

# **Libertarian Party of California 2018 Bylaws Committee Report**



**Submitted:  
February 17, 2018**

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# 2017 Bylaws Committee Report

Submitted February 17, 2018

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**Elected by the Executive Committee on June 11, 2017 per the LPC Bylaws**

**Committee Chair:** Kenneth Olsen

**Members:**

Mimi Robson, Secretary

José Castañeda

Robert Imhoff (*resigned on February 10, 2018*)

Boomer Shannon (*removed by Executive Committee on December 10, 2017*)

Jennifer Imhoff (*elected by Executive Committee on December 10, 2017*)

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## Bylaws Committee

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### Committee Purpose

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#### **Bylaw 15: Committees**

##### ***Section 2: Bylaws Committee***

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

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### Executive Overview

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In the initial meeting of the Bylaws Committee it was discussed and decided that this committee would take recommendations from the State's Central Committee Members in developing the recommendations to be presented at the 2018 State Convention.

Proposals submitted to the Secretary at the 2017 State Convention that were not presented from the floor due to time constraints were the first amendments considered for inclusion in the final report. In addition the Committee held two meetings which all Central Committee Members were invited to attend and created an email where proposed amendments could be sent to the committee for consideration.

From the above referenced input, the Bylaws Committee has voted to present 12 Bylaw revisions and the deletion of 3 Bylaws as they are no longer relevant.

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### Meeting History

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- 08/12/2017 Online Meeting via Google Hangouts
- 09/15/2017 Online Meeting via Google Hangouts
- 11/11/2017 820 W Lacey Blvd., Hanford, CA
- 12/09/2017 110 West Fremont Street, Stockton, CA
- 01/27/2018 Online Meeting via Zoom Meeting
- 02/10/2018 Online Meeting via Zoom Meeting

### Style and Changes Guide

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~~Strikethrough Red Text~~ - Text will be removed

**Bold Underline Green Text** - New text will be added

## **I. Recommendation: Area Coordinators**

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### Background

Currently the state is divided into two regions, the Northern Region and the Southern Region with two Vice-Chair positions (Northern Vice-Chair and Southern Vice-Chair) which are responsible for organizing the counties in their respective regions. At the 2017 Convention a motion was presented from the floor by Kenneth Brent Olsen to amend the Bylaws to create an additional Vice-Chair position (Central Vice-Chair) and divide the state into three regions. Debate ensued and a Substitute Motion was made to refer the proposal back to the Bylaws Committee for further consideration as this Bylaw Amendment would affect several portions of the Bylaws. The Substitute Motion passed therefore the current Bylaws Committee was tasked with preparing a proposal to be included in the Bylaws Report that will be presented to the Voting Delegates at the 2018 Convention.

### Reason

California is comprised of 58 counties and in the current configuration each Vice-Chair position is responsible for organizing and developing county affiliates in their respective regions. The Southern Vice-Chair is responsible for 10 counties while the Northern Vice-Chair is responsible for 48 counties which cover several 100 miles. Because of the large number of counties and the amount of area that each region covers it makes it very difficult for each of the Vice-Chairs.

Several options were investigated with included a proposal splitting the state into three areas and a proposal for splitting the state into five different areas.

After looking carefully at several different options, as well as soliciting input by all Central Committee Members via email, the Bylaws Committee determined that adding an additional Officer position and the total number of the Executive Committee to 16 didn't make sense (as it presented the possibility for tied votes). Therefore it was determined that the best option would be to delete the Northern and Southern Vice-Chair positions and instead create a single Vice-Chair which would have the traditional role of acting as an assistant to the Chair and taking over the responsibilities of the Chair if for any reason the Chair cannot fulfill their role. Three new positions would be created and would be Area Coordinators for the three areas of California; the Northern, Central and Southern areas. It was also determined that the total number of the Executive Committee should remain as 15 members so this proposal will also eliminate two At-Large Representative Positions.

### Impact

This proposal will insure that the state will be better able to help and serve each county affiliate in terms of organizing and becoming affiliated with the state party.

## Proposed Amendment

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The Bylaws Committee voted to recommend a yes vote on this proposal with the following motion:

Robert Imhoff moved with second to vote yes to either the 3 or 5 region proposal. The vote was 4 in favor of 3 regions (Olsen, Robson, J. Imhoff and R. Imhoff) 1 vote in favor of the 5 region proposal (Castañeda) 1/27/17

### Bylaw 9: County Organizations

#### *Section 4*

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

### Bylaw 10: Officers

#### *Section 1*

The Party officers shall consist of a Chair, a Vice-Chair, ~~a Northern Vice-Chair, a Southern Vice-Chair~~, a Secretary, and a Treasurer. All of these officers shall be elected for two-year terms, beginning in odd-numbered years at an annual convention of the State Central Committee of the Party, by attending delegates, and shall take office immediately upon the close of such convention.

~~Only delegates from a specific region may vote for candidates for Vice-Chair of that region.~~

#### *Section 4*

The Vice-Chairs shall act as an assistants to the Chair, performing such duties as the Chair shall prescribe, shall perform the duties of the Chair in the event that the Chair is, for any reason, unable to perform the duties of the office. ~~The Northern Vice-Chair shall reside in the northern half of the state, and the Southern Vice-Chair shall reside in the southern half of the state, (with the state divided at the northern boundaries of San Luis Obispo, Kern, and San Bernardino counties). Each Vice-Chair shall be responsible for coordinating activities in their respective halves of the state.~~

### Bylaw 12: Executive Committee

#### *Section 1*

The Executive Committee shall be responsible for the control and management of all of the affairs, properties and funds of the Party consistent with these Bylaws, and any resolutions which may be adopted in convention. The Executive

Committee may endorse any registered Libertarian candidate for public office, or it may rescind its endorsement of any candidate for public office.

The Executive Committee of the Party shall be composed of the following members of the State Central Committee:

- A. The ~~five~~ four elected officers of the Party;
- B. Three Area Coordinators. The Northern Area Coordinator shall be affiliated in a county in the northern area of the state, the Southern Area Coordinator shall be affiliated in a county in the southern area of the state, and the Central Area Coordinator shall be affiliated in a county in the central area of the state (with the state divided as follows: The southern area shall be the 6 southern counties which end at Los Angeles and San Bernardino Counties; the central area shall be the 21 counties which begin north of the southern boundary and extend to the northern boundaries of Santa Cruz, San Benito, Stanislaus, San Joaquin, Amador and Alpine counties; and the northern area shall be the 31 counties that begin north of the central boundaries). Each Area Coordinator shall be responsible for coordinating activities in their respective area of the state elected for two-year terms.
- C. ~~Ten~~ Eight at-large members, ~~five~~ four elected for two-year terms at each convention; and
- D. Two alternates, each elected for one-year terms. There will be free substitution of alternates in ranked order at the Executive Committee Meetings.

## CONVENTION RULES

### Rule 5: Agenda

- E. Elections, in the following order:
  1. In odd-numbered years, Party officers and Area Coordinators, and in even-numbered years to fill the unexpired terms of vacated Party officers or Area Coordinators;

### Rule 12: Election of Party Officers

#### *Section 1*

Delegates shall nominate and elect Party officers in the following order: Chair, ~~Northern Vice-Chair, Southern Vice-Chair~~, Vice-Chair, Secretary, and Treasurer.

#### *Section 3*

~~For the offices of Vice-Chair, delegates from each office's respective regions shall give the nominating and seconding speeches.~~

**Add Rule 13 and renumber:**

**Rule 13: Election of Area Coordinators**

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

**Elections will be conducted using Instant Runoff Voting (IRV). For each office, to be elected to the office, a candidate shall receive a majority vote of all of the ballots cast. Delegates from each office's respective regions may rank their candidate choices on their ballots in order of preference, such as First Choice, Second Choice, Third Choice, and so on. Delegates shall turn in all individual ballots to the Secretary. In cases in which no candidate receives a majority of First Choice votes, the candidate with the least number of votes shall be eliminated and his or her ballots redistributed to the remaining candidates according to the next choice indicated on those ballots and the ballots are recounted. If no candidate yet has a majority of votes, the process of eliminating the candidate with the least number of votes, redistributing according to the next choice on those ballots and then recounting, shall be repeated until one candidate has a majority. Lack of a majority vote for one candidate or a majority vote for "None of the Above" shall cause nominations for that office to be reopened.**

Bylaws as they will read after all amendments: (included for clarity)

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**Bylaw 9: County Organizations**

***Section 4***

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

**Bylaw 10: Officers**

***Section 1***

The Party officers shall consist of a Chair, a Vice-Chair, a Secretary, and a Treasurer. All of these officers shall be elected for two-year terms, beginning in odd-numbered years at an annual convention of the State Central Committee of the Party, by attending delegates, and shall take office immediately upon the close of such convention.

#### ***Section 4***

The Vice-Chair shall act as an assistant to the Chair, performing such duties as the Chair shall prescribe, shall perform the duties of the Chair in the event that the Chair is, for any reason, unable to perform the duties of the office.

### **Bylaw 12: Executive Committee**

#### ***Section 1***

The Executive Committee shall be responsible for the control and management of all of the affairs, properties and funds of the Party consistent with these Bylaws, and any resolutions which may be adopted in convention. The Executive Committee may endorse any registered Libertarian candidate for public office, or it may rescind its endorsement of any candidate for public office.

The Executive Committee of the Party shall be composed of the following members of the State Central Committee:

- A. The four elected officers of the Party;
- B. Three Area Coordinators. The Northern Area Coordinator shall be affiliated in a county in the northern area of the state, the Southern Area Coordinator shall be affiliated in a county in the southern area of the state, and the Central Area Coordinator shall be affiliated in a county in the central area of the state (with the state divided as follows: The southern area shall be the 6 southern counties which end at Los Angeles and San Bernardino Counties; the central area shall be the 21 counties which begin north of the southern boundary and extend to the northern boundaries of Santa Cruz, San Benito, Stanislaus, San Joaquin, Amador and Alpine Counties; and the northern area shall be the 31 counties that begin north of the central boundaries). Each Area Coordinator shall be responsible for coordinating activities in their respective area of the state elected for two-year terms.
- C. Eight at-large members, four elected for two-year terms at each convention; and
- D. Two alternates, each elected for one-year terms. There will be free substitution of alternates in ranked order at the Executive Committee Meetings.

### **CONVENTION RULES**

#### **Rule 5: Agenda**

- E. Elections, in the following order:
  1. In odd-numbered years, Party officers and Area Coordinators, and in even-numbered years to fill the unexpired terms of vacated Party officers or Area Coordinators;

## **Rule 12: Election of Party Officers**

### ***Section 1***

Delegates shall nominate and elect Party officers in the following order: Chair, Vice-Chair, Secretary, and Treasurer.

## **Rule 13: Election of Area Coordinators**

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

Elections will be conducted using Instant Runoff Voting (IRV). For each office, to be elected to the office, a candidate shall receive a majority vote of all of the ballots cast. Delegates from each office's respective regions may rank their candidate choices on their ballots in order of preference, such as First Choice, Second Choice, Third Choice, and so on. Delegates shall turn in all individual ballots to the Secretary. In cases in which no candidate receives a majority of First Choice votes, the candidate with the least number of votes shall be eliminated and his or her ballots redistributed to the remaining candidates according to the next choice indicated on those ballots and the ballots are recounted. If no candidate yet has a majority of votes, the process of eliminating the candidate with the least number of votes, redistributing according to the next choice on those ballots and then recounting, shall be repeated until one candidate has a majority. Lack of a majority vote for one candidate or a majority vote for "None of the Above" shall cause nominations for that office to be reopened.

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February 17, 2018



## II. Recommendation: Parliamentary Authority

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### **No-Debate Item**

#### Reason

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Robert's Rules of Order, Newly Revised (10th ed.) is no longer the most recent version. This amendment would automatically update to the most recent revision of Robert's Rules of Order, to remain current with the latest revisions to the rules of parliamentary authority, without requiring additional bylaw amendments in the future.

#### Impact

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Those not familiar with the current edition of RONR may have to purchase new materials and study changes from the previous edition.

#### Proposed Amendment

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The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 4-0 (Olsen, Robson, R. Imhoff, Castañeda)

### **Bylaw 28: Parliamentary Authority**

**The current edition of** Robert's Rules of Order, Newly Revised (~~10th ed.~~) shall be the parliamentary authority for all matters of procedure not specifically covered by these Bylaws.

### **~~Convention Rule 1: (Delete and Renumber)~~**

#### **~~Rule 1: Parliamentary Authority~~**

~~Robert's Rules of Order, Newly Revised (10th ed.) shall be the parliamentary authority for all matters of procedure not specifically covered by these Convention Rules.~~

### III. Recommendation: Electronic Communications

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#### **No-Debate Item**

##### Reason

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This amendment would update the bylaws to allow for electronic communications and eliminate the outdated fax communications currently contained in the bylaws. This allows for inclusion of the use of current and future forms of electronic communications and would eliminate the need to further update the bylaws with the advancement of electronic communication technology in the future.

##### Impact

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This definition change would allow for additional means of communication as the technology evolves.

##### Proposed Amendment

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The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 3-0 (Olsen, Robson, R. Imhoff)

#### **Bylaw 4: Definitions**

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

## IV. Recommendation: Bylaws Committee

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### Reason

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Currently there is no direction in the Bylaws or Operating Procedures Manual as to how the Bylaws Committee should conduct its business. Also, in the recent past no Bylaws Committee Report was presented at the Convention as the committee was unable to meet the stringent requirement of having its report finalized 70 days prior to the convention.

This amendment would allow for the Bylaws Committee to have a meeting closer to the time of the convention and would require the Bylaws Committee to have a minimum of one meeting in person, which would be open to all Central Committee members. This would allow more involvement and feedback from the Central Committee in the process, including suggestions of bylaw revisions and feedback on suggested amendments being considered by the Bylaws Committee.

### Impact

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With the revision changing the deadline to complete the report to 30 days it will make it more likely that a Bylaws Committee Report is presented at each convention. And requiring a minimum of one physical meeting open to all Central Committee Members will insure complete transparency in the process.

### Proposed Amendment

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The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 3-0 (Olsen, Robson, R. Imhoff)

### **Bylaw 15: Committees**

#### ***Section 2: Bylaws Committee***

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

**The Bylaws Committee shall hold a minimum of one in-person meeting that is open to all Central Committee Members. The Committee Chair shall notify the Secretary a minimum of 30 days prior to this meeting and the Secretary shall publish the meeting information on the Party's Website.**

## V. Recommendation: Platform Committee

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### Reason

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This clears up the bylaw for the establishment of the Platform Committee as it would eliminate the requirement that each County Central Committee **must** send one delegate but would allow them to send one. It would also provide more time for a coordinator to organize and coordinate discussions on amendments to the platform by the committee.

### Impact

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This will give the Platform Committee 60 additional days to form a committee and begin the work of evaluating and modifying the platform.

### Proposed Amendment

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The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 4-0 (Olsen, Robson, R. Imhoff, Castañeda)

### **Bylaw 15: Committees**

#### ***Section 3 Platform Committee***

The Platform Committee shall consist of a coordinator and **up to** one delegate from each County Central Committee. A coordinator shall be appointed by the Executive Committee at least **thirty ninety** days before each convention. The county delegates shall be selected ~~at least thirty days prior to the convention~~ in such a manner as each County Central Committee shall provide.

## VI. Recommendation: Membership Term

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### **No-Debate Item**

#### Reason

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Under the current bylaws only a one year or lifetime option is available however the party has been offering multiple year memberships for quite some time; therefore we have been in violation of our Bylaws and that needs to be corrected.

#### Impact

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There would be no impact as we have already been offering multiple year members which have led to greater membership retention.

#### Proposed Amendment

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The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 4-0 (Olsen, Robson, R. Imhoff, J. Imhoff)

### **Bylaw 7: Dues Sharing**

#### ***Section 4: Duration of Membership***

Annual membership dues are good from the date the collecting organization receives the **dues payment** ~~donation~~, or from the date of payment to an online payment service, until the **end last day** of that month ~~one year later~~ **at the end of the membership term**. ~~Annual membership can be renewed for no more than one year from the end of the month in which the dues are collected.~~

## VII. Recommendation: Election of Party Officers Proposal

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### Reason

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Currently the Bylaws require voting by county delegations; however this is no longer relevant as we now allow all Central Committee Members to be voting delegates at the convention.

In addition, it has been common practice that a motion to Suspend the Rules to allow a voice vote when there is only one candidate for a given position so there seems to be no reason to require suspension of a rule that is no longer followed.

### Impact

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There would be little to no impact as we no longer cast votes by county and typically votes are cast as voice votes when only one candidate is running.

### Proposed Amendment

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The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 3-0 (Olsen, Robson, R. Imhoff)

### **Rule 12: Election of Party Officers**

#### ***Section 2***

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

Elections will be conducted using Instant Runoff Voting (IRV). For each office, to be elected to the office, a candidate shall receive a majority vote of all of the ballots cast. Delegates may rank their candidate choices on their ballots in order of preference, such as First Choice, Second Choice, Third Choice, and so on. Delegates shall turn in all individual ballots to the Secretary, ~~along with county tabulations of First Choice votes~~. In cases in which no candidate receives a majority of First Choice votes, the candidate with the least number of votes shall be eliminated and his or her ballots redistributed to the remaining candidates according to the next choice indicated on those ballots and the ballots are recounted. If no candidate yet has a majority of votes, the process of eliminating the candidate with the least number of votes, redistributing according to the next choice on those ballots and then recounting, shall be repeated until one candidate has a majority. Lack of a majority vote for one candidate or a majority vote for "None of the Above" shall cause nominations for that office to be reopened.

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

## VIII. Recommendation: Bylaw Amendments

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### Reason

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In the past, many Bylaws Amendments made from the floor were not considered or failed due to delegates leaving the floor, making it difficult to get a two-thirds vote of all registered delegates. This amendment doesn't change the two-thirds vote requirement but only requires two-thirds of the delegates on the floor.

### Impact

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This Amendment decreases the chance of losing quorum during the convention therefore making it more likely to complete party business as specified in the Bylaws.

### Proposed Amendment

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The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 3-0 (Olsen, Robson, R. Imhoff)

### **Bylaw 26: Amendment of Bylaws**

Except as indicated in a particular Bylaw, these Bylaws may be amended by a majority vote of all the registered delegates at a convention with previous notice. Bylaws changes proposed from the convention floor without prior notice, or substantive, non-technical amendments made to the Bylaws Committee Report by the Bylaws Committee subsequent to the report adoption deadline, shall require a two-thirds vote of **those voting, but no less than a majority of** registered delegates to pass.

## **IX. Recommendation: Registration of Convention Delegates**

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### Reason

Currently delegates register at the start of the convention and specify which days they plan on attending, however often times things come up such that delegates that stated they would be in attendance both days don't show up on the second day or they do show up but only checked the box for one day. Due to this issue additional time must be spent each morning determining the number of voting delegates for that day's credentials report.

### Impact

This will make tallying the registered delegates more efficient and increase accuracy of quorum count to allow the transaction of business in a more efficient manner.

### Proposed Amendment

The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 4-0 (Olsen, Robson, R. Imhoff, J. Imhoff)

### **Rule 3: Registration of Delegates**

#### ***Section 3***

Delegates shall ~~signify the effective days of their registrations~~ **register each day of the convention.** Each day's quorum shall be a simple majority of those delegates registered for that day.

## **X. Recommendation: Election of At-Large Members**

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### Reason

In the past, a motion to Suspend the Rules has been made to allow nominees for At-Large positions to speak to their nomination. This amendment would reduce the amount of time each at-large executive committee member candidate's nomination speech is by one minute, but would also give the candidate two minutes to speak on their own behalf.

### Impact

It adds an additional minute of speaking time per nomination but allows the candidate to speak to their nomination.

### Proposed Amendment

The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 3-0 (Olsen, Robson, R. Imhoff)

### **Rule 13: Election of At-Large Executive Committee Members**

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

## **XI. Recommendation: Write-in Votes for Partisan Office**

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### Reason

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Although this may have been an issue in the past it is no longer relevant as the State of California no longer has direct partisan primaries.

This amendment would streamline the bylaws and make them more practical by removing a bylaw that does not conform to California election laws and which is not allowable in practice.

### Impact

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None

### Proposed Deletion (Delete and Renumber)

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The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 3-0 (Olsen, Robson, R. Imhoff)

### **Bylaw 18: Write-In Votes for Partisan Office**

~~A person seeking the Party nomination for a partisan office by write-in votes in the direct primary election shall be deemed nominated and shall have his or her name printed on the general election ballot as Libertarian Party nominee if both of the following conditions are met:~~

- ~~A. He or she receives more votes than anyone else for the Libertarian Party's nomination for that office, and~~
- ~~B. He or she receives a total number of votes in the Libertarian Party direct primary election for that office equal to the number of signatures that he or she would have needed in order to have qualified to appear on the Party's primary ballot per the California Elections Code, Sec. 8062.~~

~~This Bylaw shall supersede the California Elections Code, Sec. 8605, for Libertarian Party direct primary nominations by write-in votes.~~

## **XII. Recommendation: Nomination for Partisan Public Office**

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### Reason

Although this may have been an issue in the past it is no longer relevant as the State of California no longer has direct partisan primaries.

This amendment would streamline the bylaws and make them more practical by removing a bylaw that does not conform to California election laws and which is not allowable in practice.

### Impact

None

### Proposed Deletion (Delete and Renumber)

---

The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 3-0 (Olsen, Robson, R. Imhoff)

### **~~Bylaw 22: Nomination for Partisan Public Office~~**

#### **~~Section 1~~**

~~Unless otherwise necessitated by the laws of the state of California, or by decision of the Executive Committee, nominations for partisan office shall be made by statewide nominating convention and by district caucus.~~

~~A. Nomination for statewide office shall be made by a statewide nominating convention.~~

~~B. Nomination for U.S. House of Representatives, California State Legislature, and California State Board of Equalization shall be made by district caucus.~~

#### **~~Section 2~~**

~~The Executive Committee shall set the date of the statewide nominating convention. The convention shall be governed by Bylaw 19, Sections 2 and 4, and by Bylaw 28. Unless a statewide nominating convention is held at the regular state convention, no other business shall be conducted at the statewide nominating convention.~~

#### **~~Section 3~~**

~~The Executive Committee shall be responsible for determining which county Party organizations shall be responsible for organizing the caucus nominations for particular House of Representatives, State Legislature, and Board of Equalization seats.~~

#### **~~Section 4~~**

~~The Executive Committee shall set the dates of the district caucuses. County organizations shall be responsible for preparing their own rules governing~~

~~nominations for House of Representatives, State Legislature, and Board of Equalization seats, but such rules shall provide for advance notice of at least thirty days to all County Central Committee members in the districts of the time and place of their nominating caucuses.~~

***Section 5***

~~The Chair shall forward a list of all candidates nominated in convention and caucuses to the Secretary of State no later than thirty days after the convention or caucuses.~~

***Section 6***

~~In the event the Party is legally required to participate in primary elections, only Party members shall be eligible to vote in the primary.~~

### **XIII. Recommendation: National Committee Regional Representative**

#### Reason

Although historically there has been greater representation of California to the LNC, currently California is allowed one representative. This amendment would allow for the delegates at the state convention to elect whatever number is allowable to represent California to the LNC, per the LNC rules.

#### Impact

None

#### Proposed Amendment

The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 3-0 (Olsen, Robson, R. Imhoff)

#### **Bylaw 17: National Committee Regional Representation**

##### ***Section 2***

Delegates to each Party convention that immediately precedes a national convention shall elect ~~two~~ representatives to the LNC. Those elected representatives shall replace previous representatives and take office as soon as consistent with the LP Bylaws and the provisions of the current LNC Representation Agreement. The Party Secretary shall report the election results to the Chair and Secretary of the LNC without delay.

## **XIV. Recommendation: Executive Committee Electronic Meetings**

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### Reason

Currently mail and email motions are the only means that the Executive Committee has to transact business in between meetings and doesn't allow utilizing newer technologies. This amendment would allow the Executive Committee to more easily and effectively use electronic communications options to conduct their business as well as complete email ballots in a more efficient manner.

### Impact

This amendment would allow for a more productive means of doing business throughout the year rather than only conducting business during the four business meetings each year.

### Proposed Amendment

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The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 3-0 (Olsen, Robson, R. Imhoff)

### **Bylaw 12: Executive Committee**

#### ***Section 4***

The Executive Committee may, ~~without meeting together, transact business by mail by voting on questions submitted by the Secretary at the request of at least two members of the Executive Committee. Unless a secret ballot is requested when the question is moved, which will require either postal mail ballots or technical capabilities beyond standard e-mail, all such votes shall be counted and recorded by the Secretary as Roll Call votes. The Executive Committee will complete voting any time after forty-eight hours from the transmission time of the mail ballot:~~ transact business by email balloting when a motion is moved and seconded via email. All votes shall be counted and recorded by the secretary as roll call votes. E-mail motions will require the same number of votes as motions made at regular meetings. Alternates may vote, but their vote won't be counted unless a corresponding at-large member fails to cast a ballot. Voting will end when the required number of votes is received in favor of or opposed to the motion, or in 120 hours, whichever occurs first. Up until the vote is finalized, a member or alternate may change their vote.

The Executive Committee may also transact business by telephone conference or other electronic communications where the members can meet in real time. In such meetings, the normal rules of the committee apply as to quorums and voting. At least 7 days' notice is required if business is to be transacted in such a fashion.

- ~~A.— If the motion has received Yea votes from two-thirds of the Executive Committee members, or~~
- ~~B.— If the motion has received Nay votes from two-thirds of the Executive Committee members, or~~
- ~~C.— After one hundred twenty hours in all other cases.~~

~~An alternate's vote will not be counted towards the two-thirds requirement unless it is definitely known that a corresponding voting member will not be participating. Members may change their vote up to the close of the voting period. If, at the expiration of the applicable period, a quorum of the Executive Committee has not voted, the measure being voted upon shall be deemed to have failed.~~

The Secretary shall ~~preserve all such votes until the next meeting of the Executive Committee at which meeting the Executive Committee shall order the disposition of such votes.~~ **keep a record of the motions and votes from email and telephone balloting, and make them available in the same fashion as minutes from Executive Committee meetings.**

## **XV. Recommendation: National Convention Alternate Delegates**

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### Reason

The LPC requires that a Central Committee Member be active for 90 days to be a voting delegate at our state convention but only 30 days to be a National Convention Alternate. Changing the requirement to 90 days to be a National Delegate puts the two portions of the Bylaws in agreement and will make it less likely for infiltration of the party at the last minute by out-of-state delegates.

### Impact

Will increase the participation of in-state Delegates to the National Convention and alleviate issues that arise when out-of-state delegates join the state party at the last minute for voting rights with the California Delegation.

### Proposed Amendment

The Bylaws Committee voted to recommend a yes vote on this proposal with a vote of 4-1; 4 in favor (Olsen, Robson, R. Imhoff, J. Imhoff), 1 opposed (Castañeda)

\*note\* Castañeda was in favor of increasing the number to 120 days prior to the National Convention.

### **Bylaw 25: National Convention Alternates**

In the event that duly selected California delegates or alternates are unable to attend or be seated at the national convention for which they were selected, additional alternates may be selected by a two-thirds vote of the California delegates and alternates then registered at the national convention.

- A. Those members seeking additional alternate status under this section shall have been a State Central Committee member at least ~~thirty~~ **ninety** days prior to the national convention.