

Bylaws Proposal A: Move Filing of Bylaws from Secretary to Chair

Problem: It was discovered in the Bylaws that currently the Secretary has the duties of filing amendments to the Constitution and Bylaws with the Secretary of State. However, per Colorado Revised Statutes 1-4-1301 (2), that duty falls to the Chair. The Board passed a resolution to direct the Chair to delegate this task to the Secretary throughout 2020 and up to the 2021 Convention, where the Bylaws can be amended to address this. This proposal now addresses that problem, **and it is needed to stay in compliance with state law.**

ARTICLE II Duties of the Board

Section 1: The Chair shall be the Chief Executive Officer of the Party, holding the powers of administration pertaining to the ordinary business affairs of the Party and such other powers as may be delegated by the Board, as well as overseeing leadership training and succession planning at all levels within the Party. Unless otherwise specified in the Party's Bylaws, Special Rules of Order, or resolutions of the Board, the Chair is responsible for appointing the chairs of all committees. The Chair shall call the Convention as specified in the Party Constitution. The Chair, or their designee, including other Directors acting within their designated job duties at the direction of the Chair, shall be the person who shall communicate on behalf of the Party.

The Chair shall file any amendments to the Party's Constitution or these Bylaws with the Secretary of State's office within fifteen (15) days after such amendments are adopted.

Section 8: The Secretary shall be responsible for maintaining official Party records and shall act as recording secretary for all legal purposes. The Secretary shall maintain a Party calendar of all deadlines required by these Bylaws, the Constitution, and the Secretary of State, and shall post these dates within sixty (60) days of their deadlines in accordance with the Party's Standing Rules and Special Rules of Order. The Secretary shall compile, maintain, and make available to the Board a publication listing all Standing Rules and Special Rules of Order adopted by the Board ~~and shall file any amendments to the Party's Constitution or these Bylaws with the Secretary of State's office within fifteen (15) days after such amendments are adopted.~~

Constitution Proposal B: Bind Membership Requirements to Convention Date

Problem: A discussion over the period of time that a person must be a member to be a Delegate to the regular Convention revealed that as currently worded, the Party Constitution does not give a specific binding on the 90 day requirement to be a Delegate. There is a similar issue with the 150 days requirement to be a candidate. As currently worded, those periods can be any 90 or 150 days before the Convention, when the proper period should be the specific 90 or 150 days just prior to the Convention.

PROPOSED AMENDMENT:

Article VII – ANNUAL CONVENTIONS

Section 4: A Member, having been a Member for at least the ninety (90) days immediately prior to the Business Session of a Convention, may attend and vote at the Business Session as a “Delegate.” The Credentials Committee is authorized to impose general selection criteria such as: capping the number of Delegates from any number of counties or districts, giving preference to more senior Delegates , or other criteria that will ensure fair representation of the Party Membership—provided such criteria are established prior to and included with the Call of the Convention.

Article IX – NOMINATION OF CANDIDATES FOR PUBLIC OFFICE

Section 4: Each candidate must have been a Member for at least the one hundred fifty (150) days prior to the Convention.

Constitution Proposal: Authorize Document Amendments at Special Conventions

Problem: The wording of Article VIII of the Constitution implies that a Special Convention can amend the Constitution and Bylaws, but the wording of Articles XI and XIII Section 1 explicitly only allows for such amendments at Regular Conventions in odd-years. The Special Convention should not just be for reasons of compliance with state law but for any emergency that arises that is outside the normal functioning of the Party, particularly since we have only typically allowed Constitution and Bylaws revisions for off-years. Further, the Board and the official Bylaws Committee are advocating a carte blanche authority for the Board to change or disregard the Constitution and Bylaws, which is absolutely unacceptable.

PROPOSED AMENDMENT:

Article VIII – SPECIAL CONVENTIONS

Section 1: In the event that there is an urgent situation in which items of business normally reserved for the annual Convention must be done between annual Conventions, the Board by a two-thirds (2/3) vote shall call a Special Convention which shall be limited to only those items of business specified by the Board as ~~required to bring or keep the Party in compliance with state or federal law~~ necessary to resolve the situation, which may include revisions to this Constitution or the Bylaws, regardless of year.

Bylaws Proposal D: Chair Delegation of Additional Duties

Problem: At times, there are tasks that Directors should accomplish that are not delineated in the Bylaws but fall within the general scope of their duties. “It’s not my job” should not be an excuse.

PROPOSED AMENDMENT:

ARTICLE II – DUTIES OF THE BOARD

Section 12: Each Director will be responsible for maintaining documentation within their area, and they will provide a written report to be passed on to their successor. They will not incur expenses beyond budget without approval of the Board. **The Chair may assign additional duties reasonably within the scope of any Director’s area of responsibility.**

Joint Proposal E: Establish Technology Director

Problem: The original Board positions and their subsequent adjustments have not adequately compensated for the Party's growing and evolving technology needs. The work involved has led the Board to create a de facto non-Board Technology Chair position to perform the various tasks that address the technology. This has caused two problems: 1. The current Technology Chair does not have the same rights as the other Directors, and 2. The duties are unofficial and dispersed, and sometimes unfulfilled. This needs to become an official Director position.

PROPOSED AMENDMENT:

BYLAWS:

ARTICLE II – DUTIES OF THE BOARD

Section 12: The Technology Director shall be responsible for the technical support for the Party to include database administration, website administration, the digital publishing of Party materials, multimedia support for Party events and meetings, and recommendations for improvement of software and other technology needs. The Technology Director may establish and manage committees (including the appointment of any committee chairs) to perform these functions.

(Renumber subsequent sections accordingly.)

CONSTITUTION:

Article V – DIRECTORS

Section 1: There shall be ~~eleven (11)~~ **twelve (12)** Party Directors (“Directors”), as follows: Chair, Vice Chair, Affiliate Development Director, Campaigns Director, Membership Director, Communications Director, Outreach Director, Secretary, Legislative Director, Treasurer, ~~and~~ Fundraising Director, **and Technology Director**. Only Convention Delegates eligible to vote may run for a Party Director, and only if they promise to fulfill the requirements of this article.

Section 2: Except in the case of an appointed Director, the following Directors shall be elected in odd-numbered years: Chair, Vice Chair, Affiliate Development Director, Campaigns Director, Membership Director, and Communications Director; and the following Directors shall be elected in even-numbered years: Outreach Director, Secretary, Legislative Director, Treasurer, ~~and~~ Fundraising Director, **and Technology Director**. The election of each Director shall be

conducted independently of the others, in the order designated in Section 1 of this Article. Such elections shall be conducted by the Delegates to the Convention as provided in the Bylaws, and shall not take effect until adjournment sine die of the Business Session of the Convention and the Director-Elect has signed the Statement of Principles of the national Libertarian Party and a statement disavowing the initiation of force to achieve political or social goals. The term of each Director shall be two (2) years or until a successor is elected or appointed.

Joint Proposal F: Establish News Director

Problem: The State Party considers its newsletter crucial to Party functions, as well as to expanding the reach and effectiveness of the Party. However, responsibility for producing the newsletter has been a hot potato as it represents a substantial amount of work and the current Director positions already have sufficient duties to occupy most of their time and energy. Also, there is a dearth of **good** local news in Colorado. People from all parts of the political spectrum have complained that, while they know exactly what is happening on the national stage, they have no idea what's going on in Colorado.

PROPOSED AMENDMENT:

BYLAWS:

ARTICLE II – DUTIES OF THE BOARD

Section 12: The News Director shall be responsible for publishing a regular internal newsletter to the Membership. In addition, the News Director shall establish and maintain news platforms for the publication of descriptive, philosophical, investigative, and op-ed pieces relating to Colorado issues and solicited from the Membership. The News Director shall act as the Editor-in-Chief for all Party news platforms. The News Director may establish and manage committees (including the appointment of any committee chairs) to perform these functions.

(Renumber subsequent sections accordingly.)

CONSTITUTION:

Article V – DIRECTORS

Section 1: There shall be ~~eleven (11)~~ **twelve (12)** Party Directors (“Directors”), as follows: Chair, Vice Chair, Affiliate Development Director, Campaigns Director, Membership Director, Communications Director, Outreach Director, Secretary, Legislative Director, Treasurer, ~~and~~ Fundraising Director, and News Director. Only Convention Delegates eligible to vote may run for a Party Director, and only if they promise to fulfill the requirements of this article.

Section 2: Except in the case of an appointed Director, the following Directors shall be elected in odd-numbered years: Chair, Vice Chair, Affiliate Development Director, Campaigns Director, Membership Director, and Communications Director; and the following Directors shall be

elected in even-numbered years: Outreach Director, Secretary, Legislative Director, Treasurer, ~~and~~ Fundraising Director, and News Director. The election of each Director shall be conducted independently of the others, in the order designated in Section 1 of this Article. Such elections shall be conducted by the Delegates to the Convention as provided in the Bylaws, and shall not take effect until adjournment sine die of the Business Session of the Convention and the Director-Elect has signed the Statement of Principles of the national Libertarian Party and a statement disavowing the initiation of force to achieve political or social goals. The term of each Director shall be two (2) years or until a successor is elected or appointed.

Bylaws Proposal G: National Convention Delegates Ballot Retention

Problem: Under normal national Convention circumstances, paper ballots are used. However, the 2020 national Convention was a hybrid of in-person and online attendance, which included electronic votes, making the terms of Bylaws Article VII Section 7 impossible to follow for electronic votes. In the interests of transparency to the Membership of the votes of the national convention Delegates, this section needs adjustment for electronic voting.

PROPOSED AMENDMENT:

Article VII – ELECTION OF DELEGATES & ALTERNATES TO NATIONAL CONVENTIONS

Section 7: ~~All~~ For each vote, all National Convention Delegates will sign their paper ballots ~~and these~~ or submit to the Delegation Chair an accurate list of their electronic ballots. These results will be compiled by the Delegation Chair in a post-National Convention report. Upon request, within thirty (30) days of the National Convention, National Convention Delegates as they are able shall also report how they voted on particular Bylaws, Convention Rules, and Platform changes.

Bylaws Proposal H: Reform Election of National Committee Representatives and Alternates

Problem: The 2019 Convention had a fundamental problem in how the national Party Platform Committee representative and alternates were selected. The Bylaws were ignored, but a post-convention analysis of what went wrong exposed a flaw in the selection process if it was properly followed. Ties are also not addressed, and it is impossible to follow the process as it currently exists if the number of alternates is not fixed.

PROPOSED AMENDMENT:

Article VIII – ELECTION OF REPRESENTATIVES AND ALTERNATES TO NATIONAL COMMITTEES

Section 1: Representatives and alternates to national Party committees and subcommittees, excluding regional representatives and alternates to the Libertarian National Committee, shall be elected by one of the following methods: If the number of representatives to national Party committees is known at the time of the Convention and the committees are to convene after the Convention, the Convention Delegates shall elect the committee representatives and **not more than two (2)** alternates ~~in the same manner as and~~ **by ranked-choice voting** immediately after the election of At-Large National Convention Delegates; otherwise the Board of Directors shall elect the committee representatives and **not more than two (2)** alternates by ~~majority vote~~ **ranked-choice voting** after soliciting applications from Party members. **All ties shall be broken by random draw.**

Constitution Proposal I: Better Define Vacancy Committee to Fix Nomination Problems

Problem: As the Constitution is currently worded, Libertarian candidates that run in recall elections, or local affiliate nominations that cannot be nominated at Convention by the Delegates due to timing of those races, cannot be on the ballot as a Libertarian, unless nominated by the Vacancy Committee. (Libertarian candidates can only be nominated by the Delegates or by the Vacancy Committee.) The Vacancy Committee is the proper means to resolve this between Conventions, but its role is not defined well enough to accomplish it.

PROPOSED AMENDMENT:

Article IX – NOMINATION OF CANDIDATES FOR PUBLIC OFFICE

Section 4: Each candidate must have been a Member for at least one hundred fifty (150) days prior to ~~the Convention~~ nomination.

Section 5: Candidates may be nominated by Delegates to the Convention. ~~or by a Vacancy Committee designated by the Delegates. For nominations at the Convention:~~

1. For any partisan offices, Convention Delegates shall vote by approval voting to nominate candidates for those offices.
2. Candidates nominated from the floor ~~or by the Vacancy Committee~~ shall sign a statement that they support the Statement of Principles of the National Libertarian Party and a statement disavowing the use of force to achieve political or social goals.
- ~~3. The Board or its designees shall serve as the Vacancy Committee unless the Convention directs otherwise.~~

Section 6: Candidates may be nominated by a Vacancy Committee designated by the Delegates.

1. The Board or its designees shall serve as the Vacancy Committee unless the Delegates to the Convention direct otherwise.
2. The Vacancy Committee shall operate between Conventions and shall vet candidates as needed.
3. Candidates nominated by the Vacancy Committee shall sign a statement that they support the Statement of Principles of the National Libertarian Party and a statement disavowing the use of force to achieve political or social goals.

(Renumber subsequent sections)

Bylaws Proposal J: Adjust Board Duties

Problem: Leadership training and succession planning should be under the purview of the Vice Chair, not the Chair. In the same vein, the future regions, which exist as a goal to achieve in Party growth, should be under the purview of the Affiliates Director, not the Vice Chair. The Membership Director should be recruiting members for both the state and national parties, especially for purposes of seats on national convention committees and if the proposed Joint Dues program at national is implemented. The Policy Manual is an official party document that should be the responsibility of the Secretary.

PROPOSED AMENDMENT:

Article II – DUTIES OF THE BOARD

Section 1: The Chair shall be the Chief Executive Officer of the Party, holding the powers of administration pertaining to the ordinary business affairs of the Party and such other powers as may be delegated by the Board, ~~as well as overseeing leadership training and succession planning at all levels within the Party~~. Unless otherwise specified in the Party's Bylaws, Special Rules of Order, or resolutions of the Board, the Chair is responsible for appointing the chairs of all committees. The Chair shall call the Convention as specified in the Party Constitution. The Chair, or their designee, including other Directors acting within their designated job duties at the direction of the Chair, shall be the person who shall communicate on behalf of the Party.

Section 2: The Vice Chair shall assist the Chair in the performance of executive duties, act as Chair in the temporary absence of the Chair, oversee leadership training and succession planning at all levels within the Party, and ensure affiliate compliance with requirements enumerated in the Constitution and Bylaws. The Vice Chair shall also review and test the procedures in each Director's continuity binder in accordance with the Policy Manual and report the results to the Chair. ~~In coordination with the Affiliate Development Director, when the number of chartered affiliates justifies additional structure, the Vice Chair shall be responsible for organizing the affiliates into representative regions and shall be responsible for representing the regions. The regions shall be composed of the following counties:~~

- ~~a. Pikes Peak: El Paso, Park, Teller~~
- ~~b. Upper Arkansas: Chaffee, Custer, Fremont, Lake~~
- ~~c. Southeast: Baca, Bent, Crowley, Huerfano, Las Animas, Otero, Prowers, Pueblo~~
- ~~d. San Luis: Alamosa, Conejos, Costilla, Rio Grande, Saguache~~
- ~~e. San Juan: Archuleta, Dolores, Hinsdale, La Plata, Mineral, Montezuma, San Juan, San Miguel~~
- ~~f. Western Slope: Delta, Gunnison, Mesa, Montrose, Ouray~~

- ~~g. Central: Clear Creek, Eagle, Garfield, Gilpin, Grand, Pitkin, Summit~~
- ~~h. Northwest: Jackson, Moffat, Rio Blanco, Routt~~
- ~~i. Metro: Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, Jefferson~~
- ~~j. Northeast: Larimer, Logan, Morgan, Phillips, Sedgwick, Washington, Weld~~
- ~~k. Plains: Cheyenne, Elbert, Kiowa, Kit Carson, Lincoln, Yuma~~

Section 3: The ~~Affiliates Development~~Affiliates Director shall develop and support affiliates and development groups, and guide development groups towards official affiliate status. The ~~Affiliates Development~~Affiliates Director may establish and manage committees (including the appointment of any committee chairs) to perform these functions. When the number of chartered affiliates justifies additional structure, the Affiliates Director shall be responsible for organizing the affiliates into representative regions and shall be responsible for representing the regions. The regions may be composed of the following counties:

- a. Pikes Peak: El Paso, Park, Teller
- b. Upper Arkansas: Chaffee, Custer, Fremont, Lake
- c. Southeast: Baca, Bent, Crowley, Huerfano, Las Animas, Otero, Prowers, Pueblo
- d. San Luis: Alamosa, Conejos, Costilla, Rio Grande, Saguache
- e. San Juan: Archuleta, Dolores, Hinsdale, La Plata, Mineral, Montezuma, San Juan, San Miguel
- f. Western Slope: Delta, Gunnison, Mesa, Montrose, Ouray
- g. Central: Clear Creek, Eagle, Garfield, Gilpin, Grand, Pitkin, Summit
- h. Northwest: Jackson, Moffat, Rio Blanco, Routt
- i. Metro: Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, Jefferson
- j. Northeast: Larimer, Logan, Morgan, Phillips, Sedgwick, Washington, Weld
- k. Plains: Cheyenne, Elbert, Kiowa, Kit Carson, Lincoln, Yuma

Section 5: The Membership Director shall be responsible for developing membership education programs, recruiting and training activists, and publishing a regular internal newsletter. The Membership Director shall also be responsible for managing and accessing membership records for internal party use and coordinating membership data with the national Libertarian Party. The Membership Director may establish and manage committees (including the appointment of any committee chairs) to accomplish these and other membership functions. The Membership Director shall recruit state Party Members to become national Party members.

Section 8: The Secretary shall be responsible for maintaining official Party records and shall act as recording secretary for all legal purposes. The Secretary shall maintain a Party calendar of all deadlines required by these Bylaws, the Constitution, and the Secretary of State and shall post these dates within sixty (60) days of their deadlines in accordance with the Party's Standing Rules and Special Rules of Order. The Secretary shall compile, maintain, and make available to

the Board and Party Membership a ~~publication listing~~ Policy Manual containing all Standing Rules and Special Rules of Order adopted by the Board and shall file any amendments to the Party's Constitution or Bylaws with the Secretary of State's office within fifteen (15) days after such amendments are adopted.

Constitution Proposal: K Protection of Affiliates and Member Rights

Problem: It is theoretically possible to interpret the powers of the Board to trample member rights and Affiliate autonomy and do whatever they want regardless of best practices or the best interest of the Party.

PROPOSED AMENDMENT:

Article VI – BOARD OF DIRECTORS

Section 4: The rights of all Members shall be respected at all times. The autonomy of the Affiliates shall not be abridged, except as provided for by this Constitution or the Bylaws.

Bylaws Proposal L: Committees of Convention Elections

Problem: The Platform Committee and Constitution and Bylaws Committees are committees of the Convention, and the Style Committee indirectly is a committee of the Convention. Appointments to them by the Board of the Directors is a direct conflict of interest because the Committees develop process and policy for the Board as directed by the Delegates.

PROPOSED AMENDMENT:

Article VI – STATE COMMITTEES

~~Section 1: The Constitution and Bylaws Committee and the Platform Committee shall each consist of five (5) at large Members elected by the Delegates at an even year Convention and an additional Member selected by each chartered affiliate no later than one (1) month after adjournment sine die of the Business Session of the even year Convention.~~

- ~~a. Each Committee shall elect their committee Chair from the members of their committee.~~
- ~~b. Each chartered affiliate may appoint one (1) Member to each committee. If a committee member appointed by an affiliate resigns from a committee or fails to attend two (2) consecutive committee meetings, the affiliate may appoint a replacement.~~
- ~~c. Committees shall submit their final reports to the Board for publication to the membership no later than six (6) weeks before the next Convention. These reports shall be available in their complete form to any Party Member upon request, and the Board may charge only the cost of reproduction and mailing. The Party Chair shall ensure that the committees' reports, and any reports of committee members submitted separately, are presented at the Convention.~~
- ~~d. The Chair of each committee shall certify and cause to be published at Party expense a report representing each document in its entirety to the Convention.~~
- ~~e. At large committee members elected by Delegates at Convention shall be elected by a single ballot, with Delegates voting for up to five (5) candidates. The five (5) candidates receiving both a majority vote and the most votes shall be elected.~~
- ~~f. No Director may be elected or appointed to the Constitution and Bylaws or Platform Committee.~~

~~Section 2: The Style Committee shall consist of not more than five (5) Members, elected by Delegates at an odd year Convention, by a single ballot, with Delegates voting for up to five (5) candidates. The five (5) candidates receiving both a majority vote and the most votes shall be elected. The Chairs of the most recent Constitution and Bylaws Committee and Platform~~

~~Committee shall be automatically nominated. The Style Committee shall propose non-substantive stylistic changes to the Platform, Constitution, and Bylaws, in accordance with the standards published in the latest version of the *Chicago Manual of Style*, to the Board for ratification by a two-thirds (2/3) vote, rejection, or determination as a substantive change, no later than six (6) weeks before the next Convention. Substantive changes to be proposed shall be forwarded or referred to the current Platform or Constitution and Bylaws Committees as appropriate. No Director shall be elected or appointed to the Style Committee. The Style Committee members shall elect their committee Chair from the members of the Style Committee.~~

Section 1: The Constitution and Bylaws Committee and the Platform Committee shall each consist of up to five (5) at-large Members and up to one (1) additional Member selected by each chartered affiliate.

- a. No state Party Director shall be elected or appointed to the Constitution and Bylaws or Platform Committee.
- b. At-large committee members shall be nominated and elected by Delegates at an even-year Convention by a single ballot, with Delegates voting for up to five (5) candidates. Candidates receiving both a majority vote and the most votes shall be elected. Candidates receiving a majority vote but not the most votes shall be ranked by vote totals and shall be considered to be committee alternates. Candidates not receiving a majority vote shall not be committee members or alternates.
- c. A committee member elected by the Delegates who fails to attend three (3) consecutive committee meetings shall be considered to have resigned from the committee and shall be replaced by the highest-ranked alternate, if any.
- d. Each chartered affiliate may appoint one (1) member to each committee no later than thirty (30) days after adjournment sine die of the Business Session of an even-year Convention.
- e. If a committee member appointed by an affiliate resigns from a committee or fails to attend three (3) consecutive committee meetings, the affiliate may appoint a replacement.
- f. Each Committee shall elect their committee Chair from the members of their committee.
- g. Committees shall submit their final reports to the Board for publication to the membership no later than six (6) weeks before the next odd-year Convention. These reports shall be available in their complete electronic form to any Member upon request and on the Convention website or web page. The Party Chair shall ensure that the committees' reports, and any reports of committee members submitted separately, are presented at the next odd-year Convention.

Section 2: The Style Committee shall consist of not more than five (5) Members.

- a. No state Party Director shall be elected to the Style Committee.

- b. Each member shall be nominated and elected by Delegates at an odd-year Convention, by a single ballot, with Delegates voting for up to five (5) candidates. Candidates receiving both a majority vote and the most votes shall be elected. Candidates receiving a majority vote but not the most votes shall be ranked by vote totals and shall be considered to be committee alternates. Candidates not receiving a majority vote shall not be committee members or alternates.
- c. The Chairs of the most recent Constitution and Bylaws Committee and Platform Committee shall be automatically nominated.
- d. A committee member who fails to attend three (3) consecutive committee meetings shall be considered to have resigned from the committee and shall be replaced by the highest-ranked alternate, if any.
- e. The committee members shall elect their committee Chair from the members of the committee.
- f. The Style Committee shall propose non-substantive stylistic changes to the Platform, Constitution, and Bylaws, in accordance with the standards published in the latest version of the *Chicago Manual of Style*, to the Board for ratification by a two-thirds (2/3) vote, rejection, or determination as a substantive change, no later than six (6) weeks before the next even-year Convention. Substantive changes to be proposed shall be forwarded or referred to the next Platform Committee or Constitution and Bylaws Committee as appropriate.

Constitution Proposal M: Establish a Judicial Committee

Problem: The Party currently has no mechanism for appealing decisions.

ARTICLE VII – JUDICIAL COMMITTEE

Section 1: The Judicial Committee shall consist of five (5) Party Members elected by the Delegates in attendance at every odd-year Convention. In the case of vacancy, the existing members of the Judicial Committee may vote to fill the vacancy until the next election. The term of each Judicial Committee member shall begin at the adjournment sine die of the Business Session of the odd-year Convention and end at the adjournment sine die of the Business Session of the next odd-year Convention.

Section 2: Members of the State Board shall be ineligible to serve on the Judicial Committee. Judicial Committee members must have been Members for the past three (3) years, and shall have signed the Statement of Principles of the national Libertarian Party and a statement disavowing the initiation of force to achieve political or social goals.

Section 3: The Chair of the Judicial Committee shall be elected by the members of the Committee.

Section 4: The Judicial Committee shall be limited to hearing and deciding cases involving the following: suspensions or other disciplinary actions, disaffiliation of chartered affiliates, appeals of Board decisions, and challenges to resolutions or platform planks.

Section 5: Only Party Members may present an appeal to the Judicial Committee. All appeals must be in writing, submitted to the Chair of the Judicial Committee within thirty (30) days of the disputed decision.

Section 6: All appeals shall be resolved within sixty (60) days of the date of submission to the Chair of the Judicial Committee. The Chair of the Judicial Committee must present all requests for appellate review to the Committee within five (5) days of receipt. The Committee shall then have five (5) days to decide whether or not to hear the appeal, with the agreement of two (2) or more Judicial Committee members being sufficient to hold a hearing. The Committee Chair shall then schedule this hearing to be held within thirty (30) days with at

least ten (10) days' notice to the Membership and all involved parties. Hearings may be virtual or in-person. The Committee may require written briefs or arguments from the Appellants or Respondents, and may decide to hold additional hearings. Any Member may attend any hearing and submit written briefs or arguments to the Committee which may be considered at the Committee's discretion.

Section 7: All rulings of the Judicial Committee must be in accordance with this Constitution and the Bylaws.

Section 8: A verdict must be reached within five (5) days of the adjournment of the hearing. A report of the case and its verdict must be uploaded to the Party website within two (2) business days.

MERGE PROPOSALS

Constitution Proposal PART I: Amend Bylaws Amendment Threshold

Problem: In order to propose a merge to the Delegates of the Bylaws into the Constitution with minimal changes, it is first necessary to amend the threshold for amending the Bylaws to match the amending threshold of the Constitution. Further, the majority threshold to amend the Bylaws is not consistent with modern best practices¹. See RONR 11th 580:25-581:3 (See Appendix J).

Proviso: If this Part I does not pass, Part II will not be moved. However, if Part II does not pass, Part I is repealed.

PROPOSED AMENDMENT:

Article XI – BYLAWS AMENDMENTS

Section 1: During odd-numbered years, the Bylaws may be amended by a ~~majority~~ two-thirds (2/3) vote of the Delegates to the Convention, provided the amendment is included in the annual report or a minority report of the Constitution and Bylaws Committee, or written notice including the formal language of the amendment and signed by two (2) Members is provided to the Board at least thirty (30) days prior to the Convention. Such notice shall be posted to the Party's website within two (2) business days of receipt.

¹ A two-thirds (2/3) threshold for amendment is currently used in the Bylaws of 36 state Libertarian Parties, so this also conforms to recommended best practices. Only five (5) states (CA, NY, ND, OK, SC) have a majority vote threshold for Bylaws with no Constitution. See Appendix I.

Legend for Proposals: Constitution or Bylaws text is in this font, ~~text to be struck out~~, text to be inserted.

Strikeouts precede insertions when possible. Other text is in this font.

Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires 2/3 vote to adopt, amend, or repeal.

Constitution Proposal PART II: Merge Bylaws into Constitution

(not divisible, 2/3 to amend or adopt)

Submitted by Michael Seebeck and Caryn Ann Harlos

Background:

In the course of the 2019 Convention, the Delegates adopted Proposal #16, which included a Proviso to place before the 2020 Convention a proposal to merge the Constitution and Bylaws into one document. That proviso has since expired.

The 2020 Constitution and Bylaws Committee Report was not heard due to circumstances related to COVID-19. The submitters of this proposal were members of that 2020 Constitution and Bylaws Committee, and are the authors of this proposed merge.

The original recommendation, proposed by Ms. Harlos, to merge the documents comes from the *2016 Constitution and Bylaws Committee Report*:

Recommendation 2: The next Committee should consider combining the Bylaws and Constitution into one document as recommended by Robert's Rules of Order. Research would need to be done to make sure that separate documents are not required by any State rule or Statute, and a parliamentarian would need to be consulted. Additionally implications on differing vote requirements for amendments would need to be considered as presently it is more difficult to amend the Constitution than the Bylaws.

The first merge proposal was drafted in July of 2016, by Mr. Seebeck. It has been adjusted each year for subsequent amendments to the Constitution and Bylaws, to reach the form it is in today. It has had over five (5) years of deliberation, research, and development. It is ready NOW.

Therefore, this proposal is presented by Mr. Seebeck and Ms. Harlos to meet the will and demand of the Delegates.

Problem: When the Colorado Libertarian Party was founded in the early 1970s, it was organizational best practices to have a separate Constitution and Bylaws that served distinct roles, with the Constitution having a higher amendment threshold than the Bylaws. Over time, those best practices have evolved to the present standard of combining the Constitution and Bylaws into one document with at least a two-thirds (2/3) amendment threshold. Additionally, having a

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Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires 2/3 vote to adopt, amend, or repeal.

Constitution separate from the Bylaws creates confusion when cross-referencing terms, processes, roles, and overall Party organization. It also creates the possibility of amending one without the other, creating a conflict between the two. *RONR 11th* (12:8-16, 565:8-13) recommends that when there are separate documents in this scenario that they be combined into one document known as “Bylaws” or “Constitution and Bylaws,” with no less than a two-thirds (2/3) vote threshold to amend (580:25-581:3) (See Appendix J).

Solution: Merge the Bylaws into the Constitution,² ensuring that the substance and context are not lost, and that the resulting document titled “Bylaws” makes coherent sense.

PARLIAMENTARY NOTES:

1. *This motion is not divisible. See RONR 11th 272:19-24, 272:29-30.*
2. *This is not a revision of the Bylaws. A revision is effectively a full rewrite, and this is not a rewrite but a merge and rearrangement of the current Constitution and Bylaws. RONR 11th, 593:16-19 states that a revision is changes “that are so extensive and general that they are scattered throughout” the Bylaws, but those changes are substantive in nature. The changes to this rearrangement are non-substantive and stylistic in nature. See the markup copy below for details. Further, no submission by members can ever be considered a revision. It is noted that this is explicitly stated in RONR 12th 562n2 which is not the edition currently used by the LPCO; however, Ms. Harlos asked the authorial team of RONR this question:*

That footnote (562n2) does not exist in the 11th edition. Is this a new rule or a clarification from the fact that the prior version mentions a revision from a committee alone? Also in that paragraph above (57:5 stating that only a committee specifically authorized to prepare a revision can do so) for that footnote the last sentence is also new - same question... Is that a new rule or a clarification?

Mr. Daniel H. Honemann (one of the authors of both editions) responded:

In my view, both of these are, as you put it, essentially "a clarification from the fact that the prior version mentions a revision from a committee alone.

² The Bylaws are merged into the Constitution and not vice versa because the Constitution is the superior document and the Bylaws is the subordinate document. See *RONR 11th* 10:31-11:5 and 14:22-25.

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In the 11th edition (and now in the 12th), you will note that wherever a general revision of the bylaws is referred to, it is referred to as being the work of a committee (see, e.g., p. 566, ll. 20-26, pp. 569-70, p. 581, ll. 24-29, p. 593, ll. 22-25, tinted p. 30, No. 6). This derives primarily from what General Robert said about committees on revision of bylaws in PL on page 371. Only the Society itself can authorize the preparation and submission of an entirely new set of bylaws, and this authorization constitutes notice that members should be prepared for any kind of change.

3. *The current Constitution and Bylaws Committee is not authorized to prepare a revision. As stated just above, “Only the Society itself can authorize the preparation and submission of an entirely new set of bylaws, and this authorization constitutes notice that members should be prepared for any kind of change.” (Parliamentary Law 371, RONR 566, 24-26 and discussion above in #2). Even if the 2019 proviso for the 2020 Constitution and Bylaws Committee is considered to have carried through to this committee due to no report being presented in 2020 (which the Chair of the 2021 Committee denies), this authorization is limited to proposing only a merged document with the only changes needed being those to bring our documents into current recommended best practices of one document with a 2/3 amendment threshold. That’s what this proposal does.*
4. *This motion, like all proposed amendments to the Constitution, Bylaws, or Platform, is a Motion to Amend Something Previously Adopted, and as such can only be amended and the amendment amended, two “layers” deep only.*

PROPOSED AMENDMENT:

See Appendix G for markup. See Appendix H for a list that back-references the merge section by section to the current Constitution and Bylaws.

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Proposed Merge of Bylaws into Constitution, Markup Copy

This version is the same as in Proposal #1, but with the necessary markups for the merge included for reference. **This does not include any of the prior Proposal A-M.** The notations in Italics for each section are included for reference back to the current documents for the Delegates to see how it all pieces together, as well as indicating requirements by either state law or the national Bylaws. Some non-substantive cleanup is included to adjust language to the new arrangement, e.g., references to the Constitution are removed as not being needed any further. Others are simply for titles and section numbering. There is some minor non-substantive stylistic cleanup included as well. It is strongly suggested to read the markup copy first to better see the merge and adjustments. In the markup copy, the wording of the current Constitution is in normal purple, and the wording of the current Bylaws is in green. By traditional custom, insertions are in bold blue underline, and ~~strikeouts are in bold red strikethrough~~. Constitution rearrangement insertions are in bold purple underline, and Bylaws insertions are in bold green underline.

The ~~Constitution~~ Bylaws of the Libertarian Party of Colorado

ADOPTION AND EFFECTIVE DATE: <TBD>, 2021

Article I: Name (*Constitution, Article I*)

~~Section 1-~~The name of the political party shall be the Libertarian Party of Colorado, hereinafter referred to as “the Party.”

Article II: Purposes (*Constitution, Article II*)

~~Section 1-~~The purpose of the Party is to implement and give voice to libertarian principles, such as those in the Statement of Principles of the national Libertarian Party, throughout the state of Colorado by:

- (a) providing leadership and direction for the Libertarian movement in Colorado;
- (b) communicating the message and positions of the Party;
- (c) entering into political information and educational activities;
- (d) promoting, chartering, coordinating, and supporting Party affiliates;
- (e) growing the Party through attracting and retaining members;
- (f) attracting, nominating, and promoting serious Party candidates for political office; and
- (g) promoting Libertarian legislation throughout Colorado.

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Article III: Principles (*Constitution, Article III*)

~~Section 1-~~ The Party shall take no position inconsistent with the Statement of Principles of the national Libertarian Party.

Article IV: Members (*Constitution, Article IV*)

- (a) **~~Section 1-~~** Membership in the Party is exclusively limited to all registered electors (“Voters”) in the State of Colorado whose party affiliation is “Libertarian.” Membership in the Party begins on the date an eligible Voter signs an approved voter application form or personal letter conforming to statute (collectively, “Application”), where “Libertarian,” or a reasonable abbreviation thereof, has been indicated as the party affiliation, and the Application is subsequently accepted by the Voter’s county Clerk and Recorder’s office. Membership in the Party ends on the date the Voter either signs an Application where another party, “Unaffiliated,” or a reasonable abbreviation of either, has been indicated as the party affiliation, and the Application is subsequently accepted by the Voter’s county Clerk and Recorder’s office; or the Voter registers in another state or country; or the Voter is removed from the voter rolls. (*Section 1*)
- (b) **~~Section 2-~~** In the absence of the receipt section from the voter application form which has been properly initialed and dated by a voter registration drive circulator, or of a copy of the Application notarized no later than the first business day following the date of signing, proof of membership by voter registration shall be determined by the Secretary or the Credentials Committee through confirmation with the Secretary of State's office or the applicable county Clerk and Recorder's office. (*Section 2*)
- (c) **~~Section 3-~~** A prospective member may challenge an error of the Secretary of State or a Clerk and Recorder by virtue of an affidavit signed by two (2) other Members who are in good standing. (*Section 3*)
- (d) **~~Section 4-~~** Any current Member in good standing may challenge the validity of the proof of membership. The burden of proof of invalidation shall be upon the challenging Member. (*Section 4*)
- (e) **~~Section 5-~~** No membership in any other organizations shall be required of any applicant for consideration for Party membership. (*Section 5*)
- (f) **~~Section 6-~~** All Directors, delegations, candidacies, and other roles within the Party and its affiliates shall be occupied and exercised only by Party Members. (*Section 6*)

Article V: ~~Directors~~ Affiliates and Development Groups

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~~Section 1: There shall be eleven (11) Party Directors (“Directors”), as follows: Chair, Vice Chair, Affiliate Development Director, Campaigns Director, Membership Director, Communications Director, Outreach Director, Secretary, Legislative Director, Treasurer, and Fundraising Director. Only Convention Delegates eligible to vote may run for a Party Director, and only if they promise to fulfill the requirements of this article.~~

~~Section 2: Except in the case of an appointed Director, the following Directors shall be elected in odd-numbered years: Chair, Vice Chair, Affiliate Development Director, Campaigns Director, Membership Director, and Communications Director; and the following Directors shall be elected in even-numbered years: Outreach Director, Secretary, Legislative Director, Treasurer, and Fundraising Director. The election of each Director shall be conducted independently of the others, in the order designated in Section 1 of this Article. Such elections shall be conducted by the Delegates to the Convention as provided in the Bylaws, and shall not take effect until adjournment sine die of the Business Session of the Convention and the Director Elect has signed the Statement of Principles of the national Libertarian Party and a statement disavowing the initiation of force to achieve political or social goals. The term of each Director shall be two (2) years or until a successor is elected or appointed.~~

~~Section 3: An appointed Director’s term ends at the adjournment sine die of the Business Session of the next Convention, regardless of year, when an election shall fill either the remainder of the term or the next full term, based on the schedule in Section 2 of this Article.~~

~~Section 4: Director elections shall exclude any Director eliminated upon adjournment sine die of the Business Session of the Convention and shall include any Director created upon adjournment sine die of the Business Session of the Convention, regardless of the year designated for it in Section 2, with the term of each Director adjusted to end at the adjournment sine die of the Business Session of the Convention of the designated year.~~

Section 1. Affiliates (Constitution, Article X; Bylaws, Article I)

- ~~(a) Section 1:~~ The Board may charter as affiliates those organizations requesting such status to represent counties, or other geographical entities, if requested by affected Members and approved by the Board. ~~Affiliates shall be chartered for, but shall not be limited to, the following purposes:~~
- ~~a. nominating candidates for public office;~~

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- ~~b. working to elect Libertarian candidates and to promote Libertarian principles through political information and educational activities; and~~
~~c. selecting representatives to appropriate Party activities.~~
~~Each affiliate so chartered shall declare, for the purposes of liaison between the Party and the chartered affiliate, an Affiliate Representative. (Constitution, Article X, Section 1, Clause 1)~~
- (b) Section 1: Organizations applying for charter as affiliates shall make such applications on a standard petition form as adopted by the Board. The petition shall include ratification of the Statement of Principles of the national Libertarian Party. The petition and the ratification shall be signed by no fewer than five (5) Members. (Bylaws, Article I, Section 1)
- (c) Section 2: Every organization so chartered shall ratify the Statement of Principles of the national Libertarian Party. They shall also submit contact information for their officers/directors, who shall include at least a Chair and a Treasurer, being separate people. They shall maintain at least five (5) Members, publish their bylaws to those Members and the State Board of Directors, and file their initial Fair Campaign Practices Act filings as necessary. (Constitution, Article X, Section 2)
- (d) Each affiliate so chartered shall declare, for the purposes of liaison between the Party and the chartered affiliate, an Affiliate Representative. (Constitution, Article X, Section 1, Clause 3)
- (e) Section 2: Affiliates shall make known to the Board the Affiliate Representative to whom all Party business shall be directed. The Affiliate Representative shall be a Member. (Bylaws, Article 1, Section 2)
- (f) Affiliates shall be chartered for, but shall not be limited to, the following purposes:
- (1) a. nominating candidates for public office;
 - (2) b. working to elect Libertarian candidates and to promote Libertarian principles through political information and educational activities; and
 - (3) c. selecting representatives to appropriate Party activities. (Constitution, Article X Section 1, Clause 2)
- (g) Section 3: Affiliates may choose to accept as Associate Members, Libertarians who are members of the national Libertarian Party, even though they have signed an approved voter application form establishing their Party affiliation as Unaffiliated rather than Libertarian. If adopted, this policy must be included in the affiliate's bylaws. Associate Members may be allowed to vote at local affiliate meetings and receive newsletters and mailings from the affiliate. Associate Members shall not be allowed to vote at the

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Convention, serve as an officer of the Party, including at the affiliate level, or seek nomination as a Libertarian Party candidate for any public office. (Bylaws, Article 1, Section 3)

- (h) ~~Section 3-~~The Board shall have the power to revoke the affiliate status of any organization by a three-fourths (3/4) vote of the current Board if said organization: supports candidates, policies, or positions inconsistent with the Statement of Principles of the national Libertarian Party or the State Party Platform; fails to hold an annual meeting with at least five (5) Members where officers are elected with contact information and minutes submitted to the State Board of Directors; or fails to report to the proper governmental agencies their Fair Campaign Practices Act filings. Thirty (30) days' notice by certified mail shall be given to the Affiliate Representative of the affected affiliate. (Constitution, Article X, Section 3)

~~Article IX-~~ **Section 2. Development Groups** (Bylaws, Article IX)

- (a) ~~Section 1-~~ For each county without an affiliate, the Board or a committee it appoints for this purpose may charter one (1) or more development groups for the purpose of increasing Party membership, communication, and influence within the county as an interim to establishing a formally organized affiliate. Subject to the provisions below and any rules and instructions issued by the Board, a development group shall have the power to select its own name and leadership, adopt rules and agendas, and set times and places of meeting. (Section 1)
- (b) ~~Section 2-~~ A development group may be assigned to a subset of precincts within a county. Development groups shall not overlap geographically. Development groups may negotiate among themselves with respect to merging, splitting, or gaining or releasing one or more precincts, and shall notify the Board within three (3) business days of any such changes made. (Section 2)
- (c) ~~Section 3-~~ A development group may have, as members, any residents within its geographical boundary, as well as any residents not living within any other current development group boundary. (Section 3, Clause 1)
- (d) Development group leadership shall be limited to Party Members and shall submit a report of activities to the Affiliate Development Director at least once per quarter or upon request. (Section 3, Clause 2)
- (e) ~~Section 4-~~ Development groups may, jointly or separately, engage in: outreach and voter registration; membership education, support, and training; recruiting activists and

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potential candidates; raising funds on behalf of the Party; and supporting or opposing local issues, subject to Board approval. (Section 4, Clause 1)

- (f) A development group shall follow applicable law with respect to collecting and recording donations by political parties. A development group shall also submit all money collected and records of the donors to the Treasurer within three (3) business days of receipt. (Section 4, Clauses 2 and 3)
- (g) A development group shall not nominate or endorse candidates for office; shall not interact with the media except by the approval and instruction of the Chair; and shall not spend money except as authorized by the Board. (Section 4, Clause 4)
- (h) ~~Section 5-~~ The Board may revoke the charter of any development group at any time and without cause. (Section 5, Clause 1)
- (i) Upon the formation of an affiliate within a county, all development groups therein shall become constituents of and wholly subject to that affiliate. (Section 5, Clause 2)

Article VI: ~~Board of~~ State Party Directors

Section 1. Composition of the Board of Directors (Constitution, Articles V and VI)

- (a) ~~Section 1-~~ The Board of Directors (“Board”) shall consist of the Party Directors. The Board shall be the Party’s State Central Committee. (Article VI, Section 1)
- (b) ~~Section 1-~~ There shall be eleven (11) Party Directors (“Directors”), as follows: Chair, Vice Chair, Affiliate Development Director, Campaigns Director, Membership Director, Communications Director, Outreach Director, Secretary, Legislative Director, Treasurer, and Fundraising Director. (Article V, Section 1, Clause 2)
- (c) ~~Section 2-~~ Any member of the Board may be suspended by vote of two-thirds (2/3) of the current Board. Any member of the Board absent from two (2) consecutive regular meetings of the Board may be suspended at adjournment of the second regular meeting. The Board may, by a two-thirds (2/3) vote of the current members, appoint or reinstate Directors if vacancies or suspensions occur. Reinstated or appointed Directors are to serve until the next Convention. (Article VI, Section 2)
- (d) ~~Section 3-~~ The Board shall have control and management of all the affairs, properties, and funds of the Party consistent with ~~this Constitution~~ these Bylaws and shall meet in the manner specified in ~~the Party~~ these Bylaws. (Article VI, Section 3)

Article V: Section 2. Directors Elections (Constitution, Article V)

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- (a) Only Convention Delegates eligible to vote may run for a Party Director, and only if they promise to fulfill the requirements of this article. (Section 1, Clause 2)
- (b) ~~Section 2:~~ Except in the case of an appointed Director, the following Officers shall be elected in odd-numbered years, in this order: Chair, Vice Chair, Affiliate Development Director, Campaigns Director, Membership Director, and Communications Director; and the following Directors shall be elected in even-numbered years, in this order: Outreach Director, Secretary, Legislative Director, Treasurer, and Fundraising Director. The election of each Director shall be conducted independently of the others, ~~in the order designated in Section 1 of this Article.~~ Such elections shall be conducted by the Delegates to the Convention as provided in these Bylaws, and shall not take effect until adjournment sine die of Business Session of the Convention and the Director-Elect has signed the Statement of Principles of the national Libertarian Party and a statement disavowing the initiation of force to achieve political or social goals. The term of each Director shall be two (2) years or until a successor is elected or appointed. (Section 2)
- (c) ~~Section 3:~~ An appointed Director's term ends at the adjournment sine die of the Business Session of the next Convention, regardless of year, when an election shall fill either the remainder of the term or the next full term, based on the schedule ~~in Section 2 of this Article above.~~ (Section 3)
- (d) ~~Section 4:~~ Director elections shall exclude any Director eliminated upon adjournment sine die of the Business Session of the Convention and shall include any Director created upon adjournment sine die of the Business Session of the Convention, regardless of the year designated for it ~~in Section 2 above,~~ with the term of each Director adjusted to end at the adjournment sine die of the Business Session of the Convention of the designated year. (Section 4)

~~Article II: Section 3. Director-Specific Duties of the Board~~ (Bylaws, Article II)

- (a) ~~Section 1:~~ The Chair shall be the Chief Executive Officer of the Party, holding the powers of administration pertaining to the ordinary business affairs of the Party and such other powers as may be delegated by the Board, as well as overseeing leadership training and succession planning at all levels within the Party. Unless otherwise specified in the Party's Bylaws, Special Rules of Order, or resolutions of the Board, the Chair is responsible for appointing the chairs of all committees. The Chair shall call the Convention as specified in ~~the Party Constitution~~ these Bylaws. The Chair, or their designee, including other Directors acting within their designated job duties at the

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direction of the Chair, shall be the person who shall communicate on behalf of the Party.

(Section 1)

- (b) ~~Section 2:~~ The Vice Chair shall assist the Chair in the performance of executive duties, act as Chair in the temporary absence of the Chair, and ensure affiliate compliance with requirements enumerated in ~~the Party Constitution and~~ these Bylaws. The Vice Chair shall also review and test the procedures in each Director's continuity binders in accordance with the Policy Manual and report the results to the Chair. In coordination with the Affiliate Development Director, when the number of chartered affiliates justifies additional structure, the Vice Chair shall be responsible for organizing the affiliates into representative regions and shall be responsible for representing the regions. The regions shall be composed of the following counties:
- ~~a.~~ (1) Pikes Peak: El Paso, Park, Teller
 - ~~b.~~ (2) Upper Arkansas: Chaffee, Custer, Fremont, Lake
 - ~~c.~~ (3) Southeast: Baca, Bent, Crowley, Huerfano, Las Animas, Otero, Prowers, Pueblo
 - ~~d.~~ (4) San Luis: Alamosa, Conejos, Costilla, Rio Grande, Saguache
 - ~~e.~~ (5) San Juan: Archuleta, Dolores, Hinsdale, La Plata, Mineral, Montezuma, San Juan, San Miguel
 - ~~f.~~ (6) Western Slope: Delta, Gunnison, Mesa, Montrose, Ouray
 - ~~g.~~ (7) Central: Clear Creek, Eagle, Garfield, Gilpin, Grand, Pitkin, Summit
 - ~~h.~~ (8) Northwest: Jackson, Moffat, Rio Blanco, Routt
 - ~~i.~~ (9) Metro: Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, Jefferson
 - ~~j.~~ (10) Northeast: Larimer, Logan, Morgan, Phillips, Sedgwick, Washington, Weld
 - ~~k.~~ (11) Plains: Cheyenne, Elbert, Kiowa, Kit Carson, Lincoln, Yuma *(Section 2)*
- (c) ~~Section 3:~~ The Affiliate Development Director shall develop and support affiliates and development groups, and guide development groups towards official affiliate status. The Affiliate Development Director may establish and manage committees (including the appointment of any committee chairs) to perform these functions. *(Section 3)*
- (d) ~~Section 4:~~ The Campaigns Director shall identify political races and recruit candidates. The Campaigns Director shall also coordinate candidates and campaigns, and assist candidates in navigating compliance with campaign legal requirements and in obtaining campaign volunteers. The Campaigns Director may establish and manage committees (including the appointment of any committee chairs) to perform these and other campaign functions. *(Section 4)*
- (e) ~~Section 5:~~ The Membership Director shall be responsible for developing membership education programs, recruiting and training activists, and publishing a regular internal

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newsletter. The Membership Director shall also be responsible for managing and accessing membership records for internal party use and coordinating membership data with the national Libertarian Party. The Membership Director may establish and manage committees (including the appointment of any committee chairs) to accomplish these and other membership functions. (Section 5)

- (f) ~~Section 6-~~The Communications Director shall be responsible for all outward-facing communications, websites, multimedia, social media, press releases, media appearances, and media inquiries. The Communications Director may establish and manage committees (including the appointment of any committee chairs) to accomplish these and other communications functions. (Section 6)
- (g) ~~Section 7-~~The Outreach Director shall be responsible for booking and running outreach booths and community events, and for maintaining outreach materials. The Outreach Director may establish and manage committees (including the appointment of any committee chairs) to perform these and other outreach functions. (Section 7)
- (h) ~~Section 8-~~The Secretary shall be responsible for maintaining official Party records and shall act as recording secretary for all legal purposes. The Secretary shall maintain a Party calendar of all deadlines required by these Bylaws, ~~the Constitution,~~ and the Secretary of State, and shall post these dates within sixty (60) days of their deadlines in accordance with the Party's Standing Rules and Special Rules of Order. The Secretary shall compile, maintain, and make available to the Board a publication listing all Standing Rules and Special Rules of Order adopted by the Board and shall file any amendments to ~~the Party's Constitution or~~ these Bylaws with the Secretary of State's office within fifteen (15) days after such amendments are adopted. (Section 8)
- (i) ~~Section 9-~~The Legislative Director shall be responsible for monitoring activity in the State Legislature, communicating with that body, developing legislation or issue-oriented committees (including the appointment of any committee chairs), and working with other organizations on areas of mutual concern. (Section 9)
- (j) ~~Section 10-~~The Treasurer shall be responsible for maintaining accurate records of all income and expenses associated with the operation of the Party and shall present a summary of all income and expenses at each regular meeting of the Board. The income and expense summary may be limited to activity since the last regular meeting of the Board. The Treasurer may also prepare budgets for the other Directors or assist them in preparing their own budgets. The Treasurer shall maintain an efficient double-entry system of accounts. (Section 10)

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- (k) ~~Section 11-~~ The Fundraising Director shall be responsible for establishing and operating fundraising activities including, but not limited to, the annual Convention, a monthly pledge program, fundraising from Members, coordinating speakers and events for the purpose of Party fundraising, and reporting all income and expenses related to fundraising at each regular Board meeting. The Fundraising Director may establish and manage committees (including the appointment of any committee chairs) to accomplish these and other fundraising functions. (Section 11)
- (l) ~~Section 12-~~ Each Director will be responsible for maintaining documentation within their area, and they will provide a written report to be passed on to their successor. They will not incur expenses beyond budget without approval of the Board. (Section 12)
- (m) ~~Section 13-~~ Each Director shall be an ex-officio member of each Party affiliate's Board of Directors for the purposes of: upholding the spirit and letter of the Statement of Principles of the National Party; enforcing ~~the Party Constitution,~~ these Bylaws, and the Rules and Resolutions adopted by the Convention or the State Board; and providing relief in times of distress. Directors shall not be counted in determining the number required for a quorum at an affiliate's Annual or Board Meetings but may be counted in determining that a quorum is present. Each Director shall actively participate in a meeting of at least one (1) Party affiliate or development group each calendar year. (Section 13)

Article VII: ~~III:~~ Meetings (Bylaws, Article III)

Article VII: Annual Conventions

~~Section 1: The Party shall hold a Convention of Party Delegates ("Convention") each calendar year, scheduled so that it convenes at least six (6) months after the previous Convention and adjourns no later than seventy three (73) days before the day of the Colorado primary election.~~

~~Section 2: Arrangements may be made by the Board to provide for Members to participate in the Convention from remote locations. No later than forty five (45) days prior to Convention, in accordance with state law, the Chair shall call the Convention by notifying Members of the date and location of the Convention, as well as any remote locations. Additionally, the time and place of any Convention and remote locations shall be published no later than fifteen (15) days prior to such Convention in a newspaper of general circulation in each county wherein the Members of the Party reside.~~

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~~Section 3: No fee may be required of any Party Member to participate in the Business Session of any Convention; however, fees may be required for participation in other Convention events.~~

~~Section 4: A Member, having been a Member for at least ninety (90) days immediately prior to the Business Session of a Convention, may attend and vote at the Business Session as a "Delegate." The Credentials Committee is authorized to impose general selection criteria such as: capping the number of Delegates from any number of counties or districts, giving preference to more senior Delegates, or other criteria that will ensure fair representation of the Party Membership—provided such criteria are established prior to and included with the Call of the Convention.~~

- (a) ~~Section 1:~~ Any meeting to elect Party Directors or National Convention Delegates, or any assembly to nominate candidates, shall be held at a public place at the time specified by the Chair. The time and place of such meeting shall be published once in a newspaper of general circulation in each county wherein Members reside, no later than fifteen (15) days before such meeting. (Section 1)
- (b) ~~Section 2:~~ The Board shall convene open meetings at such times and places as may be determined by action of the Board, by call of the Chair, or by written request of one-third (1/3) or more of the current Board. Notice must be sent to the official email address of each Director at least forty-eight (48) hours prior to such meeting. Such meetings shall be called at least once per calendar month. (Section 2)
- (c) ~~Section 3:~~ More than one-half (1/2) of the current membership of the Board shall constitute a quorum at all meetings for the transaction of business, except where a larger vote is required by ~~the Constitution~~ these Bylaws. Any member Director may participate in a Board meeting or committee meeting by means of telephone conference or similar communications equipment which allows all persons participating in the meeting to hear or otherwise communicate with each other. (Section 3)
- (d) ~~Section 4:~~ The Board and its appointed or Party-mandated committees may transact business by electronic communications, as specified by Special Rules of Order. (Section 4)
- (e) ~~Section 5:~~ Any active Member of the Party may attend the Board Meetings as a "Proxy" at the request of that Director who temporarily cannot attend. No Proxy may represent more than one (1) Director at any board meeting. The Director who is being represented by a Proxy must notify at least two (2) other Directors of the substitution. (Section 5)

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Article VIII: ~~Special~~ Conventions

Section 1. Annual Conventions (Constitution, Article VII)

- (a) ~~Section 1-~~ The Party shall hold a Convention of Party Delegates (“Convention”) each calendar year, scheduled so that it convenes at least six (6) months after the previous Convention and adjourns no later than seventy-three (73) days before the day of the Colorado primary election. (Section 1)
- (b) ~~Section 2-~~ Arrangements may be made by the Board to provide for Members to participate in the Convention from remote locations. No later than forty-five (45) days prior to Convention, in accordance with state law, the Chair shall call the Convention by notifying Members of the date and location of the Convention, as well as any remote locations. Additionally, the time and place of any Convention and remote locations shall be published no later than fifteen (15) days prior to such Convention in a newspaper of general circulation in each county wherein the Members of the Party reside. (Section 2)
- (c) ~~Section 3-~~ No fee may be required of any Party Member to participate in the Business Session of any Convention; however, fees may be required for participation in other Convention events. (Section 3)
- (d) ~~Section 4-~~ A Member, having been a Member for at least ninety (90) days immediately prior to the Business Session of a Convention may attend and vote at the Business Session as a “Delegate.” The Credentials Committee is authorized to impose general selection criteria such as: capping the number of Delegates from any number of counties or districts, giving preference to more senior Delegates , or other criteria that will ensure fair representation of the Party Membership—provided such criteria are established prior to and included with the Call of the Convention. (Section 4)

Section 2. Special Conventions (Constitution, Article VIII)

- (a) ~~Section 1-~~ In the event that there is an urgent situation in which items of business normally reserved for the annual Convention must be done in between annual Conventions, the Board by a two-thirds (2/3) vote shall call a Special Convention which shall be limited to only those items of business specified by the Board as required to bring or keep the Party in compliance with state or federal law. (Section 1)
- (b) ~~Section 2-~~ Such call to Special Convention shall include its purposes, shall be announced no later than fifteen (15) days in advance to the Members, and shall include the time and place of the Special Convention and remote locations. The time and place and purposes

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and remote locations of any Special Convention shall be published fifteen (15) days prior to such Special Convention in a newspaper of general circulation in each county wherein the Members of the Party reside. Arrangements may be made by the Board to provide for Members to participate in a Special Convention from remote locations. (*Section 2*)

- (c) ~~Section 3:~~ Any required changes to the Party ~~Constitution or~~ Bylaws that are made at a Special Convention must be ratified by the next annual Convention, regardless of the year of the Convention, using the same voting thresholds required to change the ~~respective~~ documents as provided for in ~~this Constitution~~ these Bylaws, or else they will be rendered null and void. (*Section 3*)
- (d) ~~Section 4:~~ All current Members that were eligible to vote at the previous annual Convention shall be eligible to vote at a Special Convention. (*Section 4*)

Section 3. Nomination of Candidates (*Constitution, Article IX*)

- (a) ~~Section 1:~~ The United States Supreme Court has recognized that the nomination of candidates—under political party rules—falls under the First Amendment’s Freedom of Association protections and therefore overrides state laws when such rules so state. As such, all rules for nominating candidates are limited to only ~~the Party Constitution and~~ these Bylaws, and all state laws regarding nominating candidates are to be considered overridden and void. The Party reserves all First Amendment Rights in this regard. (*Section 1*)
- (b) ~~Section 2:~~ Members who wish to be a candidate for partisan office in Colorado other than President or Vice President may submit an application to the Board or its designated committee no later than forty-five (45) days before the Convention. Members shall be notified that the application process is open no later than ninety (90) days before the Convention. A web page for the candidates shall be posted on the Party website at least thirty (30) days before the Convention. (*Section 2*)
- (c) ~~Section 3:~~ The application shall consist of: 1) a photograph of the candidate; 2) the application form provided by the Board; 3) a biography and a minimum of three (3) issue positions for the web page; 4) filling out any electronic forms required by the Party or the national Libertarian Party; and 5) signing a statement to the effect that they supports the Statement of Principles of the national Libertarian Party and a statement disavowing the initiation of force to achieve political or social goals. (*Section 3*)
- (d) ~~Section 4:~~ Each candidate must have been a Member for at least one hundred fifty (150) days prior to the Convention. (*Section 4*)
- (e) ~~Section 5:~~ For nominations at the Convention:

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Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires 2/3 vote to adopt, amend, or repeal.

- (1) For any partisan offices, Convention Delegates shall vote by approval voting to nominate candidates for those offices.
- (2) Candidates nominated from the floor or by the Vacancy Committee shall sign a statement that they support the Statement of Principles of the National Libertarian Party and a statement disavowing the use of force to achieve political or social goals.
- (3) The Board or its designees shall serve as the Vacancy Committee unless the Convention directs otherwise. (Section 5)
- (f) ~~Section 6:~~ In addition to candidates, “None of the Above” (NOTA) shall be a choice on every nomination ballot cast. At no time shall NOTA be removed from the nomination ballot, even under suspension of the Convention Rules. Should NOTA win the nomination for a partisan office, the Party shall put forth no candidate for that office in the general election. (Section 6)
- (g) ~~Section 7:~~ Any Party nominee in a partisan contest where party identification on the ballot is permitted shall use the designation “Libertarian.” Only candidates nominated by the process set forth in this Article may use this designation. A Party nominee qualifies for campaign assistance from the Party. (Section 7)
- (h) ~~Section 8:~~ The Party, its affiliates, and its elected Directors in their official capacities, either individually or as a group, shall endorse only Libertarian Party nominees for election to partisan public office. (Section 8)
- (i) ~~Section 9:~~ At any time that any of the Party’s candidates participate in a primary election, the Party shall opt-out of allowing Unaffiliated or other persons who are not Party Members from participation and provide appropriate notice to the Secretary of State’s as provided by law. (Section 9)

~~Article VII: Election of Delegates & Alternates to National Conventions~~ Section 4. National Convention Delegates and Alternates *(Bylaws, Article VII)*

- (a) ~~Section 1:~~ All National Convention Delegates must have been Members or have been pre-registered to become Members for at least ninety (90) days immediately prior to the first day of the Convention in which they are elected, and must sign a statement to the effect that they support the Statement of Principles of the national Libertarian Party. (Section 1)
- (b) ~~Section 2:~~ The Board shall solicit applications from qualified Members for election as National Convention Delegates and Alternates at least sixty (60) days prior to the Convention and shall publish the completed applications (with addresses, phone

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- numbers, and email addresses redacted) to the Party website at least thirty (30) days prior to the Convention. An application is not required for nomination. (Section 2)
- (c) ~~Section 3-~~ The Party Chair shall announce the number of National Convention Delegates to be elected by the state Convention Delegates. (Section 3)
- (d) ~~Section 4-~~ Nominations for National Convention Delegates shall be received from the floor with no seconding required. Members may nominate themselves. Each state Convention Delegate in attendance at the state Convention shall cast a single vote for each National Convention Delegate candidate of their choice by submitting a signed ballot prepared by the Board for this purpose. The total votes cast by each state Convention Delegate shall not exceed the number of National Convention Delegates to be selected. National Convention Delegates shall be elected by a simple majority of the state Convention Delegates voting. Subsequent ballots shall be taken as necessary to fill any remaining National Convention Delegate slots. In the event that there are more candidates receiving a majority vote than there are National Convention Delegate slots to be filled, those candidates receiving the highest vote totals shall be elected. No elections by slate shall be permitted. (Section 4)
- (e) ~~Section 5-~~ After the National Convention Delegates are elected, National Convention Alternates shall be selected by using the same procedure as ~~specified in Section 4~~ used for selecting National Convention Delegates. (Section 5)
- (f) ~~Section 6-~~ The Chair shall serve as Delegation Chair or may request that the National Convention Delegates select a Delegation Chair. Substitutions shall only be made from the list of National Convention Alternates selected by the state Convention Delegates or afterwards added by a majority vote of the present Board (provided said National Convention Alternates did not receive a less than majority vote by the last state Convention.) Substitutions and selection of additional National Convention Delegates may be made at the National Convention by a majority of the attending National Convention Delegates, provided that such substitutes or additions would have been qualified to be elected at the state Convention, did not receive less than a majority vote at the last state Convention, and have signed a statement to the effect that they support the Statement of Principles of the Libertarian Party. (Section 6)
- (g) ~~Section 7-~~ All National Convention Delegates will sign their ballots and these results will be compiled by the Delegation Chair in a post-National Convention report. Upon request, within thirty (30) days of the National Convention, National Convention Delegates as they are able shall also report how they voted on particular Bylaws, Convention Rules, and Platform changes. (Section 7)

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Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires 2/3 vote to adopt, amend, or repeal.

Article IX: ~~Nomination of Candidates for Public Office~~ Committees

~~Section 1: The United States Supreme Court has recognized that the nomination of candidates—under political party rules—falls under the First Amendment’s Freedom of Association protections and therefore overrides state laws when such rules so state. As such, all rules for nominating candidates are limited to only the Party Constitution and Bylaws, and all state laws regarding nominating candidates are to be considered overridden and void. The Party reserves all First Amendment Rights in this regard.~~

~~Section 2: Members who wish to be a candidate for partisan office in Colorado other than President or Vice President may submit an application to the Board or its designated committee no later than forty five (45) days before the Convention. Members shall be notified that the application process is open no later than ninety (90) days before the Convention. A web page for the candidates shall be posted on the Party website at least thirty (30) days before the Convention.~~

~~Section 3: The application shall consist of: 1) a photograph of the candidate; 2) the application form provided by the Board; 3) a biography and a minimum of three (3) issue positions for the web page; 4) filling out any electronic forms required by the Party or the national Libertarian Party; and 5) signing a statement to the effect that they supports the Statement of Principles of the national Libertarian Party and a statement disavowing the initiation of force to achieve political or social goals.~~

~~Section 4: Each candidate must have been a Member for at least one hundred fifty (150) days prior to the Convention.~~

~~Section 5: Candidates may be nominated by Delegates to the Convention or by a Vacancy Committee designated by the Delegates. For nominations at the Convention:~~

- ~~1. For any partisan offices, Convention Delegates shall vote by approval voting to nominate candidates for those offices.~~
- ~~2. Candidates nominated from the floor or by the Vacancy Committee shall sign a statement that they support the Statement of Principles of the National Libertarian Party and a statement disavowing the use of force to achieve political or social goals.~~

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Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires 2/3 vote to adopt, amend, or repeal.

~~3. The Board or its designees shall serve as the Vacancy Committee unless the Convention directs otherwise.~~

~~Section 6: In addition to candidates, "None of the Above" (NOTA) shall be a choice on every nomination ballot cast. At no time shall NOTA be removed from the nomination ballot, even under suspension of the Convention Rules. Should NOTA win the nomination for a partisan office, the Party shall put forth no candidate for that office in the general election.~~

~~Section 7: Any Party nominee in a partisan contest where party identification on the ballot is permitted shall use the designation "Libertarian." Only candidates nominated by the process set forth in this Article may use this designation. A Party nominee qualifies for campaign assistance from the Party.~~

~~Section 8: The Party, its affiliates, and its elected Directors in their official capacities, either individually or as a group, shall endorse only Libertarian Party nominees for election to partisan public office.~~

~~Section 9: At any time that any of the Party's candidates participate in a primary election, the Party shall opt out of allowing Unaffiliated or other persons who are not Party members from participation and provide appropriate notice to the Secretary of State's office as provided by law.~~

~~Article VI: Section 1. State Committees~~ *(Bylaws, Article VI)*

~~(a) Section 1: The Constitution and Bylaws Committee and the Platform Committee shall each consist of five (5) at-large Members selected by the Board and an additional Member selected by each chartered affiliate.~~ *(Section 1, Clause 1)*

~~a. (1) The Board shall solicit applications for the members of the Constitution and Bylaws Committee as well as the Platform Committee and set the appointment date for these positions by announcement to all Members at least six (6) months prior to the Convention at which amendments to the Platform, Constitution, and Bylaws are considered. The Board shall appoint five (5) at-large Members at a Board meeting held at least one (1) month after the final solicitation, but no later than four (4) months prior to the Convention at which amendments to the Platform, Constitution, and Bylaws are considered. If any subsequent vacancies occur in the initially-appointed, at-large positions, the Board may select Members to fill the vacancies.~~

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Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires 2/3 vote to adopt, amend, or repeal.

The Board shall select the committee Chairs from the members of each committee.
(Section 1, subsection 1)

~~b.~~ (2) Each chartered affiliate may appoint one (1) Member to each committee. Should an affiliate not appoint a committee member, the Board may appoint an additional at-large Member at the time of committee formation. The Board shall solicit one (1) committee member from each chartered affiliate on the same schedule implemented by the Board pursuant to subsection 1 above, and at its meeting for appointment of the members of the committees it shall confirm such committee members as have been certified by the Affiliate Representatives. If a committee member appointed by an affiliate resigns from a committee or fails to attend two (2) consecutive committee votes, the affiliate may appoint a replacement. (Section 1, subsection 2)

~~c.~~ (3) Committees shall submit their final reports to the Board for publication to the membership no later than six (6) weeks before the Convention. These reports shall be available in their complete form to any Party Member upon request, and the Board may charge only the cost of reproduction and mailing. The Party Chair shall ensure that the committees' reports, and any reports of committee members submitted separately, are presented at the Convention. (Section 1, subsection 3)

~~d.~~ (4) The Chair of each committee shall certify and cause to be published at Party expense a report representing each document in its entirety to the Convention.
(Section 1, subsection 4)

~~(b) Section 2-~~ The Style Committee shall consist of the previous Chairs of the ~~Constitution and~~ Bylaws Committee and Platform Committee from the previous Convention year and three (3) at-large Party Members selected by the Board of Directors. The at-large Style Committee members shall be selected within sixty (60) days of adjournment sine die of the Business Session of the Convention. The Style Committee shall propose non-substantive stylistic changes to the Platform, ~~Constitution,~~ and Bylaws, in accordance with the standards published in the latest version of the *Chicago Manual of Style*, to the Board for ratification by a two-thirds (2/3) vote, rejection, or determination as a substantive change. Substantive changes to be proposed shall be forwarded or referred to the current Platform or ~~Constitution and~~ Bylaws Committees as appropriate. (Section 2)

~~(c) Section 3-~~ The Convention Committee shall be appointed by the Board within ninety (90) days of adjournment sine die of the Business Session of the Convention. (Section 3)

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Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires 2/3 vote to adopt, amend, or repeal.

- (d) ~~Section 4:~~ Such other committees, standing or special, shall be appointed by the Chair as the Board or Convention Delegates shall from time to time deem necessary to carry out the work of the Party. (Section 4)
- (e) ~~Section 5:~~ Chairs of committees shall be responsible for completion and reproduction of their final reports at Party expense. They shall also be responsible for interim documents for committee use and for scheduling of committee meetings. All committee meetings shall be open to Members, who may request the committees' schedules from their respective Chairs. (Section 5)

~~Article VIII: Election of Representatives and Alternates to National Committees~~ Section 2. National Committee Representatives and Alternates (Bylaws, Article VIII)

- (a) ~~Section 1:~~ Representatives and alternates to national Party committees and subcommittees, excluding Regional Representatives and Alternates to the Libertarian National Committee, shall be elected by one of the following methods: If the number of representatives to national Party committees is known at the time of the Convention and the committees are to convene after the Convention, the Convention Delegates shall elect the committee representatives and alternates in the same manner as and immediately after the election of At-Large National Convention Delegates; otherwise the Board shall elect the committee representatives and alternates by majority vote after soliciting applications from Members. (Section 1)
- (b) ~~Section 2:~~ Each representative and alternate to these committees shall report to the Board as to the progress of these Committees and shall not agree to any secrecy or non-transparency provisions. (Section 2)

Article X: ~~IV:~~ Finances and Accounting (Bylaws, Article IV)

Article X: Party Affiliates

~~Section 1: The Board may charter as affiliates those organizations requesting such status to represent counties, or other geographical entities, if requested by affected Members and approved by the Board. Affiliates shall be chartered for, but shall not be limited to, the following purposes:~~

- ~~a. nominating candidates for public office;~~
- ~~b. working to elect Libertarian candidates and to promote Libertarian principles through political information and educational activities; and~~
- ~~c. selecting representatives to appropriate Party activities.~~

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Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires 2/3 vote to adopt, amend, or repeal.

~~Each affiliate so chartered shall declare, for the purposes of liaison between the Party and the chartered affiliate, an Affiliate Representative.~~

~~Section 2: Every organization so chartered shall ratify the Statement of Principles of the national Libertarian Party. They shall also submit contact information for their officers/directors, who shall include at least a Chair and a Treasurer, being separate people. They shall maintain at least five (5) Members, publish their bylaws to those Members and the Board, and file their initial Fair Campaign Practices Act filings as necessary.~~

~~Section 3: The Board shall have the power to revoke the affiliate status of any organization by a three fourths (3/4) vote of the current Board if said organization: supports candidates, policies, or positions inconsistent with the Statement of Principles of the national Libertarian Party or the State Party Platform; fails to hold an annual meeting with at least five (5) Members where officers are elected with contact information and minutes submitted to the State Board of Directors; or fails to report to the proper governmental agencies their Fair Campaign Practices Act filings. Thirty (30) days' notice by certified mail shall be given to the Affiliate Representative of the affected affiliate.~~

Section 1: The fiscal year of the Party shall end December 31st.

Article XI: ~~V~~: Parliamentary Authority (Bylaws, Article V)

Article XI: Bylaws Amendments

~~Section 1: During odd numbered years, these Bylaws may be amended by a two thirds (2/3) vote of the Delegates to the Convention, provided the amendment is included in the annual report or a minority report of the Constitution and Bylaws Committee, or written notice including the formal language of the amendment and signed by two (2) Members is provided to the Board at least thirty (30) days prior to the Convention. Such notice shall be posted to the Party's website within two (2) business days of receipt.~~

Section 1: The rules contained in the current edition of *Robert's Rules of Order Newly Revised* shall govern the Party in all cases to which they are applicable and in which they are not inconsistent with ~~the Party Constitution,~~ these Bylaws, any Standing Rules, and any Special Rules of Order the Party or the Board of Directors may adopt.

Legend for Proposals: Constitution or Bylaws text is in this font, ~~text to be struck out~~, text to be inserted.

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Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires 2/3 vote to adopt, amend, or repeal.

- (a) If a new edition of Robert's Rules of Order Newly Revised is released more than six (6) months prior to the Convention, it shall become the Party's parliamentary authority upon the adjournment of that Convention.
- (b) If a new edition of Robert's Rules of Order Newly Revised is released less than six (6) months prior to the Convention, it shall become the Party's parliamentary authority upon the adjournment of the following year's Convention.

Article XII: ~~Platform~~ Amendments *(Constitution, Articles XI, XII, and XIII (partially subsumed))*

- (a) ~~Section 1:~~ During odd-numbered years, these Bylaws may be amended by a two-thirds (2/3) vote of the Delegates to the Convention, provided the amendment is included in the annual report or a minority report of the ~~Constitution and~~ Bylaws Committee, or written notice including the formal language of the amendment and signed by two (2) Members is provided to the Board at least thirty (30) days prior to the Convention. Such notice shall be posted to the Party's website within two (2) business days of receipt.

(Article XI)

- (b) ~~Section 1:~~ During odd-numbered years, the Party may adopt or amend, by a two-thirds (2/3) vote of the Delegates to the Convention, a Platform stating its position on all political issues affecting the state or any constituent entity thereof, provided the amendment is included in the annual report or a minority report of the Platform Committee, or written notice including the formal language of the amendment and signed by two (2) Members is provided to the Board at least thirty (30) days prior to the Convention. Such notice shall be posted to the Party's website within two (2) business days of receipt. Any Platform plank or the entire Platform may be repealed by a simple majority of the Delegates to the Convention. *(Article XII)*

- (c) ~~Section 2:~~ Any Article, Section, or Clause of ~~this Constitution~~ these Bylaws which requires a vote greater than the proportion in ~~Section 1~~ Clause (a) of this Article shall not be amended except by a vote of the greater proportion, and this Section shall not be amended except by a vote of the greatest proportion specified anywhere within ~~this Constitution~~ these Bylaws. *(Article XIII, Section 2)*

~~Article XIII: Constitution Amendments~~

~~Section 1: During odd-numbered years, this Constitution may be amended at any Party Convention by a two-thirds (2/3) vote of the Delegates to the Convention, provided the amendment is included in the annual report or a minority report of the ~~Constitution and~~ Bylaws Committee, or written notice including the formal language of the amendment and signed by~~

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Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires 2/3 vote to adopt, amend, or repeal.

~~two (2) Members is provided to the Board at least thirty (30) days prior to the Convention. Such notice shall be posted to the Party's website within two (2) business days of receipt. No amendment shall take effect until the adjournment sine die of the Business Session of the Convention.~~

~~Section 2: Any Article, Section, or Clause of this Constitution which requires a vote greater than the proportion in Section 1 shall not be amended except by a vote of the greater proportion, and this Section shall not be amended except by a vote of the greatest proportion specified anywhere within this Constitution.~~

Article ~~XIV~~XIII: Severability (*Constitution, Article XIV*)

~~Section 1:~~ If any Article, Section, or Clause of ~~this Constitution~~ these Bylaws is to any extent determined to be invalid, illegal, or incapable of being enforced, such Article, Section, or Clause shall be excluded only to the extent of such invalidity, illegality, or unenforceability; all other Articles, Sections, and Clauses hereof shall remain in full force and effect, and to this end the provisions of ~~this Constitution~~ these Bylaws are declared to be severable.

Legend for Proposals: Constitution or Bylaws text is in this font, ~~text to be struck out~~, text to be inserted.

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Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires $\frac{2}{3}$ vote to adopt, amend, or repeal.

“Merged” Bylaws Outline

This outline gives the cross-references between the current **Constitution** and **Bylaws** and this merge proposal. It includes references to the Colorado Revised Statutes that require the specifics for each section, in order for the Bylaws to be in compliance with the law and maintain the Party’s status as a political party in Colorado. It also includes references to the national Libertarian Party Bylaws where applicable. This also indicates WHY the parts of the Constitution and Bylaws exist.

Article I: Name (**Constitution Article I**) (*CRS 1-4-1301 (3)*)

Article II: Purposes (**Constitution Article II**)

Article III: Principles (**Constitution Article III**)

Article IV: Members (**Constitution Article IV**) (*CRS 1-4-1304 (2)(a), 1-502 (3)(a)*)

Article V: Affiliates and Development Groups

Section 1. Affiliates (**Bylaws Article I, Constitution Article X**) (*CRS 1-4-1301 (1)(g)*)

Section 2. Development Groups (**Bylaws Article IX**) (*CRS 1-4-1301 (1)(g)*)

Article VI: State Party Directors

Section 1. Composition of the Board of Directors (**Constitution Articles V and VI**) (*CRS 1-4-1301 (1)(e)*)

Section 2. Director Elections (**Constitution Article V**) (*CRS 1-4-1301 (1)(d)*)

Section 3. Director-Specific Duties (**Bylaws Article II**) (*CRS 1-4-1301 (1)(f), 1-4-1301 (1)(i), 1-4-1301 (2)*)

Article VII: Meetings (**Bylaws Article III**) (*CRS 1-4-1301 (1)(h)*)

Article VIII: Conventions

Section 1. Annual Conventions (**Constitution Article VII**) (*CRS 1-4-1301 (1)(b), 1-4-1301 (1)(c)*)

Section 2. Special Conventions (**Constitution Article VIII**) (*CRS 1-4-1301 (1)(c), 1-4-402 (1)(a), 1-4-402 (b)*)

Section 3. Nominations of Candidates (**Constitution Article IX**) (*CRS 1-4-1301 (1)(a), 1-4-1304 (1.5)(b)(I), 1-4-1304 (1.5)(c), 1-4-1304 (1.5)(d), 1-4-1304 (2)(a), 1-4-1304 (2)(b), 1-4-1304 (2)(c), 1-4-1304 (3), 1-4-1304 (4), 1-4-302 (1), 1-4-402 (1)(d)(II), 1-4-502 (1), 1-4-502 (2), 1-4-502 (3)(a), 1-4-802 (1)(a)*)

Section 4. National Convention Delegates (**Bylaws Article VII**) (*National Party Bylaws Article 10, Section 2-b*)

Article IX: Committees

Section 1. State Committees (**Bylaws Article VI**)

Section 2. National Committee Reps (**Bylaws Article VIII**) (*Derived from National Bylaws Article*

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Strikeouts precede insertions when possible. Other text is in this font.

Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires 2/3 vote to adopt, amend, or repeal.

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Article X: Finances and Accounting (Bylaws Article IV)

Article XI: Parliamentary Authority (Bylaws Article V)

Article XII: Amendments (Constitution Article XI, Constitution Article XII, Constitution Article XIII)
(CRS 1-4-1301 (1)(j))

Article XIII: Severability (Constitution, Article XIV)

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Threshold Votes: Bylaws requires majority vote to adopt, amend, or repeal; Constitution requires $\frac{2}{3}$ vote to adopt, amend, or repeal.

LP Affiliates Use of Constitution and Bylaws and Amendment Thresholds

This table lists, state affiliate by state affiliate, the amending thresholds for each affiliate's Constitution and Bylaws.

| Affiliate | Constitution | Bylaws | Affiliate | Constitution | Bylaws |
|-----------|--------------|----------|----------------|--------------|---------------|
| US | -- | 2/3 | NH | -- | 2/3 |
| NV | -- | 2/3 | NJ | -- | 2/3 |
| AK | 3/4 | 2/3 | NM | -- | 2/3 |
| AZ | 3/4 | 2/3 | NY | -- | majority |
| AR | -- | 2/3 | NC | -- | 2/3 |
| CA | -- | majority | ND | -- | majority |
| CO | 2/3 | majority | OH | 6/10 | 2/3 |
| CT | -- | 2/3 | OK | -- | majority |
| DE | -- | 2/3 | OR | -- | 2/3 |
| DC | -- | 2/3 | PA | 2/3 | majority |
| FL | 2/3 | majority | RI | -- | 2/3 |
| GA | -- | 2/3 | SC | -- | majority |
| HI | -- | 2/3 | SD | -- | 3/4 |
| ID | 2/3 | majority | TN | -- | 3/4 |
| IL | -- | 2/3 | TX | 2/3 | 2/3 |
| IN | -- | 2/3 | UT | 2/3 | 2/3 |
| IA | 9/10 | majority | VT | -- | 2/3 |
| KS | -- | 2/3 | VA | -- | 2/3 |
| KY | 3/4 | 6/10 | WA | 2/3 | majority |
| LA | -- | 2/3 | WV | -- | 2/3 |
| ME | -- | 2/3 | WI | -- | 2/3 |
| MD | 3/4 | 6/10 | WY | -- | 2/3 |
| MA | 2/3 | majority | Summary | | |
| MI | -- | 2/3 | | 6/10 = 1 | majority = 12 |
| MN | -- | 2/3 | | 2/3 = 8 | 6/10 = 2 |
| MS | -- | 2/3 | | 3/4 = 4 | 2/3 = 36 |
| MO | -- | 2/3 | | 9/10 = 1 | 3/4 = 2 |
| MT | -- | 2/3 | | none = 38 | |
| NE | -- | 2/3 | | | |