shall present the nominations they received and all such qualified candidates that accepted the nomination shall be entered into nomination. Subsequent nominations may be made from the floor prior to the election to fill any vacancy. The Chair shall request that each nominee confirm that they are qualified to fill the vacancy and accept the nomination in order to be entered into nomination to fill the vacancy they seek.

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### 9.3. ELECTION PROCEDURES.

9.3.1. **ELECTIONS BY ELECTRONIC MEANS.** All elections of the Executive Committee shall be conducted as a secret ballot using an electronic system that batches the ballots of in-person and teleconferencing participants together.

9.3.2. **BALLOTS.** For each office, the ballot shall contain all the names of the eligible nominees and identify the number of positions to be filled in that office.

9.3.3. **NONE OF THE ABOVE (“NOTA”) AS A CANDIDATE.** All ballots in all elections shall have “None of the Above” (“NOTA”) as an option. This option is to be explicitly mentioned as valid when listing the candidates for the election. If NOTA receives a majority of the votes in any given election, there will be a new round of nominations and a new election, in which all of the nominated candidates who were outpolled by NOTA are ineligible. Candidates outpolled by NOTA are only disqualified for the given election and remain eligible for nomination in all future elections.

9.3.4. **ORDER OF ELECTIONS.** Elections of each party office shall be held individually in the following order, if such election is required by the agenda: Members of the State Committee, Chair, 1st Vice-Chair, ~~2nd Vice-Chair~~, Secretary, Treasurer, ~~and Members-At-Large of the Executive Committee~~ Communications Director, Fundraising Director, IT Director, Legislative Affairs Director, Outreach Director, Political Director, and Volunteer Director.

9.3.5. **MANNER OF ELECTION.** All elections shall be held with approval voting and the candidate or candidates with the most votes shall be elected to fill the party office or offices as long as they have received a majority of the vote of the voting members. If an insufficient number of candidates receive a number of votes equal to or greater than a majority of the number of ballots cast, another round of voting shall immediately occur.

9.3.5.1. **SUBSEQUENT ROUNDS OF VOTING.** In the subsequent round of voting, the candidate that received the lowest number of votes in the previous round shall be removed from the ballot. If there was a tie for the smallest number of votes, no candidate shall be removed from the ballot. Subsequent rounds of voting shall be conducted until the party office is filled.

~~9.3.5.2. **ELECTION OF MEMBERS-AT-LARGE OF THE EXECUTIVE COMMITTEE.** In any election for Members-At-Large of the Executive Committee, only the candidate with the highest number of votes from a Judicial District shall be elected. There shall be no more than one Member-At-Large elected from a Judicial District. Once a candidate is elected as a Member-At-Large of the Executive Committee, any other candidate residing in that Judicial District shall be disqualified and removed from any subsequent ballot.~~

9.3.6. **TIES.** If there is a tie in which two or more candidates have received the same number of votes of the voting members in which there is a majority and at least one party office remains to be filled, an instant run-off election shall occur, in which the candidates who tied shall be the only candidates on the

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ballot. If votes gained by candidates remain unchanged in two successive rounds of voting, then all those candidates shall be dropped from the ballot.

9.4. **SEATING OF NEW MEMBERS ON THE STATE COMMITTEE.** Members of the Libertarian Party chosen to fill vacancies on the State Committee shall not be allowed to participate in the meeting until acceptance of the quorum report of the Secretary by the State Committee and in particular may not nominate, speak, or vote in any contested election for filling additional vacancies.

### Article 10. Committees

10.1. **GENERAL.** Standing and special committees may be created to carry out specific tasks and projects of the LPNY as determined by the State Committee.

10.2. **STANDING COMMITTEES.** The LPNY shall have the following standing committees: Communications, Field Development, Finance, Political, IT, Legislative Affairs, Outreach, Personnel, each chaired by a Director who shall be considered as a Chair for the purposes of governance and procedure; additionally, the Rules Committee and the Platform Committee shall also be standing committees to be chaired specifically by a designated Chair. The State Committee shall have the power to appoint and remove their members and chair and to define their duties and responsibilities.

10.3. **SPECIAL COMMITTEES.** The State Committee shall have the power to create and dissolve special committees and to appoint and remove their members and chair.

10.4. **COMMITTEE CHAIRS.** The chair of each standing and special committee shall call and preside over meetings and represent the committee and provide reports to the State Committee.

10.4.1. **VACANCIES.** In the event of a vacancy in the Chair of a committee, the Chair of the LPNY shall have the power to appoint a Chair of any standing or special committee. If such an appointment has not occurred by the next meeting of the committee, the members of the committee shall elect their own Chair. If such an election has not occurred by the next meeting of the full State Committee, the State Committee shall elect the Chair of that committee.

10.4.2. **REMOVAL.** Members of a standing or special committee may remove the committee chair by a three-quarters (3/4) vote.

10.5. **COMMITTEE MEMBERS.** The chair of each committee shall have the authority to appoint and remove members of their committee, except in cases where these appointments or removals have been made by the State Committee or by election in accordance with these Rules.

10.6. **TERMS OF OFFICE.** The chair and members of each committee shall serve until the end of the first Executive Committee meeting following the next organization meeting, or until their resignation, removal, or reappointment.

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10.7. **RECORDS.** All committees shall keep a record of their proceedings. The Secretary shall keep a record of all committees and their membership. The Chairs of all committees must maintain a digital roster of all current committee members, a list of dates meetings were held and the attendance of those meetings, that is accessible to the Chair and Secretary.

### Article 11. County Affiliates

11.1. **GENERAL PROVISIONS.** No more than one (1) County Affiliate shall be recognized by and affiliated with the Libertarian Party for each county. The recognized County Affiliate shall officially represent the LPNY Members in the county and shall exercise all of the powers of the County Committees as set forth herein and not prohibited by applicable law. The County Affiliate shall be organized as either a County Organization as outlined in Article 11.2. or as a Constituted County Committee as outlined in Article 11.5.

11.2. **UNORGANIZED COUNTIES.** An unorganized county is any county in which no recognized County Affiliate exists. The State Committee may appoint an Acting County Chair and County Liaison from among the LPNY Member(s) in that county. Both positions may be held by the same person.

11.2.1. **ACTING COUNTY CHAIR.** The Acting Chair of an unorganized county is responsible for holding a meeting or event no less than twice per quarter and promoting them for the purpose of ultimately organizing a County Affiliate and building a Libertarian Party presence in the county.

11.2.2. **COUNTY LIAISON.** The County Liaison of an unorganized county is responsible for serving as the liaison of the unorganized county to the State Committee.

11.2.3. **TERMS.** Acting County Chairs and County Liaisons shall serve until the end of the succeeding calendar quarter, subject to renewal or removal by the State Committee. Each renewal shall expire at the end of the succeeding calendar quarter.

11.3. **CONSTITUTED COUNTY COMMITTEES.** When the number of Election District delegates elected at primary is sufficient to meet Election Law requirements, and an organization meeting is held, the County Affiliate shall be referred to as a Constituted County Committee. No County Committee shall be recognized unless elected, organized, and constituted in accordance with the Election Law. County Committees shall adopt rules that are consistent with these Rules and Election Law.

### 11.3. COUNTY ORGANIZATIONS

11.4. **COUNTY ORGANIZATIONS.** In any county where a Constituted County Committee is unable to be organized in accordance with Election Law, a County Organization may be formed and affiliated in those counties when a convention is held to adopt county rules and elect officers. Quorum at the convention shall be four (4) LPNY Members residing in the county.

11.4.1. **AFFILIATION.** The group that convened must provide documentation to the State Committee that a convention was held in accordance with these Rules, county rules were adopted, and officers were

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elected. Upon a majority vote of the State Committee, the group that met the criteria for affiliation shall become an affiliated County Organization.

11.4.2. **NOTIFICATION.** Notice of the convention must be made to all LPNY Members in the county as follows. The first notice is to be sent to the mailing address, email address, and/or telephone number of the LPNY member on record at the County Board of Elections or the LPNY. The first notice must also include a clear statement of how notice of subsequent meetings will be provided. Subsequent notification shall be sufficient if it is posted on the County Organization's website or Facebook page.

11.4.3. **CERTIFICATION.** All County Affiliates shall be recertified as a County Affiliate to ensure they continue to meet the requirements of these Rules. All County Affiliates shall provide the latest copy of the County Rules and minutes of any convention or election to fill vacancies. A quorum of the State Committee shall certify by a majority vote that such requirements have been met by March 31 in each odd-numbered year. County Affiliates that fail to meet such requirements may have their affiliation revoked in accordance with Article 12.

11.5. **RULES GOVERNING COUNTY ORGANIZATIONS.** These provisions shall govern all County Organizations and shall supersede the County Rules.

11.5.1. **MEMBERS.** LPNY Members residing in the county shall be the voting members of the County Organization. Officers are voting members of the County Organization by virtue of their office, but no individual may cast more than one vote.

11.5.2. **OFFICERS.** Each County Organization shall elect a Chair, a Vice-Chair, a Secretary, and a Treasurer. All officers and interim officers must be LPNY Members residing in the county in which they serve. Terms of office shall not exceed twenty-five (25) months and officers must be elected through single non-transferable votes. If a County Affiliate is unable to fill all officer positions, two positions may be held by one member, except that the Chair may not also serve as the Treasurer.

11.5.3. **VACANCIES.** In the event of a vacancy in the office of Chair, the Vice-Chair shall succeed as the Chair of the County Organization, unless otherwise specified in the County Rules. All other vacancies on the County Organization shall be filled by a majority vote of the County Organization or in a manner determined by the County Organization. In the event that any County Affiliate officer position has been vacant for at least six (6) months, the State Committee may fill the vacancy with an interim officer until the County Affiliate elects a new officer.

11.5.4. **AUTHORITY.** Until a Constituted Committee is elected in a given county by the enrolled voters of the Libertarian Party in accordance with the Election Law, a County Organization shall exercise all of the powers of a County Committee in their respective county as set forth herein and not prohibited by applicable law.

11.5.5. **QUARTERLY MEETINGS.** County Affiliates shall hold meetings no less often than once per quarter, open to all county members and announced as provided in Article 8 of these rules.



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11.5.6. **ELECTION DISTRICT DELEGATES.** The County Organization may appoint Election District Delegates. If they do so, they shall appoint no more than two (2) enrolled members of the Libertarian Party to represent each Election District in their county. Any enrolled member of the Libertarian Party residing in the county containing such Election District shall be appointed as an Election District delegate as long as there is a vacancy. An election shall be held if there are more candidates than Election District delegate positions. County Organizations shall determine the manner in which Election District delegates are appointed. Such appointment is not intended to be subject to Election Law 2-104.

### **Article 12. Removal of Party Officers and Revoking County Affiliation**

#### **12.1. GENERAL.**

12.1.1. **REMOVAL OF PARTY OFFICERS.** Any state or county official of the Libertarian Party may be removed from office for disloyalty to the party or corruption in office in accordance with this article and Article 2-116 of Election Law. Such officials include officers of a County Organization and members or officers of the State Committee, or Executive Committee.

12.1.2. **REVOCATION OF COUNTY AFFILIATION.** Affiliation with a County Organization may be revoked in accordance with this article.

#### **12.2. PROCEDURE.**

12.2.1. **INITIATION BY THE EXECUTIVE COMMITTEE.** With a two-thirds (2/3) vote, the Executive Committee may request a hearing be held by the State Committee for the purpose of revoking the affiliation of a County Organization or removing a state or county official of the Libertarian Party in accordance with this article. A majority vote at a meeting of the full State Committee shall be required to approve a hearing requested by the Executive Committee.

12.2.2. **INITIATION BY THE FULL STATE COMMITTEE.** A minimum of one-third (1/3) of the members of the full State Committee may submit a request in writing to the Secretary to request a vote be held by the State Committee for the purpose of approving a hearing in order to revoke the affiliation of a County Organization or remove a state or county official of the LPNY in accordance with this article. A majority vote at a meeting of the full State Committee shall be required to approve a hearing.

12.2.3. **HEARINGS.** Hearings approved in accordance with these Rules shall be held during a meeting of the full State Committee. Hearings shall be initiated within ninety (90) days upon approval. If a hearing is not initiated within ninety (90) days, the matter is dismissed without prejudice, and any new hearing requires a new request and/or approval in accordance with these Rules. The individuals subject to removal or the officers of the County Organization subject to revocation shall be notified of the hearing within ten (10) days after approval of the hearing. The individuals to be notified shall be the most recent to hold each officer position as recorded by the Secretary.

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12.2.4. **ACTION FOLLOWING A HEARING.** Following a hearing, a two-thirds (2/3) vote at a meeting of the full State Committee is required to revoke affiliation of a County Organization or remove a state or county official of the Libertarian Party.

12.3. **CAUSE FOR REMOVAL.** In general, disloyalty to the party and corruption in office are grounds for removal. The following are some specific grounds upon which a hearing should be called, and if substantiated, are grounds for removal of the officer or officers involved. This list is non-exhaustive.

12.3.1. Failure to appoint an enrolled Libertarian as an Election District Delegate who volunteered for an open position as a member of the County Organization, with the exception that an enrolled Libertarian who was previously removed from the County Organization for cause.

12.3.2. The creation, and/or submission of fraudulent documents to anyone, which misrepresents the individual's identity, party position, office, or authority.

12.3.3. Using the party's financial resources in support of a candidate not enrolled in the Libertarian Party and not elected at the primary.

12.3.4. Using party resources and/or official titles in support of a candidate not enrolled in the Libertarian Party for which a fraudulent certificate of authorization was filed.

12.3.5. Using party resources and/or official titles in support of a candidate not enrolled in the Libertarian Party for which an enrolled Libertarian is running for the same office.

12.3.6. acts of libel or slander

12.3.7. engaging in conduct or speech that reflects egregiously negative on the Libertarian Party.

12.3.8. failure to remain continuous enrollment in the Libertarian Party.

12.3.9. failure to perform the duties of an officer.

12.4. **CAUSE FOR REVOCATION.** The State Committee shall monitor the qualifications and actions of the affiliated County Organizations. The affiliation of a County Affiliate may be revoked following a hearing in accordance with this article. The following are some specific grounds upon which a hearing should be called, and if substantiated, are grounds for revocation of the affiliation. This list is non-exhaustive.

12.4.1. The failure to adopt county rules consistent with these Rules.

12.4.2. The failure to hold timely meetings open to all voters enrolled in the Libertarian Party.

12.4.3. any failure to convene under Article 15.

12.4.4. The failure to hold a convention or organization meeting for the purpose of electing officers in accordance with their County Rules.

12.4.5. The abandonment of all officer positions.

12.5. **ABANDONMENT OF POSITION.** Any member of the State Committee who has previously failed to attend or participate in two (2) consecutive properly called meetings and has evinced no other intent to continue in office may be removed following a hearing by the State Committee for having abandoned the position; for this vote, the member or members in question need not be counted for quorum purposes.

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### **Article 13. Delegates to Libertarian National Conventions**

13.1. **AUTHORITY.** The selection of Delegates and Alternate Delegates to Libertarian National Conventions shall be governed by the rules of the National Libertarian Party, these Rules, and New York State Election Law.

13.2. **ELIGIBILITY.** Each Delegate and each Alternate Delegate to Libertarian National Conventions must be an LPNY Member.

13.3. **SELECTION OF DELEGATES.** All Delegates and Alternate Delegates shall be selected at-large at a meeting of the State Committee in accordance with these Rules, except in cases in which a Presidential primary is held, the State Committee shall only select Delegates and Alternate Delegates to the Delegate and Alternate Delegate seats not reserved for the Congressional District Delegates as prescribed in Article 13.6.

13.4. **MANNER OF SELECTION OF AT-LARGE DELEGATES.** All At-Large Delegates and At-Large Alternate Delegates shall be selected by the State Committee in accordance with the rubric provided in the Policy Manual in which a line of succession is established for ranking Delegates and Alternate Delegates. At-Large Delegates shall be selected in the order in accordance with the rubric until all the At-Large Delegate seats are filled. At-Large Alternate Delegates shall be selected in the order in accordance with the rubric until all the At-Large Alternate Delegate seats are filled.

13.4.1. **TIES.** Ties shall be broken by a vote of the State Committee.

13.4.2. **VACANCIES.** Vacancies of At-Large Delegate positions shall be filled by selecting the next individual in the line of succession. Filling of vacancies shall be filled by the Chair and ratified by the State Committee. If the vacancy occurs within fourteen (14) days prior to the start of the National Convention, the ratification requirement shall not apply.

13.4.3. **RATIFICATION OF LIST.** The list of Delegates and Alternate Delegates shall be ratified by the State Committee.

13.4.4. **APPOINTMENT OF ADDITIONAL DELEGATES AND ALTERNATE DELEGATES.** Additional At-Large Alternate Delegates may be added after the appointment of At-Large Delegates and At-Large Alternate Delegates and shall be added to the end of the list in chronological order of their request to be an additional Alternate Delegate.

13.5. **TIMING OF SELECTION OF DELEGATES.** At-Large Delegates and At-Large Alternate Delegates to Presidential Nominating Conventions shall be selected one month before petitioning for the Presidential Primary begins if such a primary is held. For all other National Conventions, At-Large Delegates and At-Large Alternate Delegates shall be selected no later than three (3) months before the Libertarian National Convention.

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13.6. **CONGRESSIONAL DISTRICT DELEGATES.** For Presidential Nominating Conventions, one (1) Delegate and one (1) Alternate Delegate from each New York State Congressional District is to be elected at the Presidential Primary in any year when such a primary takes place. When no such primary takes place or the primary is held within thirty (30) days before the Libertarian National Convention or later, all seats reserved for Congressional District Delegates shall become vacancies of At-Large Delegates and At-Large Alternate Delegates and shall be filled in accordance with these Rules.

13.6.1. **DELEGATE SLATES.** All Presidential candidates filing petitions of nomination must choose and submit a slate of Delegates and Alternate Delegates to the Board of Elections in a timely manner. An LPNY Member may appear on the slate of Delegates and Alternate Delegates of more than one Presidential candidate. No person shall be listed on a slate of Delegates and Alternate Delegates without the person's permission.

13.6.2. Should an individual selected by the State Committee to be an At-Large Delegate or Alternate At-Large Delegate to the Libertarian National Convention then become a Congressional District Delegate elected at the Presidential primary, the newly elected Congressional District Delegate shall cease to be an At-Large Delegate or Alternate At-Large Delegate and another individual shall become the At-Large Delegate or Alternate At-Large Delegate in accordance with the rubric.

13.6.3. If the State Board of Elections has not certified the winner of a Presidential Primary and a corresponding slate of Congressional Delegates at least thirty (30) days prior to the scheduled National Convention, the State Committee shall have the authority to select all delegates in a manner it determines is appropriate.

13.7. **PROHIBITION OF UNIT VOTING.** All Delegates shall be free to vote their conscience.

### Article 14. Nominations of Candidates for Public Office

14.1. **GENERAL.** While potential candidates for public office may petition to be a candidate for public office in accordance with Election Law, this article shall govern all other procedures in the LPNY in the nomination of candidates for public office where it is applicable by law.

14.1.1. **PRIME DIRECTIVE.** It shall be the highest responsibility for the State Committee and all County Affiliates to notify all LPNY Members about the offices up for election and to identify and cultivate Libertarian candidates.

14.1.2. **CANDIDATE QUALIFICATIONS.** Libertarian Party candidates shall be limited to LPNY Members unless otherwise specified.

14.1.3. **NON-LIBERTARIAN CANDIDATES.** Anyone seeking to be the Libertarian Party's candidate in any subdivision in New York State who is not an LPNY Member must make a request for a Certificate of Authorization that is subject to approval by the State Committee as provided by these Rules and Election Law.

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14.1.3.1. **CERTIFICATES OF AUTHORIZATION.** Only the State Committee, or a constituted county committees shall have the authority to approve certificates of authorization when such are required by Election Law. That authority shall not be transferred. Multiple Certificates of Authorization may be issued by the State Committee for the same office.

14.1.3.2. **OBJECTIONS.** After the approval of a Certificate of Authorization by the Executive Committee, no less than fifty percent (50%) of the members of the State Committee representing the Judicial District containing the office may submit objections by written or electronic means to the Secretary within forty-eight (48) hours after the approval of such Certificate of Authorization. In such a case, a Certificate of Authorization shall not be issued unless approved at a meeting of the full State Committee.

14.1.4. **OFFICIAL LIBERTARIAN CANDIDATES.** Official candidates of the Libertarian Party shall be defined as candidates who are either LPNY Members, or are non-LPNY Members running on the Libertarian Party line and endorsed by the State Committee or a County Affiliate.

14.1.5. **ENDORSEMENTS.** In elections in which the Libertarian Party is not permitted to nominate candidates in accordance with election law, the provisions regarding nominations in these Rules shall instead apply to endorsement of such candidates to appear on an Independent Nominating Petition naming the Libertarian Party as the independent body.

### 14.2. STATEWIDE CANDIDATES.

14.2.1. **GENERAL.** Candidates for statewide office shall be nominated at a special open meeting of the State Committee in accordance with these Rules and Election Law. The nomination process shall be conducted in the same manner as the election of party offices as provided in Article 9. The Executive Committee of the State Committee shall constitute the committee to fill any vacancy in such designations that may occur after the State Committee has adjourned.

14.2.2. **ELIGIBILITY.** To be a candidate for nomination for any of the following offices to be filled by the voters of the entire state, one must be an LPNY Member: Governor/Lt. Governor, Attorney General, Comptroller, United States Senator, Presidential/Vice Presidential Elector. However, in the event that nominations have already closed for a particular statewide office, a motion may be made to reopen nominations exclusively to allow the nomination of a specific non-LPNY Member for that position. Such a motion requires a three-quarters (3/4) vote and is non-debatable. If the motion is passed, the candidate will be entered into nomination.

14.2.3. **STAND-IN CANDIDATES FOR PRESIDENT AND VICE-PRESIDENT OF THE UNITED STATES.** The State Committee may nominate a stand-in candidate for President and Vice President of the United States for the purposes of selecting names for an official Libertarian Party independent nominating petition if the Libertarian National Convention in which such candidates are to be nominated, is scheduled to begin after the start of the petitioning period. The Executive Committee shall be named on the petition as the committee to fill vacancies.

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### 14.2.3.1. **OPTION TO RETAIN STAND-IN CANDIDATE(S) IN THE GENERAL ELECTION.**

After the Libertarian National Convention and prior to the declination deadline of independent candidates as determined by the New York State Board of Elections, the State Committee may, by a two-thirds (2/3) vote, officially request that one or both stand-in candidate(s) remain as the candidate(s) through the general election.

14.2.3.2. **PROCEDURES TO FILL VACANCIES.** If a vacancy occurs in the independent nomination for President and/or Vice President, the Executive Committee, acting as the committee to fill vacancies, shall name the candidate(s) chosen at the Libertarian National Convention as substitute(s). In the event that the Libertarian National Convention fails to nominate a candidate for President or Vice President of the United States, or nominates None of the Above (NOTA), the Executive Committee, acting as the committee to fill vacancies, shall choose the nominee(s) according to their own discretion.

14.3. **NEW YORK CITY CANDIDATES.** Nominations for offices in New York City to be filled at an election for all the voters of New York City shall be made as per Election Law 6-120-3. When such designation or nomination is for an office to be filled by all the voters of the City of New York, such authorization must be by a majority vote of those present at a joint meeting of the executive committees of each of the County Affiliates of the party within the City of New York, provided a quorum is present at such meeting, unless such a convention passes by two-thirds (2/3) an enabling resolution consistent with these Rules authorizing some person or group other than such convention to make such nominations on behalf of the party.

### 14.4. **CANDIDATES IN UNORGANIZED COUNTIES.**

14.4.1. All nominations for public office where the geographic boundaries for such office lie wholly within a county or counties in which there is no County Affiliate shall be made by the State Committee.

14.4.2. **NON-LPNY MEMBERS.** The State Committee may only nominate non-LPNY Members for public office in accordance with this section.

14.4.2.1. Non-Libertarian candidates in such districts must make the request to the Secretary of the State Committee at least seven (7) days prior to the start of the petitioning period.

14.4.2.2. If the State Committee is notified that an enrolled Libertarian is running for the same office within the first seven (7) days of petitioning, no Certificate of Authorization shall be given to a non-Libertarian candidate without a two-thirds (2/3) vote of the State Committee.

14.4.2.3. An initial vote on authorizations must be held prior to the 14th day of the petitioning period.

### 14.5. **CANDIDATES WITHIN ORGANIZED COUNTIES.**

14.5.1. **GENERAL.** All nominations for public office where the geographic boundary of a public office is contained within one county in which there is an organized County Affiliate, selection of candidates shall be made by that County Affiliate.

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14.5.2. **NON-LPNY MEMBERS.** A County Affiliate may only nominate non-LPNY Members for public office in accordance with this section, unless they are organized as a constituted county committee.

14.5.2.1. If the County Affiliate is notified that an enrolled Libertarian is running for the same office within the first seven (7) days of petitioning, no approval to issue a Certificate of Authorization shall be given to a non-Libertarian candidate without a two-thirds (2/3) vote of the voting members of the County Affiliate as defined in their rules.

14.5.2.2. An initial vote on approving authorizations must be held prior to the 14th day of the petitioning period.

14.5.2.3. If the approval is made by a recognized County Affiliate and not by a constituted County Committees, upon objection by a State Committee member who represents the Judicial District in which the county affiliate is located, the State committee may vote to override and cancel said nomination by two-thirds (2/3) vote of the State committee.

14.5.2.4. The approval of a candidate for a Certificate of Authorization must be submitted to the State Committee prior to the 14th day of the petitioning period.

14.6. **CANDIDATES IN MULTI-COUNTY DISTRICTS.** The authority of the State Committee whether directly or by enabling resolution, shall not extend to selecting any candidates for public office where a portion of the geographic boundaries lie within a county where there is a single organized County Affiliate, with the exception that candidates for public offices which encompass the entire state or entirely in New York City shall be nominated as detailed earlier in this article.

### 14.7. **CANDIDATES IN MULTI-COUNTY DISTRICTS WITH TWO OR MORE COUNTY AFFILIATES.**

14.7.1. **GENERAL.** All nominations for public office where the geographic boundary of a public office other than statewide or New York City-wide cross into counties where there is more than one organized County Affiliate shall be made by a majority weighted vote of the affected County Affiliates.

14.7.2. **VOTE.** The weighted vote shall be defined as the number of votes received by the Libertarian Party's Candidate for Governor on the Libertarian Party line, in the previous election for the office of Governor of the State of New York. Each County Affiliate will receive a weighting based on the number of votes received for the Libertarian Party Gubernatorial candidate within its portion of the political division. The approvals must be separately communicated by each County Affiliate to the State Committee.

14.7.3. **APPROVAL OF NON-LPNY MEMBERS.** If any County Affiliate is notified that a LPNY Member is running for the same office within the first seven (7) days of petitioning, or prior to the meeting, no approval shall be given to a non-Libertarian candidate without a two-thirds (2/3) majority of the weighted vote for the given election district.

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14.7.4. **STATEMENT OF NO KNOWN LPNY MEMBERS.** If a non-LPNY member is nominated, a statement from each County Chair to the effect that they know of no LPNY Members interested in and eligible for the position shall be communicated to the State Committee. Such notification must be received by the Secretary of the State Committee by the Friday prior to the vote by the State Committee on whether to issue the Certificate of Authorization.

14.7.5. **NOTIFICATION REQUIREMENTS OF NON-LPNY MEMBERS.** Any interested potential candidate who is not an LPNY Member must notify a recognized county organization or constituted county committee chair at least seven (7) days prior to the start of the petitioning period to be considered for authorization. Once notified of the interested candidate, the county chair must notify, within three (3) days, the Secretary of the State Committee and the other county organization chairs or county committee chairs whose county is wholly or in part contained within the geographical boundaries of the office of the interested candidate.

14.8. **SUPREME COURT NOMINATIONS.** Party nominations for the office of Justice of the Supreme Court shall be made by the Judicial District Convention, as per Election Law 6-106 and Article 14.10 of these Rules.

14.8.1. **JUDICIAL DISTRICT DELEGATES.** Each Judicial District shall be entitled to a number of Judicial District Delegates and an equal number of Judicial District alternates equivalent to the number of Judicial District State Committee members per Judicial District as stated in Article 6.3.2 of these Rules.

14.8.2. **CRITERIA.** Delegates to the Judicial District Convention and alternate members of the Judicial District Convention shall be elected by LPNY Members at the primary elections in even-numbered years. Members and alternates must reside in the Judicial District that they represent and shall be elected At Large within that Judicial District.

14.8.3. **VOTING BODY.** The duly elected Judicial District Delegates must attend the Judicial District conventions and the Judicial District alternates must be invited to attend. When a duly elected delegate is not present at the opening of the convention, immediately after the convening of the convention the Judicial District Delegate's position shall be assigned by the convention to one of the alternates. Alternates shall be selected in this order: The district alternate with the largest number of votes received and if equal then by lot, or if no alternate exists for the district, substitution with an alternate from another district can be made in an ordered declining sequence of the number of votes received. Once the substitution is made, the Judicial District Delegate from that district must appeal to the convention to have the alternate dismissed in order to be reinstated.

14.9. **ELECTORS FOR PRESIDENT AND VICE PRESIDENT.** Party nominations of candidates for the office of elector of president and vice president of the United States, one for each congressional district and two at large, shall be made by the State Committee, as is required in Election Law 6-102.

14.10. **CERTIFICATES OF NOMINATION.** The State Committee has the sole authority to issue certificates of nomination when such are required by Election Law. That authority may not be transferred. The State Committee shall issue certificates of nomination for all candidates selected in accordance with



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these Rules within fifteen (15) days of notification of the selection of the candidate. A certificate of nomination may only be issued to an LPNY Member.

14.11. **SPECIAL ELECTIONS.** This article shall govern special elections in any political subdivision. Any vacancy in such nominations shall be filled by the making and a filing of a certificate of nomination issued by the State Committee.

### **Article 15. Party Funds in Primary Elections**

The Libertarian Party and County Affiliates are prohibited from expending funds in support of a specific candidate in a primary election, except when the primary involves a candidate not enrolled in the Libertarian Party, in which funds may be expended for the purpose of supporting the enrolled Libertarian Party candidate.

### **Article 16. Platform**

16.1. Any amendment to the Platform shall be considered in accordance with this article. Each paragraph shall be numbered in the Platform and shall be considered a plank.

16.2. Any amendment, addition, or deletion to the Platform shall be considered separately. No more than one plank shall be considered in the same motion. Any such amendment must be approved at a meeting of the full State Committee by two-thirds (2/3) of the entire State Committee membership.

16.3. All those planks which have been approved individually and only such planks shall then constitute the Platform which shall take effect as the Platform of the Libertarian Party when approved as a whole at a meeting of the full State Committee, by two-thirds (2/3) of the entire State Committee membership.

16.4. Amendments to the Platform shall be placed on the agenda at a meeting of the full State Committee at least twice per year.

### **Article 17. Resolutions**

To provide the Libertarian Party with a means of expressing its opinion on issues of public concern, resolutions may be passed by two-thirds (2/3) vote of the State Committee.

### **Article 18. Loans**

No loans may be made by the Libertarian Party to any member of the State Committee or to any officer thereof.

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### Article 19. Parliamentary Authority

Robert's Rules of Order (12th edition) shall govern all meetings of the State Committee and Executive Committee in so far as they are applicable and not inconsistent with these Rules.

### Article 20. Amendments

20.1. **GENERAL.** These Rules may be amended by majority vote at a meeting of the full State Committee in accordance with the procedures in this article unless otherwise required by Election Law.

20.1. **SUBMISSION OF AMENDMENTS.** Amendments to these Rules must be submitted in writing to the Secretary at least fifteen (15) days in advance of the meeting in which the amendments shall be voted upon. Such amendments and notice to the meeting in which the amendments are to be considered must be given in accordance with Election Law 2-114.

20.2. **CONSIDERATION OF AMENDMENTS BY THE RULES COMMITTEE.** At the meeting in which the submitted amendments shall be voted upon, the Rules Committee may, prior to the consideration of any other amendment, present the committee's report that includes any recommended amendments to the Party Rules. This report may include any motion to adopt amendments recommended by the Rules Committee, in part or in whole. Any motion to divide such motion or substitute an alternative amendment shall be in order.

20.2.3. **CONSIDERATION OF OTHER AMENDMENTS.** Amendments not recommended by the Rules Committee shall be presented by the Secretary in the order they were received, alternating between different authors, if such authors are proposing multiple amendments, in the order that the Secretary received them.

20.3. **EFFECT OF AMENDMENT.** Amendments to these Rules voted by a newly-elected State Committee at their Organization Meeting shall take effect immediately unless otherwise required by Election Law. Other amendments to these Rules shall take effect immediately upon adjournment of the meeting in which they were adopted unless otherwise required by Election Law.

20.4. **SUBMISSION OF OTHER AMENDMENTS.** Any member or member-Elect of the State Committee may submit amendments for consideration at the meeting for which they are entitled to vote. In order to be distributed to the State Committee by official party communications, the proposed amendment(s) must be submitted to the Secretary at least thirty (30) days in advance of the meeting in which the amendments shall be voted upon. Subsequent submission(s) of amendment(s) may be distributed by official party communications at the discretion of the Secretary.

20.5. **NOTICE AND DISTRIBUTION.** Such amendments and notice to the meeting in which the amendments are to be considered must be given at least seven (7) days in advance of the meeting and may be distributed electronically.

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20.6. **MINOR AMENDMENTS.** The Rules Committee has the authority to amend the Rules by unanimous vote of a quorum of the Rules Committee provided that the amendments are for aesthetic or grammatical purposes or are changes that are deemed necessary for clarification purposes.

### **Article 21. Exclusivity**

21.1. These rules shall be the exclusive rules of the LPNY.

21.2. These rules supersede and replace any document previously adopted by the LPNY and shall remain in effect until such time that the State Committee of the Libertarian Party adopts new or amended Rules. No other rules shall be effective unless approved in writing by the State Committee.

### **Article 22. Severability**

Any provision of these rules that is adjudged to be invalid or otherwise rendered inoperative by a court or competent jurisdiction shall not affect the validity of any other provision of these rules.

### **Article 23. Policies**

23.1. **GENERAL.** The LPNY may establish a Policy Manual to address operational procedures, organizational structures, and special rules that do not require the formal weight and amendment process of these Rules. The Policy Manual is intended to complement the Rules, providing detailed guidance and clarity for day-to-day operations and special circumstances.

23.2. **CREATION AND MAINTENANCE.** The Policy Manual shall be created and maintained by the State Committee. It can be amended or revised as necessary to reflect the evolving needs of the LPNY, without undergoing the formal amendment process required in these Rules.

23.3. **ACCESSIBILITY AND REFERENCE.** The Policy Manual shall be readily accessible to all members of the organization. It shall be referenced in conjunction with the Rules to provide a comprehensive understanding of organizational governance and operations.

# Appendix 1A

Shall we substitute the original motion by instead adopting the rules recommended by the rules committee with the amendments?

Expired

Yes ~ 15 ~ (79%)

No ~ 4 ~ (21%)

Abstain ~ 2

21 responses submitted.

- Maura Botsford ~ Y
- Pietro Salvatore Geraci ~ Y
- Mark Weinblatt ~ Y
- Mark Axinn ~ N
- Robert Schuon ~ N
- Daniel Castello ~ Y
- Jon Gunther ~ A
- Chuck Dorgan ~ Y
- Steven Becker ~ N
- Catrina Rocco ~ Y
- William Schmidt ~ N
- Duane Whitmer ~ Y
- Evan Lebrecht ~ Y
- Sean Phelan ~ Y
- Wendi Szabo ~ Y
- Jeffrey Denecke ~ Y
- Susan Overeem-Cummings ~ Y
- Samuel Hordeski ~ A
- E. Rose Leatherman ~ Y
- Justin Carman ~ Y
- Paul Grindle ~ Y