

# **RULES OF THE LIBERTARIAN PARTY**

*As amended at a meeting of the Interim State Committee held on May 24, 2020.*

## **Article 1. Name**

The name of this party shall be the Libertarian Party.

## **Article 2. Symbol**

The symbol for the Libertarian Party shall be:



## **Article 3. Jurisdiction**

The jurisdiction of the Libertarian Party shall be the State of New York.

## **Article 4. Principles and Objectives**

4.1. The Libertarian Party is a political party which has as its primary objective the extension of individual freedom to its furthest limits. To that end the party affirms the following principles as embodied in the party platform.

4.1.1. Each individual possesses the inalienable right to life, liberty and justly acquired property.

4.1.2. No person or institution, public or private has the right to initiate the use of force or fraud against another.

4.1.3. Individuals are entitled to choose their own lifestyles so long as they do not forcibly interfere with the lives of others.

4.1.4. The only moral purpose of government is the preservation of individual rights.

4.1.5. The voluntary exchange of goods and services is essential for a free and prosperous society of diverse beliefs.

4.2. In recognition of the fact that the initiation of force by government has been the chief instrument for the expropriation of individual rights and freedom, the Libertarian Party enters the political arena for the avowed purpose of eliminating the intervention of government in moral, social and economic affairs by functioning as a libertarian political entity separate and distinct from all other political parties or movements and moving public policy in a libertarian direction as a political party that elects Libertarians to office.

## **Article 5. Membership**

5.1. Membership in the Libertarian Party shall be open to every voter who has enrolled in the Libertarian Party as provided by statute., including those who have written “Libertarian” or “Libertarian Party” on their voter registration form.

5.2. Through November 30, 2019, membership in the Libertarian Party shall also be open to members of the Free Libertarian Party Inc. who currently are and were in good standing as of December 1, 2018 and members of affiliated county chapters who currently are and were in good standing in the respective chapter as of December 1, 2018.

5.3. As of December 1, 2019, membership in the Libertarian Party shall be limited to registered voters enrolled in the Libertarian Party.

## **Article 6. Interim State Committee**

6.1. **INTERIM STATE COMMITTEE.** Until a State Committee is elected by the enrolled voters of the Libertarian Party in accordance with these rules, the provisions of the Election Law, and the elected State Committee members hold an organizational meeting, adopt rules, and elect officers, an Interim State Committee shall exercise all of the powers of the State Committee and Executive Committee as set forth herein and by applicable law.

6.2. **COMPOSITION.** The Interim State Committee shall consist of the 21 individuals and the Interim Chair detailed in Exhibit A.

### **6.3 CREATION AND FIRST MEETING**

6.3.1. The first official meeting of the Interim State Committee shall occur occurred after February 7, 2019.

6.3.2. Notice of the first meeting shall occur no less than seven (7) days prior to the meeting. The Interim State Committee members may waive this requirement upon unanimous approval.

6.3.3. The time of the first meeting and subsequent meetings shall not conflict with any State Committee meeting of the Free Libertarian Party, Inc.

6.3.4. An Interim Chair of the Interim State Committee shall call the first meeting to order, preside over a vote for adopting the rules, and conduct the election of the Chair of the Interim State Committee.

6.3.5. Following the election of the Chair, the Interim Chair shall no longer be a member of the Interim State Committee. This shall not be considered a vacancy.

### **6.4 MEETINGS**

6.4.1 The Interim State Committee shall meet in person or by teleconference at least monthly, with no less than two (2) meetings to be held in person each year, excepting *force majeure*. Meetings held in person must be held within the State of New York.

6.4.2. Meetings of the Interim State Committee shall be called by one of the following:

6.4.2.1. The Chair.

6.4.2.2. Majority vote of the Officers of the Interim State Committee.

6.4.2.3. A request in writing signed by one third (1/3) of the Interim State Committee members, given to the Chair or Secretary.

## **6.5. OFFICERS**

6.5.1 There shall be a Chair, 1st Vice Chair, 2nd Vice Chair, a Secretary, and a Treasurer, elected at the first meeting.

6.5.2 In the event of a vacancy in the office of Chair, the 1st Vice Chair selected by the Interim State Committee shall succeed as the Interim State Committee's Chair.

6.5.3 In the event of a vacancy in the office of 1st Vice Chair, the 2nd Vice Chair shall succeed as the Interim State Committee's 1st Vice Chair. A new 2nd Vice Chair shall be elected per 6.6.

6.6 **VACANCIES.** Vacancies on the Interim State Committee shall be filled by a majority vote of the Interim State Committee in a manner determined solely by the Interim State Committee.

6.7. **TERMS OF OFFICE.** The terms of all officers shall expire upon the election of their successors.

6.8. **PROCEDURAL MATTERS.** The Interim State Committee shall be governed by the rules set forth for the governance of the State Committee and State Executive Committee in Articles 7 and 8.

6.9. **NOMINATIONS.** Nominations of all officers elected in State Conventions shall be from the floor, no nominating committee being permitted. Nomination of officers elected by the State Committee shall be from the floor in Committee meetings. Members may nominate themselves, but all nominations must be seconded.

6.10. **QUORUM.** A quorum for all Interim State Committee decisions shall consist of a majority of Interim State Committee members.

## **Article 7. State Committee**

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

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

7.3. **REPRESENTATION.** Each Judicial District shall be entitled to two voting members on the State Committee, plus one additional voting member for every four-hundred active enrolled Libertarians in the district, up to a maximum of five (5) members, and one additional voting member for every four thousand votes for the most recent Libertarian Gubernatorial candidate in the district, up to a maximum of five (5) members. Therefore, the maximum number of State Committee members from a Judicial District shall be twelve (12) voting members.

7.4. **ELECTIONS.** Members of the State Committee shall be elected by enrolled Libertarians at the primary elections in even numbered years. Members must reside in the Judicial District that they represent and shall be elected At Large within that Judicial District.

#### 7.5. **OFFICERS**

7.5.1. The State Committee shall elect a Chair, a 1st Vice Chair, a 2nd Vice Chair, a Secretary, and a Treasurer at their first meeting. All officers shall be considered ex-officio members of the State Committee.

7.5.1.1 On all elections for officers of the Libertarian Party, the choice of “None of the Above” (NOTA) is automatically recognized as included and valid. This option is to be explicitly mentioned as valid when listing the candidates for the election. If NOTA receives a majority of the votes, there will be new nominations and a new election, in which all of the candidates who were out-pollied by NOTA are ineligible. On ballots with the ability to vote for two or more candidates, where one or more candidates are supported, the designation of NOTA on the ballot will be ignored.

7.6. **VACANCIES.** If a vacancy occurs on the Executive Committee or the State Committee, the position shall be filled in accordance with this section. Vacancies occur by death, resignation, relocation, or change of party enrollment to a choice other than Libertarian.

7.6.1. **CHAIR.** Should a vacancy exist in the office of Chair, the 1st Vice Chair shall serve as the Chair for the remainder of the term. If the 1st Vice Chair declines to succeed into the office of Chair, the 2nd Vice Chair shall serve as the Chair for the remainder of the term. If the 2nd Vice Chair declines to succeed into the office of Chair, the State Committee shall elect a new Chair at its next meeting and the 1st Vice Chair shall serve as Acting Chair until the new Chair is elected.

7.6.2. **1ST VICE CHAIR.** Should a vacancy exist in the office of 1st Vice Chair, the 2nd Vice Chair shall serve as the 1st Vice Chair for the remainder of the term.

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

7.6.4. **AT-LARGE EXECUTIVE COMMITTEE MEMBERS.** Should a vacancy exist in an At-Large Executive Committee Member position, the position shall be vacant until filled by a majority vote of the State Committee at their next scheduled meeting.

7.6.5. **STATE COMMITTEE MEMBER.** Should a vacancy exist on the State Committee, the position shall be vacant until filled by a majority vote of the State Committee.

7.7. **TERM.** All State Committee members shall serve until the next primary election in even numbered years and the required organizational meeting of the newly elected State Committee members has concluded. State Committee members who move their residence out of their Judicial District but within the State of New York may keep their offices until the end of their term.

**7.8. SUSPENSION AND TERMINATION OF MEMBERSHIP.** A member or officer of the State Committee may be removed from the State Committee by a two-thirds (2/3) vote of the State Committee for disloyalty to the party or corruption in office, after notice and hearing upon written charges, to be heard by the State Committee.

**7.9. QUALIFICATIONS FOR STATE COMMITTEE MEMBERSHIP.** Each member of the State Committee shall be an enrolled member of the Libertarian Party residing within the jurisdiction from which such member is elected.

**7.10. MEETINGS.**

**7.10.1 ORGANIZATIONAL MEETING.**

7.10.1.1 The first meeting of each newly elected State Committee must be held in person, excepting *force majeure*.

7.10.1.2 The current Chair shall call the meeting to order.

7.10.1.3 The order of business shall be as follows:

- (a) Call to order.
- (b) Appointment of Parliamentarian.
- (c) Filling of vacancies in the State Committee in accordance with Article 7.6.5.
- (d) Adoption of rules.
- (e) Adoption of special rules of order for the organizational meeting.
- (f) Election of the officers and five Members At-Large of the Executive Committee.

**7.10.2 OTHER MEETINGS.** The State Committee shall meet in person or by teleconference at least quarterly, with two (2) meetings to be held in person per year, excepting *force majeure*. In even numbered years, an early convention to nominate statewide candidates, and an in-person organizational meeting in September fulfill the in-person meeting requirement. Meetings held in person must be held within the State of New York.

**7.11. NOTIFICATION**

7.11.1. Meetings of the state committee shall be called by one of the following:

7.11.1.1. The Chair.

7.11.1.2. Vote of the Executive Committee.

7.11.1.3. A request in writing signed by one third (1/3) of the State Committee members, given to the Chair or Secretary.

7.11.2 Five calendar days notice shall be given. A waiver of notice whether signed before or after a meeting, or attendance without protesting a lack of notice, shall preclude any objection on this ground.

**7.12. QUORUM.** A quorum for all State Committee decisions shall consist of a majority of State Committee members.

## **Article 8. Executive Committee**

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

8.2. **MEMBERS OF THE EXECUTIVE COMMITTEE.** The Executive Committee shall consist of the officers of the State Committee as defined in 7.5 and five (5) members At Large elected by the State Committee at the first meeting of each newly elected State Committee. There shall be no more than one (1) member At Large from a single Judicial District. Within three days after election a certificate stating the names and post office addresses of such officers shall be provided as provided by law.

8.3. **PRESIDING OFFICER.** The Chair shall be the Presiding Officer for the purpose of signing and filing documents as provided by law.

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

8.5. **VOTING.** Each member of the Executive Committee shall have one vote. There shall be no proxy voting. Voting on any issue before the Executive Committee may be conducted through electronic means or written ballot.

8.6. **QUORUM.** Quorum at meetings of the Executive Committee shall consist of a majority of the members of the Executive Committee. A quorum for online voting or for special meetings called shall consist of two thirds (2/3) of the Executive Committee members.

### **8.7. MAIL BALLOTING**

8.7.1. The Executive Committee may conduct mail balloting via the internet. The wording of a motion to be approved by internet balloting shall be vetted online for seventy-two (72) hours before being submitted to a vote to ensure that it is phrased in a concise, unambiguous, and complete form appropriate to its purpose.

8.7.2. Committee members will be made aware of such polls through email notices.

8.7.3. Motions made by Internet poll must be seconded within twenty-four (24) hours.

8.7.4. All polls will close exactly seven days after the Chair restates the motion. Committee members can change their votes any time during the seven-day voting period.

8.7.5. Motions to spend money may be for any dollar amount.

8.7.6. An Internet poll motion shall carry if it receives a total number of votes equivalent to a quorum of the Executive Committee, and passes with a majority of those votes.

## **Article 9. County Affiliates**

**9.1. GENERAL PROVISIONS.** No more than one (1) County Affiliate shall be recognized by and affiliated with the Libertarian Party. The Affiliate will officially represent the registered voters enrolled in the Libertarian Party in the county and shall exercise all of the powers of the County Committees as set forth herein and not prohibited by applicable law. The County Affiliate shall be organized around one of three structures:

- A) Interim County Organization
- B) County Organization, or
- C) County Committee

### **9.2 INTERIM COUNTY ORGANIZATION**

**9.2.1 FORMATION.** An Interim County Organization is an organization that has been formed or will be formed in counties having met the requirements stated in Article 9.2.2 and subsequently affiliated with the Interim State Committee of the Libertarian Party by a majority vote of the Interim State Committee.

#### **9.2.2. CRITERIA**

9.2.2.1. An interim County Organizations may be affiliated in any county in which when nine (9) members, as defined in Article 5, meet at a convention to approve county rules and elect officers.

9.2.2.2. Upon a majority vote of the Interim State Committee, the group that met the criteria shall Become an affiliated Interim County Organization.

**9.2.3 MEMBERS.** Voting members of the affiliated Interim County Organizations shall be those persons who are members of the Libertarian Party as defined in Article 5 present at a given meeting of the affiliated Interim County Organization.

**9.2.4 OFFICERS.** Each affiliated Interim County Organization shall elect a Chair, a Vice Chair, a Secretary, and a Treasurer.

#### **9.2.5 VACANCIES**

9.2.5.1 In the event of a vacancy in the office of Chair, the Vice Chair shall succeed as the Chair of the Interim County Organization. and shall remain until the end of the term.

9.2.5.2 All other officer vacancies shall be filled by a majority vote in a manner determined solely by the Interim County Organization.

**9.2.6 REMOVAL OF AFFILIATION.** The Interim State Committee shall monitor the qualifications and actions of the affiliated Interim County Organizations and may, after a hearing, suspend and remove its affiliation by a two-thirds (2/3) vote.

#### **9.2.7 END OF INTERIM COUNTY ORGANIZATIONS.**

9.2.7.1. No Interim County Organization shall be formed after June 23, 2020.

9.2.7.2. Interim County Organizations shall become County Organizations on June 24, 2020. In those counties where an insufficient number of Election District delegates were elected at primary, or where no election district delegates to the County Committee were elected at primary, the County Organization shall hold a convention on or before December 31, 2020 to adopt Rules and elect officers and meet the requirements set forth in Articles 9.4.2 and 9.4.3 in these rules for the formation of a County Organization, otherwise they shall cease to exist on January 1, 2021. A quorum of the Executive Committee shall certify by a majority vote that such requirements have been met.

### **9.3 County Organizations**

9.3.1 After June 23, 2020, in any county where an insufficient number of Election District delegates were elected to form a County Committee, a County Organization may be formed and affiliated in those counties when nine (9) residents of the county who are registered to vote and are enrolled in the Libertarian Party meet at a convention to adopt county rules consistent with Article 9.3 and elect officers.

9.3.2 Upon a majority vote of the Executive Committee of the State Committee, the group that met the criteria in Article 9.4 shall become an affiliated County Organization.

9.4 **AFFILIATION CRITERIA.** To qualify to be an affiliated County Organization, a County Organization must provide documentation to the Executive Committee of the following:

9.4.1. A convention held comprising at least nine (9) county residents registered to vote who are enrolled in the Libertarian Party, at which county rules consistent with these Rules were adopted and the county officers and any Election District delegates were elected.

9.4.2. An election of officers elected through single non-transferable votes and a provision in their rules to hold a convention or special meeting to elect officers no less than once every two years.

9.4.3. A provision in the county rules for membership meetings to be held no less often than once per quarter, open to all county members and announced as provided in Article 7.11 of these rules.

9.5. Rules Governing County Organizations.

9.5.1. **MEMBERS.** Voting members of the County Organizations shall be members of the Libertarian Party as defined in Article 5, who are appointed Election District delegates under Article 9.5.5 and are present at a given meeting of the affiliated County Organization. Officers are voting members of the County Organization by virtue of their office, but no individual may cast more than one vote.

9.5.2. **OFFICERS.** Each County Organization shall elect a Chair, a Vice Chair, a Secretary, and a Treasurer.



### 9.5.3 VACANCIES

9.5.3.1 In the event of a vacancy in the office of Chair, the Vice Chair shall succeed as the Chair of the County Organization.

9.5.3.2 All other vacancies on the County Organization shall be filled by a majority vote of the County Organization in a manner determined solely by the County Organization.

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

9.5.5. **ELECTION DISTRICT DELEGATES.** The County Organization shall appoint no more than two (2) enrolled members of the Libertarian Party to represent each Election District in their county. Any enrolled member of the Libertarian Party shall be appointed as an Election District delegate as long as there is a vacancy. An election shall be held if there are more candidates than Election District delegate positions. County Organizations shall determine the manner in which Election District delegates are elected and are not subject to Election Law 2-104.

### 9.5.6 REMOVAL OF COUNTY ORGANIZATION OFFICERS AND AFFILIATION

9.5.6.1 The State Executive Committee shall monitor the qualifications and actions of the affiliated County Organizations and their officers. With a two-thirds (2/3) vote, the State Executive Committee may request a hearing be held by the State Committee for the purpose of removing an offending officer and/or the revocation of affiliation of the County Organization.

9.5.6.2. Upon review of the request for a hearing, a majority vote of the State Committee shall be required to approve a hearing.

9.5.6.3 Following a hearing as approved in Article 9.4.3.2, a two-thirds (2/3) vote of the State Committee is required to remove a county officer or revoke a county affiliation.

#### 9.5.6.4. GROUNDS FOR REMOVAL

9.5.6.4.1. In general, disloyalty to the party and corruption in office are grounds for removal of any officer of a County Affiliate. The following are some specific grounds upon which a hearing should be called, and if substantiated, are grounds for removal of the officer or officers involved:

- (a) The failure to pursue the appointment of Libertarian Election District Delegates to the County Organization
- (b) Failure to appoint an enrolled Libertarian as an Election District Delegate who volunteered for an open position as a member of the County Organization.
- (c) the failure to hold timely meetings open to all voters enrolled in the Libertarian Party.
- (d) the creation, and/or submission of fraudulent documents to anyone, which documents misrepresents the individual's identity, party position, office, or authority,
- (e) using party resources and/or official titles in support of a candidate of another political party if the candidate's cross-endorsement was not approved by the State Committee
- (f) acts of libel or slander
- (g) a refusal to work with or have discussions with other county officers when a political necessity arises per these rules, and any failure to convene under Article 11 occurs.
- (h) a refusal to work with county affiliates within a multi-county election district

## **9.6. County Committees**

9.6.1. When the number of Election District delegates elected at primary is sufficient to meet Election Law requirements, and an organizational meeting is held, the County Affiliate shall be referred to as a Libertarian County Committee. No County Committee shall be recognized unless elected, organized, and constituted in accordance with the Election Law.

9.6.2. County Committee Rules. County Committees shall adopt rules that are consistent with the Rules of the Libertarian Party, and Election Law.

## **Article 10. Delegates to Libertarian National Conventions**

**10.1. AUTHORITY.** The selection of delegates to the Libertarian Party National Convention shall be governed by the rules of the National Libertarian Party, the rules of the Libertarian Party, and the New York State Election Law. The Interim State Committee shall have the authority and decide in a timely manner a process to implement the selection of delegates to the Libertarian National Convention in 2020. The State Committee shall have the authority to determine the manner of the selection of delegates to Libertarian National Conventions thereafter.

**10.2. ELIGIBILITY.** Delegates to Libertarian National Conventions must be enrolled in the Libertarian Party and reside in the State of New York.

**10.3. DISTRIBUTION.** There must be at least one (1) delegate from each New York State Congressional District that will be elected at the spring primary. All remaining delegates are elected At Large by the State Committee. Should no Libertarian Presidential candidate qualify for the spring primary, the State Committee shall have the authority to select all delegates in a manner it determines is appropriate.

## **Article 11. Nominations for Public Office**

### **11.1. STATEWIDE CANDIDATES.**

11.1.1. Candidates for statewide office shall be nominated in a convention open to all State Committee members.

11.1.2. When multiple candidates are vying for nomination for a single position, voting shall continue in the usual manner until one individual receives a majority of the votes cast. Subsequently, a runoff vote of that candidate versus "None of the Above" shall be held.

11.1.3. It shall take a majority of those voting to nominate.

11.1.4. Any candidate receiving more than 25% of the vote shall be encouraged to contact the Board of Elections and demand in writing to be placed on the primary ballot as per Election Law 6-104-2. Such demand shall be made not later than seven days after such meeting and may be withdrawn in the same manner within fourteen days after such meeting.”

11.1.5. The Executive Committee of the State Committee shall constitute the committee to fill any vacancy in such designations that may occur after the State Committee has adjourned

11.2. **NEW YORK CITY CANDIDATES.** Nominations for offices in New York City to be filled at an election for all the voters of New York City shall be made by two-thirds (2/3) vote at a convention of all Libertarian Party members as defined in Article 5 who either reside in New York City or are members of one of the New York City Interim County Organizations, unless such a convention passes by two-thirds (2/3) an enabling resolution authorizing some person or group other than such convention to make such nominations on behalf of the party.

11.3. **CANDIDATES IN UNORGANIZED COUNTIES.** All nominations for public office where the geographic boundaries for such office lie wholly within a county or counties in which there is no Interim County Organization shall be made by the Interim State Committee.

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

11.5. **DISTRICT NOMINATIONS WITHIN ORGANIZED COUNTIES.** Where the geographic boundary of a public office is contained entirely within the boundary of a single County Organization, or only crossing into a single Interim County Organization, nominations shall be made by the affected Interim County Organization, making such nomination in compliance with these rules and, if they don't conflict, according to their own rules.

11.6. **CANDIDATES IN MULTI-COUNTY DISTRICTS WITH ORGANIZED INTERIM COUNTY ORGANIZATIONS.** Where the geographic boundary of a public office other than statewide or New York City-wide cross into counties where there is more than one Interim County Organization in existence, then nominations shall be made by the affected Interim County Organizations at a joint meeting, in accordance with their joint rules.

11.7. **CERTIFICATES OF NOMINATION.** The authority to issue certificates of nomination in 2019 is reserved by and for the Interim State Committee. That authority may not be transferred. The Interim State Committee shall issue certificates of nomination for all duly nominated candidates in 2019 within 15 days of receipt of the nomination by the Interim State Committee.

11.8. **CANDIDATE QUALIFICATIONS.** Libertarian Party candidates will be limited to those people who are enrolled members of the Libertarian Party except as provided in 13.2.4.

11.9. **STATEWIDE CANDIDATES.** The nomination, designation, and/or authorization of candidates for any office to be filled by the voters of the entire state shall be made by the State Committee. Vacancies of such candidates shall be filled according to the Election Law.

11.10. **SPECIAL ELECTIONS.** Article 13.1 shall govern special elections in any political subdivision, save for the term “interim” throughout. Any vacancy in such nominations shall be filled by the making and a filing of a certificate issued by the state committee.

11.11. **NON-LIBERTARIAN CANDIDATES.** Any nomination made by the Libertarian Party in any political subdivision in New York State whose recipient is not a member of the Libertarian Party will be subject to the approval of a majority of a quorum of the Interim State Committee and subsequent Executive Committee as provided by the Election Law.

11.12. **ISSUANCE OF WILSON PAKULA FORMS.** After the Non-Libertarian candidate has been approved by a majority of a quorum of the (interim) state committee and the executive committee, as required by 13.2.4 of these rules, the needed Wilson Pakula form or its legal equivalent is to be issued by the (interim) state committee.

## **Article 12. Party Funds in Primary Elections**

Section 2-126 of the Election Law precludes political party committees from spending funds for a candidate in a contested primary election. The Libertarian Party and Affiliated County Organizations are prohibited from expending funds in this manner.

## **Article 13. Platform**

Considerations of any proposed platform amendment shall be as follows:

**13.1.** Each plank of the proposed platform shall be considered separately by the State Committee and must be approved by a two-thirds (2/3) vote of the State Committee.

**13.2.** All those planks which have been approved individually and only such planks shall then constitute the proposed platform which shall take effect as the Libertarian Party platform when approved as a whole, by two-thirds (2/3) vote of the State Committee.

## **Article 14. Resolutions**

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

## **Article 15. Loans**

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

## **Article 16. Parliamentary Authority**

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

## **Article 17. Amendments**

These rules may be amended by a majority vote of the State Committee.

## **Article 18. Exclusivity**

**18.1.** These rules shall be the exclusive rules of the State Committee of the Libertarian Party.

**18.2.** These rules supersede and replace any document previously filed by the Party, and shall remain in effect until such time that the State Committee of the Libertarian Party adopts new or amended Rules and files such Rules with the New York State Board of Elections. No other rules shall be effective unless approved in writing by the Interim State Committee or subsequent State Committee.

## **Article 19. Severability**

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

# **Exhibit A**

## **Interim State Committee Members**

<b><u>Name</u></b>	<b><u>Residence or Post Office Address</u></b>
Mark Potwora	209 Grandview Avenue, Batavia N.Y. 14020
Duane Whitmer	5086 East Lane, Lake View, N.Y. 14085
Lora Newell	115 Staleyville Road, Sharon Springs, N.Y. 13459
Fred Cole Jr.	1017 Roberta Road, Schenectady, N.Y. 12303
Ilya Schwartzburg	510 W. 110th Street, New York, N.Y. 10025
Andrew Kolstee	35 Fairfield Ave, Jamestown N.Y. 14701
Jeffrey Motta	60 White Oak Street, Apt. 3G, New Rochelle, N.Y. 10801
Michael Arcati	6796 Exeter Street, Forest Hills, N.Y. 11375
Michael McDermott	7 Strathmore Way, Unit 4, Melville, N.Y. 11747
Richard Bell	38 Belmont Avenue, Staten Island, N.Y. 10310
James Harris	P.O. Box 740, East Northport, N.Y. 11731
Todd Haggerty	16 Hillcrest Road, Latham, N.Y. 12110
Stephen Minogue	309 Stonewood Lane. Baldwinsville, N.Y. 13027
Steven Becker	418 Helendale Road, Rochester, N.Y. 14609
Gary Popkin	849 President Street, Brooklyn, N.Y. 11215
Mark Glogowski	1498 Lake Road, P.O. Box 98, Hamlin, N.Y. 14464
W. Cody Anderson	236 Bashford Road, Valatie, N.Y. 12184
Milva Dordal	4811 Makyas Road, Syracuse, N.Y. 13215
Andrew Hollister	420 N. Lemoyne Avenue, Rochester, N.Y. 14612
Tucker Coburn	195 Clarkson Ave, Apt. 2C, Brooklyn, N.Y. 11226
Anthony D'Orazio	122 West Filbert Street, East Rochester, N.Y. 14445

# Exhibit B

## Elected Officers of the Interim State Committee

<u>Name</u>	<u>Position</u>	<u>Residence or Post Office Address</u>
Anthony D’Orazio	Chair	122 West Filbert Street, East Rochester, N.Y. 14445
Tucker Coburn	1 <sup>st</sup> Vice Chair	195 Clarkson Ave, Apt. 2C, Brooklyn, N.Y. 11226
Stephen Minogue	2 <sup>nd</sup> Vice Chair	309 Stonewood Lane, Baldwinsville, N.Y. 13027
Lora Newell	Treasurer	115 Staleyville Road, Sharon Springs, N.Y. 13459
Fred Cole Jr.	Secretary	1017 Roberta Road, Schenectady, N.Y. 12303