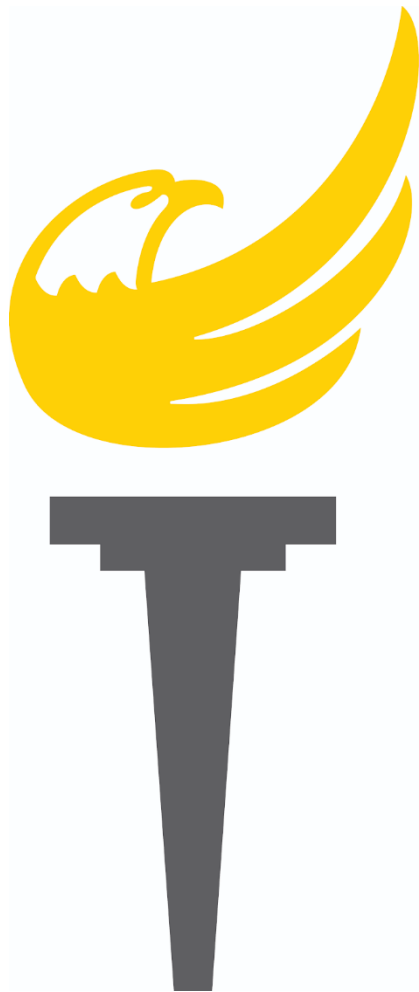


Libertarian Party of California 2021 Bylaws Committee Report



**Submitted:
February 27, 2021**

2021 Bylaws Committee Report

Submitted February 27, 2021

Elected by the Executive Committee on March 14, 2020 per the LPC Bylaws

Committee Chair: Rachel Nyx (Elected by Committee June 9, 2020)

Members:

Kenneth Brent Olsen (Secretary - Elected by Committee June 9, 2020)
Brandon Nelson
John David Ward
James Aragon

Bylaws Committee

Bylaw 15: Committees

Section 2: Bylaws Committee

Not later than sixty days following the close of each convention, the Executive Committee shall appoint a Bylaws Committee of five State Central Committee members to recommend changes in these Bylaws and Convention Rules. The Bylaws Committee shall adopt its report not less than seventy days prior to the convention and the Secretary shall cause it to be published on the Party's website not less than sixty days prior to the convention.

Meeting History

- 06/09/2020 Online Meeting via Zoom (Nyx, Olsen, Nelson)
- 06/23/2020 Online Meeting via Zoom (Nyx, Olsen, Nelson, Ward)
- 07/21/2020 Online Meeting via Zoom (Nyx, Olsen, Nelson, Ward, Aragon)
- 08/11/2020 Online Meeting via Zoom (Nyx, Olsen, Nelson, Ward, Aragon)
- 09/08/2020 Online Meeting via Zoom (Nyx, Nelson, Ward, Aragon)
- 12/03/2020 Online Meeting via Zoom (Olsen, Nelson, Ward, Aragon)
- 01/07/2021 Online Meeting via Zoom (Nyx, Olsen, Ward, Aragon)
- 02/05/2021 Online Meeting via Zoom (Nyx, Olsen, Nelson, Ward, Aragon)
- 02/26/2021 Online Meeting via Zoom (Nyx, Olsen, Ward)

Table of Contents

| | |
|--|----|
| Recommendation 1: Amendment of Bylaw 26 – Amendment of Bylaws | 4 |
| Recommendation 2: Amendment of Bylaw 5, Section 1 - Membership | 6 |
| Recommendation 3: Amendment of Bylaw 15, Section 2 - Bylaws Committee | 9 |
| Recommendation 4: Amendment of Bylaw 7 - Dues Sharing | 10 |
| Recommendation 5: Amendment of | |
| LPC Bylaws, Membership, Conventions & Their Purpose, etc. | 16 |
| <i>Convention Rule Amendment portion.....</i> | 48 |
| Recommendation 6: Amendment of Bylaw 22 - Nominations & Endorsements of | |
| Candidates for Public Office..... | 54 |
| Recommendation 7: Amendment to Bylaw 14 - Judicial Committee..... | 57 |
| Recommendation 8: Amendment to Bylaw 24 - National Convention Delegates | 63 |
| Recommendation 9: 2 nd Amendment to Bylaw 14 - Judicial Committee | 66 |
| Recommendation 10: 2 nd Amendment to Bylaw 5 - Membership | 68 |

BLUE: Added Text

RED: Removed/Edited Text

I. Recommendation 1: Bylaw 26: Amendment of Bylaws

Reason

In the past, issues have arisen during convention where quorum was lost and business unable to proceed. This proposal amends the quorum requirement to avoid this issue.

Impact

Amendments to the Bylaws shall require a threshold based on registered delegates present and voting, as opposed to a threshold of registered delegates overall.

Proposed Amendment

The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 4-0-0-1 (Yes: Aragon, Nelson, Ward, Nyx)

Bylaw 26: Amendment of Bylaws

Except as indicated in a particular Bylaw, these Bylaws may be amended by a majority vote of all the registered delegates present and voting at a convention with previous notice. Bylaws changes proposed from the convention floor without prior notice, or substantive, non-technical amendments made to the Bylaws Committee Report by the Bylaws Committee subsequent to the report adoption deadline, shall require a two-thirds vote of registered delegates present and voting to pass.

| Current Bylaw | Proposed Bylaw as Amended |
|--|--|
| Bylaw 26: Amendment of Bylaws Except as indicated in a particular Bylaw, these Bylaws may be amended by a majority vote of all the registered delegates at a convention with previous notice. Bylaws changes proposed from | Bylaw 26: Amendment of Bylaws Except as indicated in a particular Bylaw, these Bylaws may be amended by a majority vote of all the registered delegates <u>present and voting</u> at a convention with previous notice. Bylaws |

| | |
|---|---|
| <p>the convention floor without prior notice, or substantive, non-technical amendments made to the Bylaws Committee Report by the Bylaws Committee subsequent to the report adoption deadline, shall require a two-thirds vote of registered delegates to pass.</p> | <p>changes proposed from the convention floor without prior notice, or substantive, non-technical amendments made to the Bylaws Committee Report by the Bylaws Committee subsequent to the report adoption deadline, shall require a two-thirds vote of registered delegates <u>present and voting</u> to pass.</p> |
|---|---|

II. Recommendation 2: Bylaw 5 Section 1: Membership

Reason

This would require all State Central Committee Members to be registered as Libertarians, if eligible, and to reside in the state of California.

There is no reason that a person that is not registered Libertarian or living in California to be able to vote on California Party Business. Many out of state members only join the LPC every two years as a means of being seated on our National Delegation and do not participate in the state party at any other time. Further, out of state members are listed as National members in their state of residence and therefore that state receives delegate seats based on those numbers, so out of state members in California do not help us secure additional delegate seats and then take those seats from California members.

Impact

If adopted, this amendment would go into effect at the end of the convention and would apply to member joins and renewals after that date. Any current out of state member would remain a Central Committee Member until the expiration date of their membership. Lifetime members will retain their lifetime memberships.

Proposed Amendment

The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 4-0-0-1 (Yes: Aragon, Ward, Olsen, Nyx)

Bylaw 5: Membership

Section 1

Individuals may become members of the State Central Committee by:

A. Residing in California, and

B. Being a registrant of the Libertarian Party if eligible, and

~~A.C.~~ Becoming a holder of California public office that is subject to election other than County Central Committee, or

~~B.D.~~ Making application and paying such dues as prescribed by the Executive Committee. The Executive Committee may authorize participation in a joint membership arrangement with the national Libertarian Party for the purpose of satisfying the dues requirement.

No State or County Central Committee member shall be a registrant of or hold office in any political party other than the Libertarian Party.

All Party officeholders are required to be members of the State Central Committee.

| Current Bylaw | Proposed Bylaw as Amended |
|--|---|
| Bylaw 5: Membership | Bylaw 5: Membership |
| Section 1 | Section 1 |
| Individuals may become members of the State Central Committee by: | Individuals may become members of the State Central Committee by: |
| A. Becoming a holder of California public office that is subject to election other than County Central Committee, or | A. <u>Residing in California, and</u> |
| B. Making application and paying such dues as prescribed by the Executive Committee. The Executive Committee may authorize participation in a joint membership arrangement with the national Libertarian Party for the | B. <u>Being a registrant of the Libertarian Party if eligible, and</u> |
| | A.C. Becoming a holder of California public office that is subject to election other than County Central Committee, or |
| | B.D. Making application and paying such dues as prescribed by the |

| | |
|--|---|
| <p>purpose of satisfying the dues requirement.</p> <p>No State or County Central Committee member shall be a registrant of or hold office in any political party other than the Libertarian Party.</p> <p>All Party officeholders are required to be members of the State Central Committee.</p> | <p>Executive Committee. The Executive Committee may authorize participation in a joint membership arrangement with the national Libertarian Party for the purpose of satisfying the dues requirement.</p> <p>No State or County Central Committee member shall be a registrant of or hold office in any political party other than the Libertarian Party.</p> <p>All Party officeholders are required to be members of the State Central Committee.</p> |
|--|---|

III. Recommendation 3: Bylaw 15, § 2: Bylaws Committee

Reason

In the recent past no Bylaws Committee Report was presented at Convention as the committee was unable to meet the stringent requirement of having its report finalized 70 days prior to the convention. This amendment would allow for the Bylaws Committee to have a meeting closer to the time of the convention.

Impact

With the revision changing the deadline to complete the report to 30 days it will make it more likely that a Bylaws Committee Report is presented at each convention.

Proposed Amendment

The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 5-0 (Yes: Ward, Nelson, Aragon, Olsen, Nyx)

Bylaw 15: Committee

Section 2: Bylaws Committee

Not later than sixty days following the close of each convention, the Executive Committee shall appoint a Bylaws Committee of five State Central Committee members to recommend changes in these Bylaws and Convention Rules. The Bylaws Committee shall adopt its initial report not less than seventy days prior to the convention and the Secretary shall cause it to be published on the Party's website not less than sixty days prior to the convention. The Bylaws Committee shall adopt its final report, which may include corrections or improvements to proposals in the initial report but shall not introduce new proposals, not less than twenty days prior to the convention and the Secretary shall cause it to be published on the Party's website not less than fifteen days prior to the convention.

| Current Bylaw | Proposed Bylaw as Amended |
|--|---|
| <p>Bylaw 15: Committees</p> <p>Section 2: Bylaws Committee</p> <p>Not later than sixty days following the close of each convention, the Executive Committee shall appoint a Bylaws Committee of five State Central Committee members to recommend changes in these Bylaws and Convention Rules. The Bylaws Committee shall adopt its report not less than seventy days prior to the convention and the Secretary shall cause it to be published on the Party's website not less than sixty days prior to the convention.</p> | <p>Bylaw 15: Committees</p> <p>Section 2: Bylaws Committee</p> <p>Not later than sixty days following the close of each convention, the Executive Committee shall appoint a Bylaws Committee of five State Central Committee members to recommend changes in these Bylaws and Convention Rules. The Bylaws Committee shall adopt its <u>initial</u> report not less than seventy days prior to the convention and the Secretary shall cause it to be published on the Party's website not less than sixty days prior to the convention. <u>The Bylaws Committee shall adopt its final report, which may include corrections or improvements to proposals in the initial report but shall not introduce new proposals, not less than twenty days prior to the convention and the Secretary shall cause it to be published on the Party's website not less than fifteen days prior to the convention.</u></p> |

IV. Recommendation 4: Bylaw 7: Dues Sharing

Reason

By doing away with the first year “bounty” for membership dues, this would better encourage the state and county parties to work together to increase membership.

Impact

This amendment would result in equal dues-sharing to occur for all memberships regardless of whether the county or the state party got the initial membership.

Proposed Amendment

The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 3-0 (Yes: Aragon, Ward, Olsen)

Bylaw 7: Dues Sharing

The state Party and the county Parties are encouraged to actively pursue new members and renewing membership. As of ~~July 1, 2013~~ May 17, 2021, dues collected by the state or county Parties shall be shared as follows.

~~Section 1: New Membership Dues~~

~~A new member is one who has no membership record in the state Party's database at the time they pay annual membership dues. The state or county Party organization that collects annual membership dues from a new member shall retain 100% of that member's dues for their first year of membership.~~

Section 1 ~~2~~: New and Renewing Membership Dues

A new member is one who has no membership record in the state Party's database at the time they pay annual membership dues. A renewing member is one who has a record of membership in the state Party's database at the time they pay their

dues. The state and county Party organizations shall split the new and renewal membership dues 50/50.

Section 2 ~~3~~: Collection of Dues

Collection of dues includes receiving cash, checks, money orders, authorized billing information, or other consideration approved by the state Party Chair, as well as donations through online services that are initiated directly from the organization's website or e-mail appeal.

Section 3 ~~4~~: Duration of Membership

Annual membership dues are good from the date the collecting organization receives the payment, or from the date of payment to an online payment service. Membership expires at the end of the last day of that month in a subsequent year. Annual membership can be renewed for no more than two years from the end of the month in which the dues are collected.

Section 4 ~~5~~: Qualification for Renewing Membership

Members may renew their expired membership if they are not removed from the Party for cause, or for as long as their record is not removed from the state Party's database, and their membership expiration date will be as described in Bylaw 7: Dues Sharing, Section 4: Duration Of Membership. Donors who have no membership record shall join as new members.

| Current Bylaw | Proposed Bylaw as Amended |
|--|--|
| <p>Bylaw 7: Dues Sharing</p> <p>The state Party and the county Parties are encouraged to actively pursue new members and renewing membership. As of July 1, 2013, dues collected by the state or county Parties shall be shared as follows.</p> <p>Section 1: New Membership Dues</p> <p>A new member is one who has no membership record in the state Party's database at the time they pay annual membership dues. The state or county Party organization that collects annual membership dues from a new member shall retain 100% of that member's dues for their first year of membership.</p> <p>Section 2: Renewing Membership Dues</p> <p>A renewing member is one who has a record of membership in the state Party's database at the time they pay their dues. The state and county Party organizations shall split the renewal membership dues 50/50.</p> | <p>Bylaw 7: Dues Sharing</p> <p><i>The state Party and the county Parties are encouraged to actively pursue new members and renewing membership. As of July 1, 2013 <u>May 17, 2021</u>, dues collected by the state or county Parties shall be shared as follows.</i></p> <p>Section 1: New Membership Dues</p> <p><i>A new member is one who has no membership record in the state Party's database at the time they pay annual membership dues. The state or county Party organization that collects annual membership dues from a new member shall retain 100% of that member's dues for their first year of membership.</i></p> <p>Section <u>1</u> 2: <u>New and</u> Renewing Membership Dues</p> |

Section 3: Collection of Dues

Collection of dues includes receiving cash, checks, money orders, authorized billing information, or other consideration approved by the state Party Chair, as well as donations through online services that are initiated directly from the organization's website or e-mail appeal.

Section 4: Duration of Membership

Annual membership dues are good from the date the collecting organization receives the payment, or from the date of payment to an online payment service. Membership expires at the end of the last day of that month in a subsequent year. Annual membership can be renewed for no more than two years from the end of the month in which the dues are collected.

Section 5: Qualification for Renewing Membership

A new member is one who has no membership record in the state Party's database at the time they pay annual membership dues.

-A renewing member is one who has a record of membership in the state Party's database at the time they pay their dues. The state and county Party organizations shall split the **new and** renewal membership dues 50/50.

Section 2 ~~3~~: Collection of Dues

Collection of dues includes receiving cash, checks, money orders, authorized billing information, or other consideration approved by the state Party Chair, as well as donations through online services that are initiated directly from the organization's website or e-mail appeal.

Section 3 ~~4~~: Duration of Membership

Annual membership dues are good from the date the collecting organization receives the payment, or from the date of payment to an online payment service. Membership expires at the end of the last day of that month in a subsequent year. Annual membership can be renewed for no more

| | |
|---|---|
| <p>Members may renew their expired membership if they are not removed from the Party for cause, or for as long as their record is not removed from the state Party's database, and their membership expiration date will be as described in Bylaw 7: Dues Sharing, Section 4: Duration Of Membership. Donors who have no membership record shall join as new members.</p> | <p>than two years from the end of the month in which the dues are collected.</p> <p>Section 4 5: Qualification for Renewing Membership</p> <p>Members may renew their expired membership if they are not removed from the Party for cause, or for as long as their record is not removed from the state Party's database, and their membership expiration date will be as described in <u>Bylaw 7: Dues Sharing, Section 4: Duration Of Membership</u>. Donors who have no membership record shall join as new members.</p> |
|---|---|

V. Recommendation 5: Amendments of LPC Bylaws, Membership, Conventions and Their Purpose, Etc.

Reason

This amendment would return the LPC annual meeting to a true convention of delegates, as we've had in the past. This would also allow the County Central Committees more autonomy in determining how to run their organization and would create a better bottom up organization going forward. In addition, it defines "Members" as being all Registered Libertarian voters in the state which would give more of an incentive for voters to register as Libertarians and requires that Registered Libertarians have a voice in who is elected to represent each county at the LPC Convention. Lastly, it requires all State Central Committee Members to be registered to vote as Libertarians, if eligible and willing, which provides yet another incentive to register as a Libertarian. This would also put our election of Central Committee Members in conformance with the California Elections Code 7770.

Impact

This would change the way membership works in the party and change how delegates are selected for the annual convention. This would be a large proposal which would impact numerous bylaws.

Proposed Amendment

The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 3-0 (Yes: Aragon, Ward, Olsen)

Bylaw Amendment Proposal:

Bylaw 4: Definitions:

- A. "Registered Libertarian": A person who is registered as a Libertarian per the California Elections Code. All registered Libertarian voters will be considered Members of the Party and eligible to vote for State Central Committee Members.
- B. "State Central Committee member": A person who is eligible to vote on Party business consistent with these Bylaws and Convention Rules.
- C. "County Central Committee Member": A person who is eligible to vote on County Party business consistent with the County Bylaws.
- D. "Sustaining Member": A person who is eligible to be elected as a State Central Committee member. Individuals may become sustaining members by:
 - 1. Becoming a holder of California public office that is subject to election other than County Central Committee, or
 - 2. Residing in California, and
 - 3. Making application and paying such dues as prescribed by the Executive Committee. The Executive Committee may authorize participation in a joint membership arrangement with the national Libertarian Party for the purpose of satisfying the dues requirement, or
 - 4. Are a Life Member
- E. Certification: "I certify that I oppose the initiation of force as a means of achieving political or social goals." Certification shall be required to be a sustaining member or a member of the State or County Central Committee. Individuals who have executed previous version of the certification shall also meet this requirement.
- F. "Delegate": A person who is a State Central Committee Member voting at convention.
- G. "Alternate": A person who meets the qualifications for being a State Central Committee Member and who may be substituted for a Delegate.

- H. All references in these Bylaws and Convention Rules to “mail,” “written notification,” or similar terms shall be considered to include electronic communications.

Bylaw 5: Membership

Section 1

Individuals may become members of the State Central Committee by:

- A. Becoming a Sustaining Member of the party, and
- B. Being a registrant of the Libertarian Party if registered to vote, and
- C. One of the following:
 - 1. Being selected as a State Central Committee member by a County Central Committee per Bylaw 9, or
 - 2. Becoming a holder of California partisan or non-partisan office that is subject to election, or
 - 3. Being a member of the State Executive Committee, or
 - 4. Being a Libertarian National Committee Representative, or
 - 5. Being a member of a Judicial Committee, Bylaws Committee, Program Committee or Platform Committee Coordinator, or
 - 6. Being the Chair of a Standing Committee as designated in the Party’s Operating Procedures Manual, or
 - 7. Being a past Chair of the Libertarian Party of California, or
 - 8. Being appointed by an elected member of the State Executive Committee.

No State or County Central Committee member shall be a registrant or hold office in any political party other than the Libertarian party.

Section 2

The Executive Committee shall establish associate, non-voting membership for those persons ineligible or unwilling to become sustaining members ~~of the State Central Committee.~~

Section 3

All Party candidates for public office, Executive Committee members, county Party office holders, Libertarian National Committee representatives, and Judicial Committee members shall be registered in the Libertarian Party in California if eligible.

Section 4

The Secretary automatically shall terminate a State Central Committee membership if that member requests in writing such termination, or if, except for ~~elected~~ State Central Committee members elected to public office, that member fails to remit prescribed dues by that member's renewal date.

Section 5

The Executive Committee shall have the power to suspend a ~~County or~~ State Central Committee membership for failure to maintain all the qualifications of membership established in Section 1, or for cause. Notification of the cause of suspension shall be given to the individual member and the County Central Committee officers that the member is associated with within five days. Notification of the suspension is subject to written appeal within thirty days of notification. Failure to appeal shall terminate the State Central Committee membership, but does not automatically suspend County Central Committee membership. The Executive Committee may reinstate memberships terminated under this section. The term "cause" as used in this section shall include but not be limited to the following:

- A. Intentionally involving, or threatening to involve, legal authorities in any non-civil dispute against the Party or one of its affiliates; or
- B. Having unpaid debts over ninety days old outstanding to the Party.

A member subject to a suspension for cause shall be provided at least 15 days' notice before proceedings begin, in writing, of the cause. The member shall have the right to attend the proceedings and be given an opportunity to contest the cause, including the right to submit evidence, to call witnesses, and to have the assistance of counsel.

These meetings shall be held in executive session unless the member subject to suspension affirmatively waives their right to privacy.

Section 6 (2/3 required to amend)

Upon appeal by a County or State Central Committee member, the Judicial Committee shall hold a hearing concerning the suspension. Following the hearing, the Judicial Committee shall rule either to terminate the membership or to restore the membership.

Bylaw 6: Membership Lists

Section 1

The Executive Committee shall provide one copy of a County Central Committee's sustaining membership list monthly to that county organization's Secretary or designated officer at no charge, or by mutual arrangement, or to any other officer of that county at cost within ten days of a request.

The Executive Committee may also provide mailing lists to individuals or groups, but not to any government official or government agency. Counties may exchange lists.

Section 2

The Executive Committee shall provide ~~a County Central Committee's~~ membership listss to the national Libertarian Party, a Libertarian candidate, campaign committee, or initiative committee, or an interested Party member in conjunction with Party activities that facilitate the Party organization under the following conditions:

- A. Three Party officers or two County Central Committee officers give approval to the request,
- B. The requesting individual or group agree to pay the amount for receiving the list in effect at the time of the request as established by a current Standing Resolution of the Executive Committee, and
- C. The requesting individual or group agrees to terms, in effect at the time of the request as established by a current Standing Resolution of the Executive

Committee that are solely intended to assure that the membership list is not to be used for any other purpose, nor sold or furnished to any other group, organization, government official or agency.

Section 3

If maintenance of the State ~~Central Committee~~ membership database is delegated to someone other than the Secretary, the Secretary and the Chair shall be provided with current membership information in keeping with their Party duties.

Bylaw 7: Dues Sharing

The state Party and the county Parties are encouraged to actively pursue new sustaining and associate members and renewing memberships^s. As of July 1, 2013, dues collected by the state or county Parties shall be shared as follows.

Section 1: New Membership Dues

A new sustaining or associate member is one who has no membership record in the state Party's database at the time they pay annual membership dues. The state or county Party organization that collects annual membership dues from a new sustaining or associate member shall retain 100% of that member's dues for their first year of membership.

Section 2: Renewing Membership Dues

A renewing sustaining or associate member is one who has a record of membership in the state Party's database at the time they pay their dues. The state and county Party organizations shall split the renewal membership dues 50/50.

Section 3: Collection of Dues

Collection of dues includes receiving cash, checks, money orders, authorized billing information, or other consideration approved by the state Party Chair, as well as

donations through online services that are initiated directly from the organization's website or e-mail appeal.

Section 4: Duration of Membership

Annual sustaining or associate membership dues are good from the date the collecting organization receives the payment, or from the date of payment to an online payment service. Membership expires at the end of the last day of that month in a subsequent year. Annual sustaining or associate membership can be renewed for no more than two years from the end of the month in which the dues are collected.

Section 5: Qualification for Renewing Membership

Members may renew their expired sustaining or associate membership if they are not removed from the ~~Party~~ State Central Committee for cause, or for as long as their record is not removed from the state Party's database, and their membership expiration date will be as described in Bylaw 7: Dues Sharing, Section 4: Duration Of Membership. Donors who have no membership record shall join as new members.

Bylaw 9: County Organizations

Section 1

The Party shall be divided into ~~e~~County Central Committees ~~organizations~~ with each county having no more than one recognized organization. ~~Each county organization shall have its own County Central Committee.~~

Section 2

~~State Central Committee membership shall be the only requirement for County Central Committee membership.~~

Each County Central Committee shall select its State Central Committee members from its own members, as defined by the County Central Committee

Bylaws. The number of State Central Committee members elected to represent each County Central Committee shall be determined as follows:

- A. One State Central Committee member for each 0.5%, or fraction thereof that its sustaining membership represents of the total number of sustaining members of all county central committees.
- B. One State Central Committee member for each 1% or fraction thereof of the total registered Libertarian voters in that county of the total number of registered voters in that county.
- C. The Party Secretary shall calculate the number of State Central Committee members that each County Central Committee can elect no more than thirty (30) days after each Party annual convention using the most current sustaining membership information and the most current voter registration records received from the California Secretary of State.
- D. The Secretary of each County Central Committee organization shall notify the Party Secretary of their State Central Committee members no less than one hundred and twenty (120) days prior to the Party's annual convention.

A County Central Committee shall elect its State Central Committee members in accordance with the County Central Committee's Bylaws, which could include Central Committee members being elected by the registered Libertarian voters in that county during the primary elections in even number years, caucus or convention. If the County's Bylaws doesn't specifically state the manner which State Central Committee Members are selected, they shall be selected at the Annual Meeting of the County Central Committee.

The County Secretary shall notify the State Chair one hundred and fifty (150) days prior to the Primary Election in even numbered years the method they will select their Central Committee Members. The State Chair shall notify the California Secretary of State and the County Registrars one hundred and thirty-five (135) days prior to the Primary Election in even numbered years, per the California Election Code §7770.

A State Central Committee ~~Party~~ member may be a member of only one County Central Committee, which does not have to be the Committee of the county of the member's residence.

~~A County Central Committee membership confers voting privileges for that member in that county.~~

Section 3

County Central Committees shall conduct their business in any manner they choose consistent with these Bylaws and the national Bylaws. County Central Committees may endorse only those candidates for public office in any partisan or non-partisan election whose political party affiliation is ~~either~~ "Libertarian." ~~or "Decline to State."~~

Section 4

The appropriate Area Coordinator may appoint a county Chair Pro Tem for any county in which there is no active county organization. It shall be the responsibility of said Chair Pro Tem to promote the development of a county organization within that county.

Section 5

Each County Central Committee may maintain one or more campaign finance funds independent of any campaign finance funds maintained by the State Central Committee or any other Committees of the Party.

Each County Central Committee shall be responsible for compliance with any applicable election and campaign finance laws.

Section 6

A county Central Committee ~~organization~~ is deemed as having selected its officers and State Central Committee members only if an election notice has been mailed to its sustaining members and registered Libertarian Voters in that county at least thirty days but no more than sixty days in advance of that election. State Central Committee members shall be elected by all members, which will include County

Central Committee Members and registered Libertarian voters in the county that participate in the meeting. The election notice shall also be sent to and received by the Party Secretary at least thirty days in advance of the election. Such notice shall specify the reason for the meeting and a time and place reasonably accessible to its membership. An election shall be held every year. The results of the election shall be reported to the Party Secretary within fifteen days after the election. Any member of that County Central Committee may challenge the legality of an election by bringing the issue before the Judicial Committee. The Executive Committee may declare a county organization to be inactive if it fails to hold elections in accordance with this section.

Bylaw 10: Officers

Section 2

No state offices shall be combined. No state officer shall:

- ~~A. Be a registrant of or hold office in any political party other than the Libertarian Party, or~~
- A. Be ineligible to be a State Central Committee member as defined in Bylaw 5, Section 2.
- B. Use any office in the Party to support a candidate of another political party.

Bylaw 19: Convention

Section 3

Delegates and Alternates to the convention shall be elected by the County Central Committees. The number of delegates for each county is equal to the number of State Central Committee members in that county per Bylaw 9. ~~current State Central Committee members and shall either hold public office or shall have been State Central Committee members for any ninety days prior to the convention.~~

~~Notwithstanding the above, each Executive Committee member may seat one current State Central Committee member as a delegate.~~

- A. Duly-selected Alternates may be freely substituted for any members of their delegation who are temporarily or permanently absent from the floor, provided the procedure has been clearly specified by the County Central Committee in advance of the Convention, and the Credentials Committee has been provided with lists of the County's Delegates and Alternates as well as a copy of the county's rules governing substitutions.
- B. An Alternate, upon certification by the Credentials Committee, may function as a Delegate whenever a Delegate of the same county has not been registered as being in attendance. This status shall continue until the absent Delegate registers as being in attendance.
- C. Each county delegation shall insure that only registered Delegates vote on party business and that no more than the county's allotment of Delegates is voting at any time during the convention.

-----CONVENTION RULES-----

Rule 3: Voting Eligibility (add and renumber)

All Delegates in good standing shall be eligible to vote on all matters. In order to vote on a given matter, a delegate must be present on the floor at the time that the vote is taken. Each delegate present shall have one vote. Any delegate from a county as provided in Bylaw 19, Section 3 may be replaced by an alternate from that county with the consent of the county delegation.

Rule 4: Polling Procedure (add and renumber)

- A. Convention seating will be by county. Each county's delegates shall elect a representative for their county to act as the delegation chair. If any delegate challenges the vote reported by any county's representative, the Secretary shall poll the delegates from that county individually.

- B. In all cases where a roll call vote is required, polling shall be conducted by county. The Secretary will solicit the vote from each county delegation in alphabetic order. A representative for each delegation shall report the vote for that delegation.
- C. In cases where ballots are used, each delegate must submit their ballot to the delegation chair. After verifying that the number of votes cast does not exceed the number the county is entitled to, the chair of each delegation shall submit the ballots to the Secretary. During the period of time allotted for such votes, the business of the convention shall continue without interruption.

Rule ~~3~~5: Debate Procedure

Rule ~~4~~6: Agenda

Rule ~~5~~7: Consent Calendar

Rule ~~6~~8: “No Debate” Items

Rule ~~7~~9: Bylaws Committee

Rule ~~8~~10: Platform Committee

Rule ~~9~~11: Resolutions

Rule ~~10~~12: Election of National Convention Delegates

Rule ~~11~~13: Election of Party Officers

Section 2

Delegates shall make nominations from the floor. Each candidate shall be allowed one nominating speech and one seconding speech, made by delegates. The total time for both speeches shall not exceed five minutes. After delegates give the nominating and seconding speeches, the candidate may then speak for a maximum of ten minutes.

Elections will be conducted using Instant Runoff Voting (IRV). For each office, to be elected to the office, a candidate shall receive a majority vote of all of the ballots cast. Delegates may rank their candidate choices on their ballots in order of preference, such as First Choice, Second Choice, Third Choice, and so on. ~~Delegates~~ Each delegation

Chair shall turn in all individual ballots to the Secretary along with the tabulation of the first choice votes. When all delegations have submitted their votes, the Secretary shall declare the voting closed. In cases in which no candidate receives a majority of First Choice votes, the candidate with the least number of votes shall be eliminated and his or her ballots redistributed to the remaining candidates according to the next choice indicated on those ballots and the ballots are recounted. If no candidate yet has a majority of votes, the process of eliminating the candidate with the least number of votes, redistributing according to the next choice on those ballots and then recounting, shall be repeated until one candidate has a majority. Lack of a majority vote for one candidate or a majority vote for “None of the Above” shall cause nominations for that office to be reopened.

If there is only one candidate for an office, the election will be conducted by voice vote, with the choice between the candidate and None of the Above.

Rule ~~12~~ 14: Election of Area Coordinators

For the offices of Area Coordinators, delegates from each office’s respective area shall make nominations from the floor. Each candidate shall be allowed one nominating speech and one seconding speech, made by delegates. The total time for both speeches shall not exceed five minutes. After delegates give the nominating and seconding speeches, the candidate may then speak for a maximum of five minutes.

Elections will be conducted using Instant Runoff Voting (IRV). For each office, to be elected to the office, a candidate shall receive a majority vote of all of the ballots cast. Delegates from each office’s respective area may rank their candidate choices on their ballots in order of preference, such as First Choice, Second Choice, Third Choice, and so on. ~~Delegates~~ Each delegation Chair shall turn in all individual ballots to the Secretary along with the tabulation of the first choice votes. When all delegations have submitted their votes, the Secretary shall declare the voting closed. In cases in which no candidate receives a majority of First Choice votes, the candidate with the least number of votes shall be eliminated and his or her ballots redistributed to the

remaining candidates according to the next choice indicated on those ballots and the ballots are recounted. If no candidate yet has a majority of votes, the process of eliminating the candidate with the least number of votes, redistributing according to the next choice on those ballots and then recounting, shall be repeated until one candidate has a majority. Lack of a majority vote for one candidate or a majority vote for “None of the Above” shall cause nominations for that office to be reopened.

Rule ~~13~~ 15: Election of At-Large Executive Committee Members

Delegates shall make nominations for the at-large Executive Committee members from the floor. All State Central Committee members shall be eligible for nomination. Each candidate shall be allowed one nominating speech no longer than two minutes, made by a delegate, and each candidate may also speak for no longer than two minutes. The election shall be conducted in the following manner:

- A. Each delegate may cast up to ~~five~~ four votes, but not more than one vote for any one candidate.
- B. Each delegation shall tabulate its total votes, and the delegation chair shall deliver a written total to the Secretary, along with the ballots cast. When all of the ~~delegates~~ delegations have submitted their votes, the Secretary shall declare the voting closed.

Rule ~~14~~ 16: Nominations and Endorsements of Candidates For Public Office

Rule ~~15~~ 17: Amendments

| Current Bylaw | Proposed Bylaw as Amended |
|--|---|
| Bylaw 4: Definitions A. “Registered Libertarian”: A person who is registered as Libertarian per the California Elections Code. | Bylaw 4: Definitions: A. “Registered Libertarian”: A person who is registered as a Libertarian per the California Elections Code. <u>All registered Libertarian voters</u> |

| | |
|---|---|
| <p>B. "Central Committee member": A person who is eligible to vote on Party business consistent with these Bylaws and Convention Rules.</p> <p>C. Certification: "I certify that I oppose the initiation of force as a means of achieving political or social goals." Certification shall be required to be a member of the State Central Committee. Individuals who have executed previous versions of the certification shall also meet this requirement.</p> <p>D. All references in these Bylaws and Convention Rules to "mail," "written notification," or similar terms shall be considered to include electronic communications.</p> <p>Bylaw 5: Membership</p> <p>Section 1</p> <p>Individuals may become members of the State Central Committee by:</p> <p>A. Becoming a holder of California public office that is subject to election other than County Central Committee, or</p> <p>B. Making application and paying such dues as prescribed by the</p> | <p><u>will be considered Members of the Party and eligible to vote for State Central Committee Members.</u></p> <p>B. "<u>State</u> Central Committee member": A person who is eligible to vote on Party business consistent with these Bylaws and Convention Rules.</p> <p><u>C. "County Central Committee Member": A person who is eligible to vote on County Party business consistent with the County Bylaws.</u></p> <p><u>D. "Sustaining Member": A person who is eligible to be elected as a State Central Committee member. Individuals may become sustaining members by:</u></p> <ol style="list-style-type: none"> <u>1. Becoming a holder of California public office that is subject to election other than County Central Committee, or</u> <u>2. Residing in California, and</u> <u>3. Making application and paying such dues as prescribed by the Executive Committee. The Executive Committee may authorize</u> |
|---|---|

| | |
|---|--|
| <p>Executive Committee. The Executive Committee may authorize participation in a joint membership arrangement with the national Libertarian Party for the purpose of satisfying the dues requirement.</p> <p>No State or County Central Committee member shall be a registrant of or hold office in any political party other than the Libertarian Party.</p> <p>All Party officeholders are required to be members of the State Central Committee.</p> <p>Section 2</p> <p>The Executive Committee shall establish associate, non-voting membership for those persons ineligible or unwilling to become members of the State Central Committee.</p> <p>Section 3</p> <p>All Party candidates for public office, Executive Committee members, county Party office holders, Libertarian National Committee representatives, and Judicial Committee members shall be registered in the Libertarian Party in California if</p> | <p><u>participation in a joint membership arrangement with the national Libertarian Party for the purpose of satisfying the dues requirement, or</u></p> <p><u>4. Are a Life Member</u></p> <p><u>E.</u> Certification: "I certify that I oppose the initiation of force as a means of achieving political or social goals." Certification shall be required to be a <u>sustaining member or</u> a member of the State <u>or County</u> Central Committee. Individuals who have executed previous version of the certification shall also meet this requirement.</p> <p><u>F. "Delegate": A person who is a State Central Committee Member voting at convention.</u></p> <p><u>G. "Alternate": A person who meets the qualifications for being a State Central Committee Member and who may be substituted for a Delegate.</u></p> <p><u>H.</u> All references in these Bylaws and Convention Rules to "mail," "written notification," or similar terms shall be considered to include electronic communications.</p> |
|---|--|

eligible.

Section 4

The Secretary automatically shall terminate a State Central Committee membership if that member requests in writing such termination, or if, except for elected Central Committee members, that member fails to remit prescribed dues by that member's renewal date.

Section 5

The Executive Committee shall have the power to suspend a County or State Central Committee membership for failure to maintain all the qualifications of membership established in Section 1, or for cause. Notification of the suspension is subject to written appeal within thirty days of notification. Failure to appeal shall terminate the membership. The Executive Committee may reinstate memberships terminated under this section. The term "cause" as used in this section shall include but not be limited to the following:

- A. Intentionally involving, or threatening to involve, legal authorities in any non-civil dispute

Bylaw 5: Membership

Section 1

Individuals may become members of the State Central Committee by:

- A. Becoming a Sustaining Member of the party, and
- B. Being a registrant of the Libertarian Party if registered to vote, and
- C. One of the following:
 - 1. Being selected as a State Central Committee member by a County Central Committee per Bylaw 9, or
 - 2. Becoming a holder of California partisan or non-partisan office that is subject to election, or
 - 3. Being a member of the State Executive Committee, or
 - 4. Being a Libertarian National Committee Representative, or
 - 5. Being a member of a Judicial Committee, Bylaws Committee, Program Committee or Platform Committee Coordinator, or
 - 6. Being the Chair of a Standing Committee as

| | |
|--|--|
| <p>against the Party or one of its affiliates; or</p> <p>B. Having unpaid debts over ninety days old outstanding to the Party.</p> <p>A member subject to a suspension for cause shall be provided at least 15 days' notice before proceedings begin, in writing, of the cause. The member shall have the right to attend the proceedings and be given an opportunity to contest the cause, including the right to submit evidence, to call witnesses, and to have the assistance of counsel.</p> <p>These meetings shall be held in executive session unless the member subject to suspension affirmatively waives their right to privacy.</p> <p>Section 6 (2/3 required to amend)</p> <p>Upon appeal by a County or State Central Committee member, the Judicial Committee shall hold a hearing concerning the suspension. Following the hearing, the Judicial Committee shall rule either to terminate the membership or to restore the membership.</p> | <p><u>designated in the Party's Operating Procedures Manual, or</u></p> <p><u>7. Being a past Chair of the Libertarian Party of California, or</u></p> <p><u>8. Being appointed by an elected member of the State Executive Committee.</u></p> <p>No State or County Central Committee member shall be a registrant or hold office in any political party other than the Libertarian party.</p> <p>Section 2</p> <p>The Executive Committee shall establish associate, non-voting membership for those persons ineligible or unwilling to become <u>sustaining</u> members of the State Central Committee.</p> <p>Section 3</p> <p>All Party candidates for public office, Executive Committee members, county Party office holders, Libertarian National Committee representatives, and Judicial Committee members shall be registered in the Libertarian Party in California if eligible.</p> |
|--|--|

Bylaw 6: Membership Lists

Section 1

The Executive Committee shall provide one copy of a County Central Committee's membership list monthly to that county organization's Secretary or designated officer at no charge, or by mutual arrangement, or to any other officer of that county at cost within ten days of a request.

The Executive Committee may also provide mailing lists to individuals or groups, but not to any government official or government agency. Counties may exchange lists.

Section 2

The Executive Committee shall provide a County Central Committee's membership list to the national Libertarian Party, a Libertarian candidate, campaign committee, or initiative committee, or an interested Party member in conjunction with Party activities that facilitate the Party organization under the following conditions:

Section 4

The Secretary automatically shall terminate a State Central Committee membership if that member requests in writing such termination, or if, except for ~~elected~~ State Central Committee members elected to public office, that member fails to remit prescribed dues by that member's renewal date.

Section 5

The Executive Committee shall have the power to suspend a ~~County or~~ State Central Committee membership for failure to maintain all the qualifications of membership established in Section 1, or for cause. Notification of the cause of suspension shall be given to the individual member and the County Central Committee officers that the member is associated with within five days. Notification of the suspension is subject to written appeal within thirty days of notification. Failure to appeal shall terminate the State Central Committee membership, but does not automatically suspend County Central Committee membership. The Executive Committee may reinstate memberships terminated under this section. The term

| | |
|---|---|
| <p>A. Three Party officers or two County Central Committee officers give approval to the request,</p> <p>B. The requesting individual or group agree to pay the amount for receiving the list in effect at the time of the request as established by a current Standing Resolution of the Executive Committee, and</p> <p>C. The requesting individual or group agrees to terms, in effect at the time of the request as established by a current Standing Resolution of the Executive Committee that are solely intended to assure that the membership list is not to be used for any other purpose, nor sold or furnished to any other group, organization, government official or agency.</p> <p>Section 3</p> <p>If maintenance of the State Central Committee membership database is delegated to someone other than the Secretary, the Secretary and the Chair shall be provided with current membership information in keeping with their Party duties.</p> | <p>“cause” as used in this section shall include but not be limited to the following:</p> <p>A. Intentionally involving, or threatening to involve, legal authorities in any non-civil dispute against the Party or one of its affiliates; or</p> <p>B. Having unpaid debts over ninety days old outstanding to the Party.</p> <p>A member subject to a suspension for cause shall be provided at least 15 days’ notice before proceedings begin, in writing, of the cause. The member shall have the right to attend the proceedings and be given an opportunity to contest the cause, including the right to submit evidence, to call witnesses, and to have the assistance of counsel.</p> <p>These meetings shall be held in executive session unless the member subject to suspension affirmatively waives their right to privacy.</p> <p>Section 6 (2/3 required to amend)</p> <p>Upon appeal by a County or State Central Committee member, the Judicial Committee shall hold a hearing concerning the suspension. Following the hearing, the Judicial Committee shall rule</p> |
|---|---|

Bylaw 7: Dues Sharing

The state Party and the county Parties are encouraged to actively pursue new members and renewing membership. As of July 1, 2013, dues collected by the state or county Parties shall be shared as follows.

Section 1: New Membership Dues

A new member is one who has no membership record in the state Party's database at the time they pay annual membership dues. The state or county Party organization that collects annual membership dues from a new member shall retain 100% of that member's dues for their first year of membership.

Section 2: Renewing Membership Dues

A renewing member is one who has a record of membership in the state Party's database at the time they pay their dues. The state and county Party organizations shall split the renewal membership dues 50/50.

Section 3: Collection of Dues

Collection of dues includes receiving cash, checks, money orders, authorized

either to terminate the membership or to restore the membership.

Bylaw 6: Membership Lists

Section 1

The Executive Committee shall provide one copy of a County Central Committee's sustaining membership list monthly to that county organization's Secretary or designated officer at no charge, or by mutual arrangement, or to any other officer of that county at cost within ten days of a request.

The Executive Committee may also provide mailing lists to individuals or groups, but not to any government official or government agency. Counties may exchange lists.

Section 2

The Executive Committee shall provide ~~a~~ **County Central Committee's** membership lists to the national Libertarian Party, a Libertarian candidate, campaign committee, or initiative committee, or an interested Party member in conjunction with Party activities that facilitate the Party

billing information, or other consideration approved by the state Party Chair, as well as donations through online services that are initiated directly from the organization's website or e-mail appeal.

Section 4: Duration of Membership

Annual membership dues are good from the date the collecting organization receives the payment, or from the date of payment to an online payment service. Membership expires at the end of the last day of that month in a subsequent year. Annual membership can be renewed for no more than two years from the end of the month in which the dues are collected.

Section 5: Qualification for Renewing Membership

Members may renew their expired membership if they are not removed from the Party for cause, or for as long as their record is not removed from the state Party's database, and their membership expiration date will be as described in Bylaw 7: Dues Sharing, Section 4: Duration Of Membership. Donors who have no membership record shall join as new members.

organization under the following conditions:

- A. Three Party officers or two County Central Committee officers give approval to the request,
- B. The requesting individual or group agree to pay the amount for receiving the list in effect at the time of the request as established by a current Standing Resolution of the Executive Committee, and
- C. The requesting individual or group agrees to terms, in effect at the time of the request as established by a current Standing Resolution of the Executive Committee that are solely intended to assure that the membership list is not to be used for any other purpose, nor sold or furnished to any other group, organization, government official or agency.

Section 3

If maintenance of the State ~~Central~~ **Committee** membership database is delegated to someone other than the Secretary, the Secretary and the Chair shall be provided with current membership information in keeping with their Party duties.

Bylaw 9: County Organizations

Section 1

The Party shall be divided into county organizations. Each county organization shall have its own County Central Committee.

Section 2

State Central Committee membership shall be the only requirement for County Central Committee membership.

A Party member may be a member of only one County Central Committee, which does not have to be the Committee of the county of the member's residence.

A County Central Committee membership confers voting privileges for that member in that county.

Section 3

County Central Committees shall conduct their business in any manner they choose consistent with these Bylaws and the national Bylaws. County Central Committees may endorse only those candidates for public office in any

Bylaw 7: Dues Sharing

The state Party and the county Parties are encouraged to actively pursue new sustaining and associate members and renewing memberships. As of July 1, 2013, dues collected by the state or county Parties shall be shared as follows.

Section 1: New Membership Dues

A new sustaining or associate member is one who has no membership record in the state Party's database at the time they pay annual membership dues. The state or county Party organization that collects annual membership dues from a new sustaining or associate member shall retain 100% of that member's dues for their first year of membership.

Section 2: Renewing Membership Dues

A renewing sustaining or associate member is one who has a record of membership in the state Party's database at the time they pay their dues. The state and county Party organizations shall split the renewal membership dues 50/50.

partisan election whose political party affiliation is either “Libertarian” or “Decline to State.”

Section 4

The appropriate Area Coordinator may appoint a county Chair Pro Tem for any county in which there is no active county organization. It shall be the responsibility of said Chair Pro Tem to promote the development of a county organization within that county.

Section 5

Each County Central Committee may maintain one or more campaign finance funds independent of any campaign finance funds maintained by the State Central Committee or any other Committees of the Party.

Each County Central Committee shall be responsible for compliance with any applicable election and campaign finance laws.

Section 6

A county organization is deemed as having selected its officers only if an election notice has been mailed to its

Section 3: Collection of Dues

Collection of dues includes receiving cash, checks, money orders, authorized billing information, or other consideration approved by the state Party Chair, as well as donations through online services that are initiated directly from the organization’s website or e-mail appeal.

Section 4: Duration of Membership

Annual sustaining or associate membership dues are good from the date the collecting organization receives the payment, or from the date of payment to an online payment service. Membership expires at the end of the last day of that month in a subsequent year. Annual sustaining or associate membership can be renewed for no more than two years from the end of the month in which the dues are collected.

Section 5: Qualification for Renewing Membership

Members may renew their expired sustaining or associate membership-if they are not removed from the ~~Party~~ State Central Committee for cause, or for as long as their record is not removed from the state Party’s database, and their membership expiration date will be as

members at least thirty days but no more than sixty days in advance of that election. The election notice shall also be sent to and received by the Party Secretary at least thirty days in advance of the election. Such notice shall specify the reason for the meeting and a time and place reasonably accessible to its membership. An election shall be held every year. The results of the election shall be reported to the Party Secretary within fifteen days after the election. Any member of that County Central Committee may challenge the legality of an election by bringing the issue before the Judicial Committee. The Executive Committee may declare a county organization to be inactive if it fails to hold elections in accordance with this section.

Bylaw 10: Officers

Section 2

No state offices shall be combined. No state officer shall:

- A. Be a registrant of or hold office in any political party other than the Libertarian Party, or

described in Bylaw 7: Dues Sharing, Section 4: Duration Of Membership.

Donors who have no membership record shall join as new members.

Bylaw 9: County Organizations

Section 1

The Party shall be divided into ~~e~~County Central Committees ~~organizations with each county having no more than one recognized organization.~~ *Each county organization shall have its own County Central Committee.*

Section 2

~~State Central Committee membership shall be the only requirement for County Central Committee membership.~~

Each County Central Committee shall select its State Central Committee members from its own members, as defined by the County Central Committee Bylaws. The number of State Central Committee members elected to represent each County Central Committee shall be determined as follows:

- B. Use any office in the Party to support a candidate of another political party.

Bylaw 19: Convention

Section 3

Delegates to the convention shall be current State Central Committee members, and shall either hold public office or shall have been State Central Committee members for any ninety days prior to the convention.

Notwithstanding the above, each Executive Committee member may seat one current State Central Committee member as a delegate.

- A. One State Central Committee member for each 0.5%, or fraction thereof that its sustaining membership represents of the total number of sustaining members of all county central committees.
- B. One State Central Committee member for each 1% or fraction thereof of the total registered Libertarian voters in that county of the total number of registered voters in that county.
- C. The Party Secretary shall calculate the number of State Central Committee members that each County Central Committee can elect no more than thirty (30) days after each Party annual convention using the most current sustaining membership information and the most current voter registration records received from the California Secretary of State.
- D. The Secretary of each County Central Committee organization shall notify the Party Secretary of their State Central Committee members no less than one hundred and twenty (120) days

| | |
|--|--|
| | <p><u>prior to the Party's annual convention.</u></p> <p><u>A County Central Committee shall elect its State Central Committee members in accordance with the County Central Committee's Bylaws, which could include Central Committee members being elected by the registered Libertarian voters in that county during the primary elections in even number years, caucus or convention. If the County's Bylaws doesn't specifically state the manner which State Central Committee Members are selected, they shall be selected at the Annual Meeting of the County Central Committee.</u></p> <p><u>The County Secretary shall notify the State Chair one hundred and fifty (150) days prior to the Primary Election in even numbered years the method they will select their Central Committee Members. The State Chair shall notify the California Secretary of State and the County Registrars one hundred and thirty-five (135) days prior to the Primary Election in even numbered</u></p> |
|--|--|

| | |
|--|---|
| | <p><u>years, per the California Election Code §7770.</u></p> <p>A <u>State Central Committee</u> Party member may be a member of only one County Central Committee, which does not have to be the Committee of the county of the member's residence.</p> <p>A County Central Committee membership confers voting privileges for that member in that county.</p> <p>Section 3</p> <p>County Central Committees shall conduct their business in any manner they choose consistent with these Bylaws and the national Bylaws. County Central Committees may endorse only those candidates for public office in any partisan <u>or non-partisan</u> election whose political party affiliation is either "Libertarian." or "Decline to State."</p> <p>Section 4</p> <p>The appropriate Area Coordinator may appoint a county Chair Pro Tem for any county in which there is no active county organization. It shall be the responsibility of said Chair Pro Tem to promote the development of a county organization within that county.</p> |
|--|---|

Section 5

Each County Central Committee may maintain one or more campaign finance funds independent of any campaign finance funds maintained by the State Central Committee or any other Committees of the Party.

Each County Central Committee shall be responsible for compliance with any applicable election and campaign finance laws.

Section 6

A county Central Committee ~~organization~~ is deemed as having selected its officers and State Central Committee members only if an election notice has been mailed to its sustaining members and registered Libertarian Voters in that county at least thirty days but no more than sixty days in advance of that election. State Central Committee members shall be elected by all members, which will include County Central Committee Members and registered Libertarian voters in the county that participate in the meeting. The election notice shall also be sent to and received by the Party

Secretary at least thirty days in advance of the election. Such notice shall specify the reason for the meeting and a time and place reasonably accessible to its membership. An election shall be held every year. The results of the election shall be reported to the Party Secretary within fifteen days after the election. Any member of that County Central Committee may challenge the legality of an election by bringing the issue before the Judicial Committee. The Executive Committee may declare a county organization to be inactive if it fails to hold elections in accordance with this section.

Bylaw 10: Officers

Section 2

No state offices shall be combined. No state officer shall:

- ~~A. Be a registrant of or hold office in any political party other than the Libertarian Party, or~~
- A. Be ineligible to be a State Central Committee member as defined in Bylaw 5, Section 2.
- B. Use any office in the Party to support a candidate of another political party.

| | |
|--|--|
| | <p>Bylaw 19: Convention</p> <p>Section 3</p> <p>Delegates <u>and Alternates</u> to the convention shall be <u>elected by the County Central Committees. The number of delegates for each county is equal to the number of State Central Committee members in that county per Bylaw 9.</u> current State Central Committee members and shall either hold public office or shall have been State Central Committee members for any ninety days prior to the convention.</p> <p>Notwithstanding the above, each Executive Committee member may seat one current State Central Committee member as a delegate.</p> <p>A. <u>Duly-selected Alternates may be freely substituted for any members of their delegation who are temporarily or permanently absent from the floor, provided the procedure has been clearly specified by the County Central Committee in advance of the Convention, and the Credentials Committee has been provided with lists of the</u></p> |
|--|--|

| | |
|--|---|
| | <p><u>County's Delegates and Alternates as well as a copy of the county's rules governing substitutions.</u></p> <p>B. <u>An Alternate, upon certification by the Credentials Committee, may function as a Delegate whenever a Delegate of the same county has not been registered as being in attendance. This status shall continue until the absent Delegate registers as being in attendance.</u></p> <p>C. <u>Each county delegation shall insure that only registered Delegates vote on party business and that no more than the county's allotment of Delegates is voting at any time during the convention.</u></p> |
|--|---|

-----CONVENTION RULE AMENDMENTS-----

| Current Convention Rule | Proposed Convention Rule as Amended |
|---|---|
| <p><i>*proposed Rules 3 and 4 not present in current Bylaws. Current Rule 3 becomes</i></p> | <p><u>Rule 3: Voting Eligibility (add and renumber)</u></p> |

*Rule 4, Rule 4 becomes Rule 5, and so on through Rule 17 (renumbered Rule 15)**

Rule 11: Election of Party Officers

Section 2

Delegates shall make nominations from the floor. Each candidate shall be allowed one nominating speech and one seconding speech, made by delegates. The total time for both speeches shall not exceed five minutes. After delegates give the nominating and seconding speeches, the candidate may then speak for a maximum of ten minutes.

Elections will be conducted using Instant Runoff Voting (IRV). For each office, to be elected to the office, a candidate shall receive a majority vote of all the ballots cast. Delegates may rank their candidate choices on their ballots in order of preference, such as First Choice, Second Choice, Third Choice, and so on. Delegates shall turn in all individual ballots to the Secretary. In cases in which no candidate receives a majority of First Choice votes, the candidate with the least number of votes shall be eliminated and his or her ballots redistributed to the

All Delegates in good standing shall be eligible to vote on all matters. In order to vote on a given matter, a delegate must be present on the floor at the time that the vote is taken. Each delegate present shall have one vote. Any delegate from a county as provided in Bylaw 19, Section 3 may be replaced by an alternate from that county with the consent of the county delegation.

Rule 4: Polling Procedure (add and renumber)

- A. Convention seating will be by county. Each county's delegates shall elect a representative for their county to act as the delegation chair. If any delegate challenges the vote reported by any county's representative, the Secretary shall poll the delegates from that county individually.
- B. In all cases where a roll call vote is required, polling shall be conducted by county. The Secretary will solicit the vote from each county delegation in alphabetic order. A representative for each

remaining candidates according to the next choice indicated on those ballots and the ballots are recounted. If no candidate yet has a majority of votes, the process of eliminating the candidate with the least number of votes, redistributing according to the next choice on those ballots and then recounting, shall be repeated until one candidate has a majority. Lack of a majority vote for one candidate or a majority vote for "None of the Above" shall cause nominations for that office to be reopened.

If there is only one candidate for an office, the election will be conducted by voice vote, with the choice between the candidate and None of the Above.

Rule 12: Election of Area Coordinators

For the offices of Area Coordinators, delegates from each office's respective area shall make nominations from the floor. Each candidate shall be allowed one nominating speech and one seconding speech, made by delegates. The total time for both speeches shall not exceed five minutes. After delegates give the nominating and seconding speeches,

delegation shall report the vote for that delegation.

C. In cases where ballots are used, each delegate must submit their ballot to the delegation chair. After verifying that the number of votes cast does not exceed the number the county is entitled to, the chair of each delegation shall submit the ballots to the Secretary. During the period of time allotted for such votes, the business of the convention shall continue without interruption.

Rule ~~3~~ 5: Debate Procedure

Rule ~~4~~ 6: Agenda

Rule ~~5~~ 7: Consent Calendar

Rule ~~6~~ 8: "No Debate" Items

Rule ~~7~~ 9: Bylaws Committee

Rule ~~8~~ 10: Platform Committee

Rule ~~9~~ 11: Resolutions

Rule ~~10~~ 12: Election of National Convention Delegates

Rule ~~11~~ 13: Election of Party Officers

Section 2

| | |
|--|---|
| <p>the candidate may then speak for a maximum of five minutes.</p> <p>Elections will be conducted using Instant Runoff Voting (IRV). For each office, to be elected to the office, a candidate shall receive a majority vote of all of the ballots cast. Delegates from each office's respective area may rank their candidate choices on their ballots in order of preference, such as First Choice, Second Choice, Third Choice, and so on. Delegates shall turn in all individual ballots to the Secretary. In cases in which no candidate receives a majority of First Choice votes, the candidate with the least number of votes shall be eliminated and his or her ballots redistributed to the remaining candidates according to the next choice indicated on those ballots and the ballots are recounted. If no candidate yet has a majority of votes, the process of eliminating the candidate with the least number of votes, redistributing according to the next choice on those ballots and then recounting, shall be repeated until one candidate has a majority. Lack of a majority vote for one candidate or a majority vote for "None of the Above" shall cause nominations for that office to be reopened.</p> | <p>Delegates shall make nominations from the floor. Each candidate shall be allowed one nominating speech and one seconding speech, made by delegates. The total time for both speeches shall not exceed five minutes. After delegates give the nominating and seconding speeches, the candidate may then speak for a maximum of ten minutes.</p> <p>Elections will be conducted using Instant Runoff Voting (IRV). For each office, to be elected to the office, a candidate shall receive a majority vote of all of the ballots cast. Delegates may rank their candidate choices on their ballots in order of preference, such as First Choice, Second Choice, Third Choice, and so on. Delegates <u>Each delegation Chair</u> shall turn in all individual ballots to the Secretary <u>along with the tabulation of the first choice votes. When all delegations have submitted their votes, the Secretary shall declare the voting closed.</u> In cases in which no candidate receives a majority of First Choice votes, the candidate with the least number of votes shall be eliminated and his or her ballots redistributed to the remaining candidates according to the next choice indicated on those ballots and</p> |
|--|---|

Rule 13: Election of At-Large Executive Committee Members

Delegates shall make nominations for the at-large Executive Committee members from the floor. All State Central Committee members shall be eligible for nomination. Each candidate shall be allowed one nominating speech no longer than two minutes, made by a delegate, and each candidate may also speak for no longer than two minutes. The election shall be conducted in the following manner:

- A. Each delegate may cast up to five votes, but not more than one vote for any one candidate.
- B. Each delegation shall tabulate its total votes, and the delegation chair shall deliver a written total to the Secretary, along with the ballots cast. When all of the delegates have submitted their votes, the Secretary shall declare the voting closed.

the ballots are recounted. If no candidate yet has a majority of votes, the process of eliminating the candidate with the least number of votes, redistributing according to the next choice on those ballots and then recounting, shall be repeated until one candidate has a majority. Lack of a majority vote for one candidate or a majority vote for "None of the Above" shall cause nominations for that office to be reopened.

If there is only one candidate for an office, the election will be conducted by voice vote, with the choice between the candidate and None of the Above.

Rule ~~12~~ 14: Election of Area Coordinators

For the offices of Area Coordinators, delegates from each office's respective area shall make nominations from the floor. Each candidate shall be allowed one nominating speech and one seconding speech, made by delegates. The total time for both speeches shall not exceed five minutes. After delegates give the nominating and seconding speeches, the candidate may then speak for a maximum of five minutes.

| | |
|--|--|
| | <p>Elections will be conducted using Instant Runoff Voting (IRV). For each office, to be elected to the office, a candidate shall receive a majority vote of all of the ballots cast. Delegates from each office's respective area may rank their candidate choices on their ballots in order of preference, such as First Choice, Second Choice, Third Choice, and so on.</p> <p>Delegates <u>Each delegation Chair</u> shall turn in all individual ballots to the Secretary <u>along with the tabulation of the first choice votes.</u> <u>When all delegations have submitted their votes, the Secretary shall declare the voting closed.</u> In cases in which no candidate receives a majority of First Choice votes, the candidate with the least number of votes shall be eliminated and his or her ballots redistributed to the remaining candidates according to the next choice indicated on those ballots and the ballots are recounted. If no candidate yet has a majority of votes, the process of eliminating the candidate with the least number of votes, redistributing according to the next choice on those ballots and then recounting, shall be repeated until one candidate has a majority. Lack of a majority vote for one candidate or a majority vote for "None of the Above"</p> |
|--|--|

shall cause nominations for that office to be reopened.

Rule ~~13~~ 15: Election of At-Large Executive Committee Members

Delegates shall make nominations for the at-large Executive Committee members from the floor. All State Central Committee members shall be eligible for nomination. Each candidate shall be allowed one nominating speech no longer than two minutes, made by a delegate, and each candidate may also speak for no longer than two minutes. The election shall be conducted in the following manner:

- A. Each delegate may cast up to ~~five~~ four votes, but not more than one vote for any one candidate.
- B. Each delegation shall tabulate its total votes, and the delegation chair shall deliver a written total to the Secretary, along with the ballots cast. When all of the ~~delegates~~ delegations have submitted their votes, the Secretary shall declare the voting closed.

| | |
|--|---|
| | <p>Rule 14 <u>16</u>: Nominations and Endorsements of Candidates For Public Office</p> <p>Rule 15 <u>17</u>: Amendments</p> |
|--|---|

VI. Recommendation 6: Bylaw 22: Nominations and Endorsements of Candidates for Public Office.

Reason

With the State moving the primary elections to March, this does not allow the State Executive Committee to endorse candidates for the primary election with enough time to write a statement of endorsement for the ballot.

Impact

This amendment would allow for the State Party to hold two conventions - one to conduct Party business and the other to endorse candidates in a timely manner.

Proposed Amendment

The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 5-0 (Yes: Olsen, Nyx, Nelson, Aragon, Ward)

Bylaw 22: ~~Nomination for Partisan Public Office~~ Nominations and Endorsements of Candidates for Public Office

Section 1

Unless otherwise necessitated by the laws of the state of California, or by decision of the Executive Committee, nominations for partisan office shall be made by statewide

nominating convention and by district caucus. Endorsement of candidates for any elected public office shall be made at the time of the statewide nominating convention.

- A.** Nomination for statewide office shall be made by a statewide nominating convention.
- B.** Nomination for U.S. House of Representatives, California State Legislature, and California State Board of Equalization shall be made by district caucus.

Section 5

The Chair shall forward a list of all candidates nominated in convention and caucuses to the Secretary of State no later than thirty days after the convention or caucuses. The Chair shall forward a list of all candidates endorsed in convention to the appropriate County Registrar of Voters by the deadline issued by the Secretary of State.

| Current Bylaw | Proposed Bylaw as Amended |
|--|---|
| <p>Bylaw 22: Nomination for Partisan Public Office</p> <p>Section 1</p> <p>Unless otherwise necessitated by the laws of the state of California, or by decision of the Executive Committee, nominations for partisan office shall be made by statewide nominating convention and by district caucus.</p> <p>A. Nomination for statewide office shall be made by a statewide nominating convention.</p> | <p>Bylaw 22: Nomination for Partisan Public Office <u>Nominations and Endorsements of Candidates for Public Office</u></p> <p>Section 1</p> <p>Unless otherwise necessitated by the laws of the state of California, or by decision of the Executive Committee, nominations for partisan office shall be made by statewide nominating convention and by district caucus. <u>Endorsement of candidates for any elected public office shall be made at</u></p> |

| | |
|---|--|
| <p>B. Nomination for U.S. House of Representatives, California State Legislature, and California State Board of Equalization shall be made by district caucus.</p> <p>Section 5</p> <p>The Chair shall forward a list of all candidates nominated in convention and caucuses to the Secretary of State no later than thirty days after the convention or caucuses.</p> | <p><u>the time of the statewide nominating convention.</u></p> <p>A. Nomination for statewide office shall be made by a statewide nominating convention.</p> <p>B. Nomination for U.S. House of Representatives, California State Legislature, and California State Board of Equalization shall be made by district caucus.</p> <p>Section 5</p> <p>The Chair shall forward a list of all candidates nominated in convention and caucuses to the Secretary of State no later than thirty days after the convention or caucuses. The Chair shall forward a list of all candidates endorsed in convention to the appropriate County Registrar of Voters by the deadline issued by the Secretary of State.</p> |
|---|--|

VII. Recommendation 7: Bylaw 14: Judicial Committee

Reason

This amendment will clarify the role and responsibility of the LPC Judicial Committee as well as add Alternates which will remove the ability of the committee to replace any vacancies and allow for a full 5 member committee in the case that one of the members recuses themselves from a given appeal or if a vacancy occurs.

In the past the Judicial Committee has had no requirement to issue a written ruling which explains which part of the governing documents were not followed per Bylaw 14, Section 3. This will ensure greater transparency of any actions made by the Judicial Committee, which would elevate issues that have come up in the recent past. It would also allow more time for the Judicial Committee to reach a decision and issue a written ruling which should help in the deliberative process of the committee itself.

Impact

This proposal would alter the personnel makeup of the Judicial Committee and make changes to the ruling procedure.

Proposed Amendment

The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 4-0 (Yes: Ward, Aragon, Nelson, Olsen)

Bylaw 14: Judicial Committee

Section 1

The Judicial Committee shall consist of five State Central Committee members elected at a convention of the Party by the attending delegates. The term of a Judicial

Committee member shall begin at the close of each convention held in an even-numbered year and end at the close of the next convention held in an even-numbered year after a new committee has been elected. Two Alternates, in ranked order, shall be elected at a convention of the Party by attending delegates to ensure a full committee in the case of a vacancy or recusal. ~~The remaining Judicial Committee members shall by appointment fill any vacancy in the Judicial Committee until a successor shall be elected at the next convention.~~

Section 3

The Judicial Committee review of a Party action or inaction shall be limited to the consistency of that action or inaction in accordance with the governing documents of the Party, including these Bylaws and documents to which they refer, with the only exceptions being Judicial Committee duties mandated by these Bylaws, and arbitration of Party contracts that explicitly call for arbitration by the Judicial Committee.

~~At least two~~ A majority of the Judicial Committee members shall by vote agree to hold a hearing or to consider an appeal. The Judicial Committee may choose to hold hearings in person, by teleconference, or by videoconference.

Section 8

The Judicial Committee shall provide a written ruling within ~~two~~ seven days of the conclusion of the hearing, unless otherwise specified. That ruling shall state either that no action is necessary, or shall state specifically what violation of the governing documents justifies the action or remedy sought by the appellant(s). In the event that the Judicial Committee fails to issue a written ruling within the timeframe required, and in as much detail as necessary, the Judicial Committee shall be considered to have taken no action on the matter at hand.

Convention Rules

Rule 4: Agenda

The business of the convention shall consist of the following items, and shall be conducted in the following order:

A. Elections, in the following order:

1. In odd-numbered years, Party officers and Area Coordinators and in even-numbered years to fill the unexpired terms of vacated Party officers or Area Coordinators;
2. At-large Executive Committee members;
3. At-large Executive Committee alternates;
4. Judicial Committee members;

5. Judicial Committee Alternates;

- ~~5.~~ 6. At Party conventions immediately preceding national conventions, national convention delegates, Libertarian National Committee representatives and alternates;

| Current Bylaw | Proposed Bylaw as Amended |
|--|---|
| <p>Bylaw 14: Judicial Committee</p> <p>Section 1</p> <p>The Judicial Committee shall consist of five State Central Committee members elected at a convention of the Party by the attending delegates. The term of a Judicial Committee member shall begin at the close of each convention held in an even-numbered year and end at the close of the next convention held in an even-numbered year. The remaining Judicial Committee members shall by appointment fill any vacancy in the</p> | <p>Bylaw 14: Judicial Committee</p> <p>Section 1</p> <p>The Judicial Committee shall consist of five State Central Committee members elected at a convention of the Party by the attending delegates. The term of a Judicial Committee member shall begin at the close of each convention held in an even-numbered year and end at the close of the next convention held in an even-numbered year <u>after a new committee has been elected. Two Alternates, in ranked order, shall be elected at a</u></p> |

| | |
|---|--|
| <p>Judicial Committee until a successor shall be elected at the next convention.</p> <p>Section 3</p> <p>The Judicial Committee review of a Party action or inaction shall be limited to the consistency of that action or inaction in accordance with the governing documents of the Party, including these Bylaws and documents to which they refer, with the only exceptions being Judicial Committee duties mandated by these Bylaws, and arbitration of Party contracts that explicitly call for arbitration by the Judicial Committee.</p> <p>At least two Judicial Committee members shall agree to hold a hearing or to consider an appeal. The Judicial Committee may choose to hold hearings in person, by teleconference, or by videoconference.</p> <p>Section 8</p> <p>The Judicial Committee shall provide a ruling within two days of the conclusion of the hearing, unless otherwise specified.</p> | <p><u>convention of the Party by attending delegates to ensure a full committee in the case of a vacancy or recusal.</u> The remaining Judicial Committee members shall by appointment fill any vacancy in the Judicial Committee until a successor shall be elected at the next convention.</p> <p>Section 3</p> <p>The Judicial Committee review of a Party action or inaction shall be limited to the consistency of that action or inaction in accordance with the governing documents of the Party, including these Bylaws and documents to which they refer, with the only exceptions being Judicial Committee duties mandated by these Bylaws, and arbitration of Party contracts that explicitly call for arbitration by the Judicial Committee.</p> <p>At least two <u>A majority of the</u> Judicial Committee members shall <u>by vote</u> agree to hold a hearing or to consider an appeal. The Judicial Committee may choose to hold hearings in person, by teleconference, or by videoconference.</p> <p>Section 8</p> |
|---|--|

| | |
|--|---|
| | <p>The Judicial Committee shall provide a <u>written</u> ruling within two <u>seven</u> days of the conclusion of the hearing, unless otherwise specified. <u>That ruling shall state either that no action is necessary, or shall state specifically what violation of the governing documents justifies the action or remedy sought by the appellant(s). In the event that the Judicial Committee fails to issue a written ruling within the timeframe required, and in as much detail as necessary, the Judicial Committee shall be considered to have taken no action on the matter at hand.</u></p> |
|--|---|

| Current Convention Rule | Proposed Convention Rule as Amended |
|--|--|
| <p>Rule 4: Agenda</p> <p>The business of the convention shall consist of the following items, and shall be conducted in the following order:</p> <p>A. Elections, in the following order:</p> <ol style="list-style-type: none"> 1. In odd-numbered years, Party officers and Area Coordinators and in even-numbered years to fill the unexpired terms of vacated Party officers or Area Coordinators; | <p>Rule 4: Agenda</p> <p>The business of the convention shall consist of the following items, and shall be conducted in the following order:</p> <p>A. Elections, in the following order:</p> <ol style="list-style-type: none"> 1. In odd-numbered years, Party officers and Area Coordinators and in even-numbered years to fill the unexpired terms of vacated Party officers or Area Coordinators; |

| | |
|--|--|
| <ul style="list-style-type: none"> 2. At-large Executive Committee members; 3. At-large Executive Committee alternates; 4. Judicial Committee members; 5. At Party conventions immediately preceding national conventions, national convention delegates, Libertarian National Committee representatives and alternates; | <ul style="list-style-type: none"> 2. At-large Executive Committee members; 3. At-large Executive Committee alternates; 4. Judicial Committee members; 5. <u>Judicial Committee Alternates;</u> 5. 6. At Party conventions immediately preceding national conventions, national convention delegates, Libertarian National Committee representatives and alternates; |
|--|--|

VIII. Recommendation 8: Bylaw 24: National Convention Delegates

Reason

The use of an online convention for the nomination of the Libertarian Party's Presidential and Vice Presidential candidates presented a new and interesting challenge for delegation chairs. Whereas in the past it was simple to see who was or was not present and voting, doing so remotely made it difficult to know who was still actively participating in the process and who was not at their computer, having connectivity problems, etc. This also created confusion and frustration with the delegates and alternates themselves, who like the delegation leadership did not know explanations for absences and were stuck in confused limbo as to why they were not being bumped up or if they would soon be. This proposal will dictate at which point the delegation chair can pull the trigger as to what makes a person absent from a "room" they cannot visually examine.

Impact

This proposal will simply codify and clarify given criteria for replacing Delegates with Alternates during National Conventions.

Proposed Amendment

The Bylaws Committee voted to recommend a YES vote on this proposal with a vote of 4-0-0-0 (Yes: Ward, Aragon, Nelson, Nyx)

Bylaw 24: National Convention Delegates

Section 1

BLUE: Added Text

RED: Removed/Edited Text

Delegates to the national convention shall be selected at the state convention preceding the national convention. The procedures in Rule 10 shall be used for such election.

Section 2

After the state convention has selected delegates, the Executive Committee may fill any vacancies in the delegation prior to the deadline for reporting the names of delegates to the national Party.

Section 3

The seat of any delegate who has missed two consecutive votes shall be considered vacant and eligible to be replaced by the delegation chair with the next available Alternate.

Section ~~3~~ 4

Sections 6760 through 6798 of the California Elections Code are superseded.

| Current Bylaw | Proposed Bylaw as Amended |
|--|--|
| Bylaw 24: National Convention Delegates Section 1 Delegates to the national convention shall be selected at the state convention preceding the national convention. The procedures in Rule 10 shall be used for such election. Section 2 | Bylaw 24: National Convention Delegates Section 1 Delegates to the national convention shall be selected at the state convention preceding the national convention. The procedures in Rule 10 shall be used for such election. |

After the state convention has selected delegates, the Executive Committee may fill any vacancies in the delegation prior to the deadline for reporting the names of delegates to the national Party.

Section 3

Sections 6760 through 6798 of the California Elections Code are superseded.

Section 2

After the state convention has selected delegates, the Executive Committee may fill any vacancies in the delegation prior to the deadline for reporting the names of delegates to the national Party.

Section 3

The seat of any delegate who has missed two consecutive votes shall be considered vacant and eligible to be replaced by the delegation chair with the next available Alternate.

Section ~~3~~ 4

Sections 6760 through 6798 of the California Elections Code are superseded.

IX. Recommendation 9: Bylaw 14: Judicial Committee

Reason

There is currently no set format for Judicial Committee hearings. In the interest of fairness and due process, it is necessary to establish a set format for these hearings to ensure consistency in hearings, and to allow for all parties, and the Judicial Committee itself, to better prepare for such hearings when they happen.

Impact

Loosely based on the format of United States Supreme Court hearings, this amendment will streamline the appeals process and ensure consistent and fair hearings for all parties involved. Parties will be better equipped to prepare for hearings should they arise.

Proposed Amendment

The Bylaws Committee voted to recommend a Yes vote on this proposal with a vote of 2-1-1 (Y: Aragon, Olsen; N: Ward; Abstain: Nelson)

Bylaw 14: Judicial Committee

Section 10

- A. The appellant shall open and may conclude the oral argument.
- B. Each side shall be allowed up one half-hour for argument. Any request for additional time to argue shall be submitted no less than 7 days prior, and shall set out specifically and concisely why the argument cannot be presented within the half-hour limitation.

- C. Following the argument of Appellee, the appellant shall be allowed an additional 5 minutes for rebuttal.
- D. Following rebuttal, if any, the Judicial Committee shall be allowed twenty minutes to ask questions of either party.
- E. Both parties shall then be allowed up to two and one-half minutes (150 seconds) of closing statements.

| Current Bylaw | Proposed Bylaw as Amended |
|--|---|
| <p>Bylaw 14: Judicial Committee</p> <p><i>*Bylaw ends at Section 9*</i></p> | <p>Bylaw 14: Judicial Committee</p> <p><u>Section 10</u></p> <p><u>A. The appellant shall open and may conclude the oral argument.</u></p> <p><u>B. Each side shall be allowed up one half-hour for argument. Any request for additional time to argue shall be submitted no less than 7 days prior, and shall set out specifically and concisely why the argument cannot be presented within the half-hour limitation.</u></p> <p><u>C. Following the argument of Appellee, the appellant shall be allowed an additional 5 minutes for rebuttal.</u></p> <p><u>D. Following rebuttal, if any, the Judicial Committee shall be</u></p> |

| | |
|--|---|
| | <u>allowed twenty minutes to ask questions of either party.</u> <u>E. Both parties shall then be allowed up to two and one-half minutes (150 seconds) of closing statements.</u> |
|--|---|

X. Recommendation 10: Bylaw 5: Membership

Reason

The current bylaws theoretically allow for the repeated termination and reinstatement of membership. It is important to the integrity of the Party and its institutions that membership remains clear of those acting in bad faith. This proposal not only eliminates a potential loophole, but also ensures that no procedural controversy shall arise should a member who had previously self-terminated their membership wish to rejoin, providing the means to do so and the possibility for the body of the LPC to reinstate such a membership.

Impact

This amendment prescribes a means of reinstating a previously self-terminated membership, and would close the possibility of membership and voting loopholes and the benefits and powers which come with membership. It also allows for the body of the LPC to reinstate full membership rights in these circumstances.

Proposed Amendment

The Bylaws Committee voted to recommend a Yes vote on this proposal with a vote of 4-0 (Yes: Aragon, Ward, Nelson, Nyx)

Bylaw 5: Membership

Section 7

- A. Any individual wishing to renew their membership, having previously requested the termination of their membership through the means prescribed in Section 4, shall do so in an associate, non-voting member role, and shall be eligible for full reinstatement as a Central Committee member following a period of 12 consecutive months.
- B. Full Central Committee membership status may be reinstated at any time by a majority vote of the Executive Committee or by a majority of those Central Committee delegates present and voting at Convention.
- C. This rule shall not apply to any membership terminated through Sections 5 or 6.

| Current Bylaw | Proposed Bylaw as Amended |
|---|---|
| Bylaw 5: Membership <i>*New section would be created*</i> | Bylaw 5: Membership <u>A. Any individual wishing to renew their membership, having previously requested the termination of their membership through the means prescribed in Section 4, shall do so in an associate, non-voting member role, and shall be eligible for full reinstatement as a Central Committee member following a period of 12 consecutive months.</u> |

| | |
|--|--|
| | <p><u>B. Full Central Committee membership status may be reinstated at any time by a majority vote of the Executive Committee or by a majority of those Central Committee delegates present and voting at Convention.</u></p> <p><u>C. This rule shall not apply to any membership terminated through Sections 5 or 6.</u></p> |
|--|--|