

RULES, AND REGULATIONS
of the
LIBERTARIAN PARTY of NEW YORK COUNTY
in New York State

The Libertarians in New York County do hereby adopt the rules and regulations following, for the organization and government of the Libertarian Party of New York County, doing business as the Manhattan Libertarian Party.

ARTICLE I
Party Organization

Section 1 – Basic Organization. Until the primary election of 2020, the basic organization of the Libertarian Party of New York County shall consist of the membership defined by and consistent with the Libertarian Party’s Rules filed with the NYS Board of Elections, Article 5, after which time the basic organization of the Libertarian Party of New York County shall consist of the Libertarian electors of each Election District who have duly enrolled as required by law in their respective election districts for the purposes of participation in the primary elections of the Libertarian Party.

Section 2 – Territory. The territory of this organization will encompass the entire County of New York, State of New York.

Section 3 – Purpose of Organization. The County Committee is organized for the purpose of supporting and electing to public office candidates nominated by the Libertarian Party pursuant to law, of engaging in political action for the promotion of principles and policies of the Libertarian Party, and of coordinating the activities of all other Libertarian Party organizations within New York County.

ARTICLE II
County Committee

Section 1 – Authority and Power. The County Committee shall have general authority over the Libertarian Party organization of New York County and every subdivision thereof except where limited by these rules and regulations, by the rules and regulations of the Libertarian Party, or by law. All committees, organizations and other activities of the Libertarian Party within New York County shall be under the jurisdiction of the County Committee and subject to such provisions and regulations as it may prescribe.

Section 2 – Membership. If a County Committee has not been constituted under N.Y. Elec. Law § 2104, the County Committee shall be constituted by every voter registered in New York County who has enrolled in the Libertarian Party as provided by statute. If a County Committee has been constituted under N.Y. Elec. Law § 2104, the County Committee shall be constituted by the Election, biennially in each even numbered year at the first primary election in each such

year, held pursuant to the election law, of two (2) members from each Election District within the county, who shall be residents of the Assembly district containing the Election District from which they are elected except as hereinafter provided in this section. If more than fifty (50), but not more than seventy five (75) Libertarian Party votes were cast for Governor in any Election District in the last preceding Gubernatorial Election, then three (3) County Committee members shall be elected from that district. If more than seventy five (75) Libertarian Party votes were cast in the last preceding Gubernatorial Election then four (4) County Committee members shall be elected from that district. If the boundaries of any Election District have been changed or a new Election District has been created since the last preceding Gubernatorial Election, the Libertarian Party enrollment in such new district(s) shall be used in lieu of the last Gubernatorial Election vote. Each new Election District shall be granted the right to elect two (2) County Committee members and one additional County Committee member for each number of enrolled Libertarians in the new Election District that exceeds the average number of enrolled Libertarians in the other Election Districts by multiples of fifty percent (50%) of the average number of enrolled Libertarians per district, with a maximum of four (4) County Committee members to be elected per Election District.

Section 2.1 Interim Membership. In compliance with Article 5 of the Libertarian Party of New York Rules, Membership for the County Committee shall be open to every voter who has enrolled in the Libertarian Party as provided by statute. Through November 30, 2019, membership in the Libertarian Party of New York County shall also be open to members of the Free Libertarian Party, Inc. who currently are and were in good standing as of December 2, 2018 and members of the affiliated county chapter. This rule will apply until the 2020 primary elections after which County Committee membership will then be governed as outlined in Article II, Section 2.

Section 3 – Officers. The officers of the County Committee shall be the Chairman, Vice Chairman, Secretary and Treasurer, respectively, all who shall be elected by the County Committee at its organizing meeting as hereinafter proved. Such officers shall be enrolled members of the Libertarian Party and residents of the State of New York and New York County.

Section 4 – Terms of Office. Officers of the County Committee shall serve until their successors are elected at the next biennial organizing meeting or until the death, resignation, disqualification, or removal from office of any such officer, whichever shall first occur. No officer shall be limited in the number of terms nor consecutive terms in which they serve.

Section 5 – Vacancies on County Committee. If a County Committee has been constituted under N.Y. Elec. Law § 2104, any vacancy in the membership of the County Committee caused by death, resignation, declination, disqualification, removal from the Election District, or removal from office of a member of the County Committee, or by failure to elect a member, or by creation of a new Election District for which there shall be no member in the County Committee may be filled by the remaining members of the County Committee by the election at any regular or special meeting thereof or at its organizing meeting of an enrolled Libertarian qualified to represent the Election District in question.

Section 6 – Vacancies of County Office. Any vacancy of a County Committee office shall be filled by the Executive Committee which shall meet not later than forty-five (45) days after the effective date of such vacancy for the purpose of electing a successor to serve the remainder of such unexpired term.

Section 7 – Removal of Member of County Committee.

a. A member of the County Committee may be removed from such committee for disloyalty to the party, corruption in office, enrollment in another party or conduct reflecting discredit upon the Libertarian Party, pursuant to a hearing of the Executive Committee, upon written charges and motion for removal made by another member.

b. Upon a two-thirds (2/3) vote of those present and voting at the Executive Committee meeting sustaining the charges, the party so charged shall immediately be suspended from the County Committee. He shall thereafter have 30 days to file notice of appeal to the County Committee with the Secretary thereof. If such notice of appeal is not received by the Secretary within such thirty (30) day period, the member in question shall be immediately and automatically removed from membership at the expiration thereof, and a vacancy shall thereby be created.

c. If notice of appeal is filed, the County Chairman shall call a special meeting of the County Committee to be held within 30 days after the receipt of the notice of appeal for the purpose of hearing arguments thereon. Upon the hearing of such appeal, all available testimony or other evidence may again be presented, either personally or by counsel, by the appellant, together with the arguments for overruling the decision of the Executive Committee. The General Counsel of the County Committee or such other person as may be designated by the Executive Committee shall present evidence and arguments for sustaining the decision of the Executive Committee.

d. The County Committee shall, after hearing all evidence and arguments on the motion to overrule the decision of the Executive Committee, vote thereon. A majority voter of those present in person and voting shall be necessary to overrule the decision of the Executive Committee. Such vote shall be by secret ballot by writing the word “overrule” or “sustain” thereon. If such decision is so overruled, the applicant shall immediately and automatically be fully reinstated as a member of the County Committee. If such decision is not overruled then it shall be deemed sustained, and the applicant shall immediately and automatically be removed from membership, and a vacancy shall be created.

Section 8 – Removal of Officers. Any officer of the County Committee may be removed from office on the same grounds and by the same procedure as hereinbefore set forth in Section 7, provided, however that said procedure shall be known as an impeachment proceeding, and provided further that impeachment proceeding and proceeding for removal of the offices as a member of the County Committee may be combined in one proceeding.

ARTICLE III
Meetings

Section 1 – Organizing Meeting. If a County Committee has been constituted under N.Y. Elec. Law § 2104, an organizing meeting of the County Committee shall be held within twenty (20) days after the election of members thereof at a primary election as hereinbefore provided.

Section 2 – Other Meetings. Other meetings of the County Committee shall be held at such times and places as the County Committee may decide.

Section 3 – Special Meetings. Special meetings of the County Committee shall be called by the Chairman, upon the vote of the Executive Committee or the written request of at least five percent (5%) of the membership of the County Committee, which request shall be filed with the County Secretary. A meeting called upon such written request shall be held within sixty (60) days after receipt by the County Secretary thereof.

Section 4 – Notice. Five (5) day's written notice of all regular, special, or organizing meetings shall be given to members of the County Committee and when notice is sent, it shall contain an agenda of topics to be discussed at the meeting and a starting time of said meeting. Other topics not listed on the agenda may be discussed at any regular or organizing meeting, but in the absence of a vote to the contrary, discussions at any special meeting shall be limited to those topics listed on the agenda.

Section 5 – Presiding Officer. The County Chairman, or in his absence, the Vice Chairman will preside at all meetings of the County Committee. Upon the organizing meeting of the County Committee, the Chairman of the outgoing County Committee, or in his absence the Vice Chairman thereof, shall preside until the Chairman of the new County Committee is elected.

Section 6 – Quorum. If a County Committee has been constituted under N.Y. Elec. Law § 2104, one tenth (1/10) of the duly elected members of the County Committee or one hundred (100) persons, whichever is less, present in person shall constitute a quorum. If a County Committee has not been constituted under N.Y. Elec. Law § 2104, five (5) persons present in person shall constitute a quorum. In case a quorum shall not be present at any meeting, the meeting shall be adjourned to a future date by those present. Appropriate notice of such adjourned date shall be given to all members of the County Committee.

Section 7 – Majority Vote. A majority of votes cast by duly qualified members of the County Committee, present in person unless specified elsewhere in these Rules and Regulations, shall be sufficient to decide the outcome of any issue presented for a vote or of any election.

Section 8 – Voting. Voting at County Committee meetings will be by either secret ballot, roll-call, show of hands, or "ayes" (yes's) and "nays" depending upon the decision of the majority of the County Committee members present in person at the meeting: provided, however, that the election of County Officers shall be voted upon by secret ballot in the event that said election is contested. In regard to the removal of a County Officer or Committeeman from office or membership on the Committee, regardless of opposition, a vote must be taken by secret ballot to record any "no" or opposition votes.

Section 9 – Proxies

a. No proxy votes shall be allowed at any time or in any committee and are invalid on every issue.

ARTICLE IV **Duties of Officers**

Section 1 – Chairman. The Chairman of the County Committee shall be the chief executive officer of the Libertarian Party of New York County and shall have overall authority and responsibility for the operation of the Libertarian Party throughout the County. The Chairman shall be the chief spokesman of the Party in New York County and shall represent the Party in that capacity in its relations with the public, other parties, elected officials, candidates for public office, the Libertarian Party State Committee and State Executive Committee and officers thereof. The Chairman shall perform the duties prescribed by these Rules and Regulations and those usually devolving upon a Chairman and incident to the office of Chairman and those provided by law. The Chairman shall be Ex-Officio a member of all standing and special committees. The Chairman shall make all appointments called for by law or by these Rules and Regulations.

Section 2 – Vice Chairman. The Vice Chairman shall assist the Chairman in the performance of the foregoing duties. The Vice Chairman will be responsible for coordinating the internal activities of the Libertarian Party of New York County including but not limited to the activities of all committees and other organizations or groups operating under the authority of or in alliance with the Libertarian Party or any of its candidates, the operation of all standing or special Committees of the County Committee and all Libertarian Party Local Committees operating within New York County and shall report periodically to the County Executive Committee as to the progress being made by the Local Committees in furtherance of their responsibilities as outlined by the County Executive Committee. In the absence of the Chairman or in the event of the Chairman's disability, all the powers and duties conferred upon the Chairman by law or by these Rules and Regulations shall, during such absence or disability devolve upon the Vice Chairman, or in the event the Vice Chairman is also absent or under disability upon the Treasurer. In the event of a vacancy of the office of Chairman, the Vice Chairman shall assume the office of Chairman until the vacancy is filled as provided in Article II, Section 6 of these Rules and Regulations.

Section 3 – Secretary. The Secretary shall keep the records and maintain the files and offices of the County Committee; shall keep or cause to be kept, the minutes of all meetings of the County Committee; shall notify Executive Committee members of meetings; keep the vote count of all Executive and County Committee meetings; be prepared to supply a copy of the minutes of any County Executive Committee meeting or County Committee meeting upon request to any member of the County Executive Committee; and, perform such other duties as may from time to time be prescribed by the Executive Committee or the County Chairman.

Section 4 – Treasurer.

a. The Treasurer shall receive and have custody of all funds contributed, earned, raised or otherwise accruing to the Libertarian Party of New York County, and shall submit statements of the Party's receipts, expenditures and financial conditions to the County Executive Committee.

b. All monies in the custody of the County Treasurer will be deposited in a Bank operating in New York County no later than 15 days after receipt of such monies. The Treasurer is empowered to open a single checking account and a single savings account in the name of the Libertarian Party of New York County. Only the County Treasurer, in conjunction with the County Chairman or Vice Chairman are empowered to withdraw funds from the Party's Bank accounts. Any check withdrawal order or other direction of instruction to any depository bank used by the Libertarian Party of New York County shall require the signature of the County Committee's Treasurer and the countersignature of either the Chairman, Vice Chairman, or County Committee's Secretary.

ARTICLE V
Standing Committee

Section 1 – Standing Committees. Once a County Committee is constituted under N.Y. Elec. Law § 2-104, there shall be the following Standing Committees of the County Committee. Until that point, there shall be no mandated Standing Committees.

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| 1. Law. | 5. Membership. |
| 2. Finance. | 6. Campaign. |
| 3. Public Relations. | 7. Communications. |
| 4. Political Affairs. | 8. Youth. |

Section 2 – Committee Chairmanships. The Chairman of each such committee shall be appointed by the County Chairman, but only with the advice and consent of the Executive Committee. To qualify for such an appointment, a person must be enrolled Libertarian, but need not be a member of the County Committee or a resident of the county; provided, however, that no Assembly District Leader shall be eligible for such appointment. Once appointment as hereinbefore provided is made, such Committee Chairman shall serve at the pleasure of the County Chairman or the Executive Committee and may be removed from office for any reason and at any time by the County Chairman, or by a motion of any member of the Executive Committee duly made and carried out at any meeting by that body.

Section 3 – Vacancies of Committee Chairmanships. Any vacancy of the Chairmanship of any Standing Committee shall be filled by the appointment of a successor by the County Chairman as hereinbefore provided. Upon the occurrence of such a vacancy, the members of such committees shall elect from among their number a temporary Chairman who shall serve to perform the duties of the Chairman until the duly appointed successor takes office.

Section 4 – Committee Membership. The members of each Standing Committee shall be appointed by the Chairman of such committee, and shall serve at his/her pleasure provided, however, that no such committee shall have less than 3 nor more than 25 members. Upon the occurrence of any vacancy in the Chairmanship of any committee the members thereof shall continue as members until removed or replaced by the duly appointed successor Chairman.

Section 5 - Law Committee. It shall be the duty of the Law Committee to advise the County Committee and the Executive Committee concerning the legal aspects of all activities, and in particular to ensure that the activities of the Libertarian Party of New York County comply with the provisions of the New York Election Law. The Chairman of the Law Committee shall be the General Counsel of the Libertarian Party of New York County, shall advise the County Committee and the Executive Committee in connection with any and all legal matters, and shall represent the Libertarian Party of New York County in all legal proceedings.

Section 6 – Finance Committee. It shall be the duty of the Finance Committee to conduct Fund Raising activities and drives for the support of the activities of the County Committee and the campaigns of candidates for county wide office or for other candidates within the County for which the County Committee or the Executive Committee has authorized countywide financial support. The net proceeds, together with the full accounting of receipts and expenditures for each such fund raising activity shall be turned over to the County Committee’s Treasurer. The Finance Committee may, pursuant to the instructions of the Executive Committee maintain a petty cash fund for which the Finance Committee Chairman shall be personally responsible.

Section 7 – Public Relations Committee. It shall be the duty of the Public Relations Committee to develop and execute programs to publicize the Libertarian Party, its activities and candidates in all media of communications in New York County. To maintain and coordinate a speaker’s Bureau and to sponsor, schedule, and carry out political or educational programs designed to further the ends and philosophy of the Party. The Chairman of the Publicity Committee shall be the Public Relations Director of the Libertarian Party of New York County.

Section 8 – Political Affairs Committee. It shall be the duty of the Political Affairs Committee to follow all state, local, national or international events which are of particular interest and importance to the party, keep a record of the legislative and political activities of all those public office holders responsible in whole or in part to the people of New York County, to perform such political research as may be assigned it by the County Chairman or Executive Committee, to maintain a political calendar and a calendar of events of importance or interest to the Party and to recommend appropriate individual Local Committee or county wide political action.

Section 9 – Membership Committee. It shall be the duty of the Membership Committee to coordinate membership drives and procedures and enrollment drives in the county, to assist and advise Local Committees in similar activities, to maintain list of (1) all enrolled Libertarians in the county (2) members of all Local Committees in the County and (3) members of the County Committee; to compile and maintain statistics on enrollment, voting, registration and district lines within New York County and to initiate or assist in the establishment and

organization of such new Libertarian Party Local Committees or other Libertarian organizations within the County as the County Committee or Executive Committee shall direct.

Section 10 – Campaign Committee. It shall be the duty of the Campaign Committee to coordinate all campaigns for Libertarian Party candidates within the county, to advise individual candidates and campaign managers so as to provide a smoothly coordinated campaign in each election; to coordinate the circulation of petitions; to organize all county political actions deemed appropriate by the Executive Committee. The Chairman of the Campaign Committee shall be the Campaign Coordinator of the Libertarian Party of New York County.

Section 11 – Communications Committee. It shall be the duty of the Publications Committee to sell or distribute the official news publications of the Party, both County and State. This committee will also be responsible for publication of a county email newsletter, management of social media channels, creation of promotional materials, and maintenance of the website. This committee may act either alone or in conjunction with any similar committee or any Libertarian Party committee or Local Committees within the county.

Section 12 – Youth Committee. It shall be the duty of the Youth committee to provide an effective education and advisory program for Libertarian youths and to encourage the ideals of Libertarianism in the youth in this county. The Chairman of the Youth Committee shall be the Youth Coordinator of the Libertarian Party of New York County.

ARTICLE VI
Executive Committee

Section 1 – Composition of the Executive Committee. There shall be an Executive Committee of the New York County Committee of the Libertarian Party herein referred to as the Executive Committee, which shall be separate and distinct from, and shall not be a subcommittee of the County Committee. The Executive Committee shall be composed of the following:

- a. The Chairman, Vice Chairman, Secretary, and Treasurer of the County Committee.
- b. The Chairman of all Standing and Special Committees of the County Committee as herein provided.
- c. The Assembly District Leaders of all Assembly Districts within New York County as hereinafter provided.
- d. The immediate past Chairman of the County Committee or Interim County Committee.
- e. Assembly District Administrators as hereinafter provided.

Section 2 – Officers. The officers of the Executive Committee shall be the Chairman, a Vice Chairman, a Secretary and a Treasurer, who shall be the Chairman, Vice Chairman, Secretary and Treasurer, respectively, of the County Committee.

Section 3 – Powers.

a. The Executive Committee shall have the power to act for the full County Committee when such Committee is not in session. It shall carry out the resolutions of the County Committee and shall, between meetings of the County Committee, administer the affairs of the Libertarian Party of New York County.

b. The County Executive Committee shall have the power to create such special committees as it may determine and will delegate the selection of a Chairman of each to the County Chairman of the Executive Committee who shall make such appointment, but only with the advice and consent of the Executive Committee.

c. The County Executive Committee shall have the power to make Rules and Regulations, adopt procedures and make decisions for its own government and activities not inconsistent with these Rules and Regulations.

Section 4 – Administrative Officials. The Chairman of the Executive Committee may appoint, but only with the advice and consent of the Executive Committee, a Recording Secretary or other such administrative officials as he may deem advisable. Such officials shall hold office only at the pleasure of the Chairman and of the Executive Committee, and may be removed from office for any reason and at any time by the County Chairman or by a motion of any member of the Executive Committee only, made and carried at any meeting of the Executive Committee. These Administrative Officials will not have the right to vote at Executive Committee meetings

and may be excluded from any meeting of the Executive Committee or any portion of such meeting by vote of the Executive Committee.

Section 5 – Meetings. The Executive Committee shall meet at least once every two months at such times and places as the Committee may decide, or upon the call of the Chairman, or upon the request of 25% of its members, which request shall be in writing and shall be filed with the Secretary of such Committee at least ten (10) days prior to the requested meeting date. Five (5) days written notice of each Executive Committee meeting must be given to each member thereof.

Section 6 – Quorums and Voting. A quorum of the Executive Committee shall consist of a majority of the members thereof. Unless otherwise specified in these Rules and Regulations, a majority vote of those present in person and voting shall decide any issue. No member may vote in more than one capacity regardless of whether or not they are serving in more than one capacity on the Executive Committee, a Standing or Special Committee, or a Local Committee. Each Executive Committee officer is entitled to one vote. Standing, Special Committee Chairman, and the immediate past County Chairman shall have 1 vote. All Assembly District Leaders representing districts within which the last vote for Governor in their district on the Libertarian line was less than 500 votes shall have 1 vote. Those leaders representing districts within which the last vote for Governor on the Libertarian Line was 500, or more than five hundred, votes shall have 2 votes.

Section 7 – Removal of members of the Executive Committee.

a. Any member of the Executive Committee, other than an officer thereof, may be removed from such committee for disloyalty to the party, corruption in office, enrollment in another party, conduct reflecting discredit upon the Libertarian Party, or dereliction in the performance of their duties, pursuant to a hearing by the Executive Committee, upon written charges and a motion for removal made by another member.

b. Upon a 2/3 vote of those present and voting at the Executive Committee meeting, sustaining the charges, the party so charged shall immediately and automatically be removed from membership.

c. If the member removed shall be the immediate past Chairman, then no successor shall be appointed.

d. If the member removed shall be an appointed member, then a successor shall be appointed as provided by these Rules and Regulations

e. If the member removed shall be an Assembly District Leader, then an Administrator shall be appointed – as provided by Article III, Section 4 of these Rules and Regulations

f. The remedies provided in this section shall be in addition to, and not in lieu of, the provision of Article V, Section 2 and Article VI, Section 4 and Article VIII, Section 4 of these Rules and Regulations,

g. An officer of the Executive Committee may be removed only pursuant to an impeachment proceeding as provided for in Article II, Section 8 of these Rules and Regulations

Section 9 – Hearings. Whenever by these Rules and Regulations a hearing is required to be held, by the Executive Committee, in a removal, impeachment or revocation proceeding, such hearing shall be subject to the following rules:

a. The charges upon which the proceedings is base must be approved for hearing by a majority vote of those present and voting at an Executive Committee meeting which MUST be held within 60 days from the date the charges and motion are presented to the Secretary of the Executive Committee, and if such approval is not given, the charge shall be deemed dismissed and the motion defeated.

b. Ten (10) days written notice of the hearing shall be given by the Secretary to all members of the Executive Committee, the party presenting the charges and the party charged, and, in the case of a charter revocation proceeding, to all officers of the Local Committee in question whose names and addresses are known to the County Executive Committee. Such notice shall contain a copy of the motion and charges and of this section and of the sections under which the proceeding is instituted.

c. The hearing shall be held within ninety (90) days of the date of receipt, by the Secretary of the Executive Committee, of the written charges and motion upon which the proceeding is based.

d. At such hearing, both the party presenting the charges and the party charged shall be given every reasonable opportunity, either personally or by counsel, to present their respective cases in full, including all available testimony or other evidence.

e. Failure of either party, without good cause shown at the time of the hearing, to be present therefore, shall operate as a forfeiture of such party's right to the hearing, and the decision of the Executive Committee shall be made upon the written charges and whatever evidence is presented by any person or party at such hearing.

f. The hearing shall be closed to all except members of the Executive Committee, the parties, including Officers and Executive Committeemen of the Local Committee in question in a Charter revocation proceeding, and counsel for the parties.

ARTICLE VII **Parliamentary Procedure**

Section 1 – Authority.

a. In all cases not provided by law, or by these Rules and Regulations, the authority for parliamentary procedure for any meeting of the County Committee of Executive Committee shall be “Robert’s Rules of Order”, latest edition (however titled), insofar as such rules may be appropriately applied to instill equity in recognition and civil conduct in a meeting.

b. Any member of any Libertarian Committee in New York County may move to impose Robert’s Rules of Order, and if the motion is seconded the meeting is required to proceed following Roberts Rules of Order; no vote is needed. The requirement to follow Robert’s Rules of order can be lifted by the approval of a motion to suspend Roberts Rules of Order, which motion is supported by 75% of the members present. The motion to impose and the motion to suspend have no limits concerning the number of times they can be made during a meeting.

Section 2 – Rulings. The Chairman, or in the absence of the Chairman, the presiding officer of the meeting, shall make all rulings with respect to parliamentary procedure and interpretation of these, or any other Rules and Regulations, under which said meeting is operating.

Section 3 – Disputed Rulings. If a ruling by the Chairman, as hereinbefore provided, be disputed, such ruling may

a. Be referred to the General Counsel for their opinion, which opinion shall be binding upon that body. Such referral to General Counsel may be either by the Chairman directly or by a majority vote on a referral motion, which motion shall be voted upon immediately.

b. In the absence of General Counsel at the meeting, the ruling of the Chairman may be overturned by a 3/4th vote on a motion to not support the ruling of the Chairman, which motion shall be voted upon immediately.

ARTICLE VIII

District Leadership

Section 1 – District Leaders. One Assembly District Leader shall be elected in each Assembly District within New York County in accordance with the applicable provisions of the New York Election Law. If any Assembly district shall be partly within New York County, then a District Leader shall be elected for that portion of such Assembly District within New York County.

Section 2 – Vacancies of District Leadership.

a. Any vacancy of the Office of District Leader caused by the death, resignation, declination or disqualification, removal from the Assembly District or removal from office or by failure to elect a District Leader or by the creation of a new Assembly District for which there shall be no duly elected Leader, shall be filled by the County Committeemen from such district, who shall meet not later than sixty (60) days after the effective date of such vacancy to elect a Leader from among the enrolled Libertarian voters of that district.

b. Such election shall be by majority vote taken at such meeting at which at least twenty percent (20%) of the County Committeemen from said district must be present.

c. Such meeting may be called by any County Committeeman from such district. The party calling said meeting must give at least ten (10) days written notice thereof to all County Committeemen from said district and to all County officers.

d. Any election held pursuant to this section shall be void unless the procedures set forth in subsections b. and c. have been fully complied with.

e. In the event that the County Committeemen from said district shall fail, within the 60-day period provided in subsection a. hereof, to elect a Leader as hereinbefore provided, then the vacancy shall be filled by the Executive Committee. The County Committeemen, and each of them, hereby delegate such authority to the Executive Committee.

Section 3 – Duties and Responsibilities. The District leader shall be responsible for the organization and advancement of the Libertarian party within their Assembly District, and for the coordination of Local Committees, activities, candidates, and campaigns therein.

Section 4 - Assembly District Administrators.

a. An Assembly District Administrator shall be appointed by the Executive Committee for any District wherein the District Leader shall have been removed from the Executive Committee as provided in Article VI, Section 7 of these Rules and Regulations, in which case the appointment shall be made within sixty (60) days of such removal.

b. Such Administrators may also be appointed by the Executive Committee, whether or not the Assembly District Leader has been so removed, if on written charges and motion by any member of the Executive Committee, that committee shall find, pursuant to a hearing and by majority vote of those present and voting, that the Assembly District Leader of the Assembly District in Question is guilty of disloyalty to the party, corruption in office, enrollment in another party, conduct reflecting discredit on the Libertarian Party, or dereliction in the performance of their duties.

c. Upon appointment, such Assembly District Administrator shall assume the duties and responsibilities of the Assembly District Leader who shall be deemed to be relieved thereof. The Assembly District Administrator shall be a member of the Executive Committee and shall have voting power pursuant to Article VI, Section 6

d. Assembly District Administrators shall serve at the pleasure of the Executive Committee and may be removed from office for any reason and at any time by a motion of any member of the Executive Committee duly made and carried at any meeting of that body.

ARTICLE IX

Libertarian Party Committees, and other Affiliated Organizations

Section 1 – Recognition. The County Executive Committee shall have the power to organize and recognize organizations in New York County as affiliated and supporting organizations of the Libertarian Party. Such recognition shall be revocable in the discretion of the Executive Committee and shall be subject to Rules and Regulations, procedures, and decisions made by the County Executive Committee. All duly organized or chartered Libertarian Party organizations within New York County, the charters of those which are in full force and effect at the time of the adoption of these Rules and Regulations, or any Libertarian Party hereafter organizing or obtaining a Charter or receiving an Interim Charter from the County Executive Committee as hereinafter provided in accordance with this section shall be considered as a duly recognized and affiliated organizations.

Section 2 – Charters. New Charter

a. Any proposed Libertarian Party Local Committee or organization within New York County, in order to obtain its charter from the State Executive Committee must submit a charter application in the form prescribed by the State Executive Committee, which application must be submitted via the County Executive Committee.

b. In addition to any requirement which the State Executive Committee may impose, such application must contain a list of the proposed Local Committee or organization membership, which membership shall be a number equal to 50% of the number of Election District representatives allowed for that Assembly District in the county or 20, whichever is less.

c. Upon the submission to the County Executive Committee of a charter application of a proposed Local Committee or organization, such application shall be acted upon by the County “Executive Committee within sixty (60) days from the date of receipt thereof.

d. In acting upon such application, the County Executive Committee must either 1) forward the application to the State Executive Committee recommending disapproval thereof and stating its reasons therefore, or 2) issue an Interim Charter to such Local Committee or organization assigning it a name and political jurisdiction and advising it that during the term of the Interim Charter, it will be in all respects qualified and authorized to act as a regularly chartered Libertarian Party Local Committee.

e. Such Interim Charter shall be valid for a period of one year from the date thereof. Prior to the expiration of such Interim Charter, but not more than 45 days prior to such expiration, the Executive Committee shall meet for the purpose of determining its recommendation. At that time the Executive Committee must forward the charter application to the State Executive Committee, either recommending approval or disapproval thereof, and if disapproval is recommended, its reasons therefor.

f. The County Executive Committee may at any time during the term of the Interim Charter, revoke the same for cause, and thereupon forward the charter application to the State Executive Committee recommending disapproval thereof and stating its reasons therefor.

g. It will be the responsibility of the members of the Executive Committee as a group to keep themselves advised as to the activity of such Local Committee or organization, during the term of its Interim Charter. Such Local Committee or organization must notify each member of the County Executive Committee of the time and place of all meetings and other organization activities.

Section 3 – Revocation of Charters.

a. The County Executive Committee may, by majority vote, adopt a resolution either revoking the Interim Charter of a Local Committee or organization holding such Interim Charter or calling upon the State Executive Committee to revoke the Charter of a duly Chartered Libertarian Party Local Committee or organization.

b. Such action may be taken only pursuant to a hearing conducted upon written charges and motion for revocation.

c. Upon the passage of a resolution calling upon the State Committee to revoke a Charter, the County Chairman shall within one (1) week thereafter, forward to the State Chairman by certified mail, a verbatim report of the resolution for revocation, the charges upon which such resolution was based, together with any comments thereon, and a request on behalf of the County Committee that such Charter be revoked. A copy of such communication shall be sent, by certified mail to the members of the Executive Committee of the Local Committee or organization in question, whose names and addresses are known.

d. Within one (1) week of the passage of a resolution revoking an Interim Charter, a notice thereof including a verbatim report of the resolution, the charges upon which the resolution was based, together with any appropriate amplifying comments thereon shall be sent by the County Chairman, by certified mail, to all members of the Executive Committee of the Organization in question, whose name and addresses are known.

Section 4 – Mergers. The procedural requirements for mergers of Local Committees holding Interim Charters or Chartered Libertarian Party organizations or of a combination of both, shall be the same as hereinbefore set forth for revocation of charters, except that the hearing shall be held on written recommendation for merger rather than on written charges.

Section 5 - Jurisdiction. Each Local Committee or Organization when organized and recognized by the County Executive Committee shall be assigned an area of jurisdiction of the Libertarian Party within which it will be responsible for the advancement of the Libertarian party. Each Assembly District within the County is entitled to one Local Committee, except in districts where, in the judgment of the Executive Committee, the size of the Libertarian vote, the potential Libertarian vote, the type of voter distribution or the geographical arrangement of the district justify the existence of 2 Local Committees. There shall be no more than 2 Local Committees in any one Assembly District.

Section 6 – Change of Name, Jurisdiction or Bylaws. No Libertarian Party Local Committee or Organization’s name or jurisdiction shall be changed, except with the express approval of the County Executive Committee. All proposed amendments to Local Committee or Organization Rules and Regulations which are submitted to the State Executive Committee for approval shall be forwarded via the County Executive Committee, which shall endorse thereon its recommendations for approval or disapproval in whole or in part of such proposed amendments. Regardless of the nature of the recommendations made by the County Executive Committee with respect to any such proposed amendment, the County Executive Committee must, if the committee involved insists, forward such proposed amendment to the State Executive Committee for its action.

Section 7 – Indebtedness. The Libertarian Party of New York County, its County Committee and its Executive Committee will not be liable for any indebtedness incurred by any Libertarian Party Local Committee or organization, or any officer, committee or member of any such Local Committee or Organization, or any other organization or officer or member thereof, acting or purporting to act on behalf of, or in cooperation with, the Libertarian Party of New York, The Libertarian Party of New York County, the County Committee or any Libertarian or Libertarian endorsed candidate for public office.

Section 8 – Membership and Mailing lists and Financial Reports. Any Libertarian Party Local Committee or organization in New York County must annually by March 15 and also upon request by the County Committee or Executive Committee, furnish its membership list, mailing list, and names of all officers and members of the Executive Committee, and an up-to-date financial report.

Section 9 – Assessments. The County Committee or Executive Committee shall be empowered to assess, in the form of a required participation in County Committee fund raising functions, each Libertarian Party Local Committee and organization in New York County for the operation and maintenance of the County Committee, Executive Committee and a County Headquarters, and for the financing of campaigns.

Section 10 – Adherence to County Rules and Regulations. All Libertarian Party Local Committees and other recognized and affiliated organizations within New York County will adhere to these Rules and Regulations insofar as they apply to said Local Committees or other organizations. Failure to do so shall be grounds for revocation of recognition of the organization as hereinbefore provided or for revocation of an organization’s charter.

ARTICLE X

Candidates for Public Office

Section 1 – Selection of Candidates. Selection of candidates as regular candidates approved by the County organization for Public Office shall be made pursuant to the following Rules and Regulations.

a. Selection of a candidate for Public Office representing an area less than countywide in scope shall be made by the Local Committee or organization in whose jurisdiction the area of representation lies, with the approval of the Assembly District Leader or Leaders in whose jurisdiction the area of representation lies. If there is no Local Committee, selection shall be made by the County Executive Committee.

b. Where non-countywide offices represent an area within the jurisdiction of two (2) or more Local Committees, candidates shall be selected by the mutual agreement of the Local Committees and Assembly District Leaders involved. In the event of a dispute between the Local Committees or the Leaders involved, the selection shall be made by the County Executive Committee. If there are no Local Committees, selection shall be made by the County Executive Committee.

c. Selection of candidates for countywide office shall be made by the County Executive Committee.

d. Selection of candidates for office representing areas covering more than one county, or parts thereof, together with New York County, shall be made by the County Executive Committee in conjunction with the appropriate Libertarian Party authority in such other county or counties.

e. Sub-sections (a) and (b) hereof notwithstanding, all endorsements of candidates of other parties must be made by the County Executive Committee, regardless of the area which each office represents and must additionally have the approval of both the Chairman of the Political Affairs Committee and the Chairman of the Campaign Committee.

Section 2 – Accommodations. No arrangements may be made by any Local Committee or organization or any Assembly District Leader which purpose would be to accommodate a candidate or candidates of another party. There is to be no actions taken to withdraw any Libertarian Party candidate or to deliberately leave a vacancy for such office on the Libertarian Line on the Ballot when the Libertarian Party has an enrolled Libertarian, who is a resident of the district and qualified to take office according to governing law, to be a candidate that wants to run for office on that line. The County Executive Committee may, subject to the Election Law, only select an enrolled Libertarian as a candidate to fill the vacancy on the Ballot.

Section 3 – Authorization of Candidates for Public Office not Enrolled in the Libertarian Party.

A recommendation for the designation or nomination of a person as a candidate for any office to be filled by the voters in New York County of any political subdivision within New York County, at any general or special election, who is not enrolled as a member of the Libertarian Party, shall be made by the County Executive Committee to the State Committee, together with the reasons for such recommendation. The State Committee shall have the authority to make such a designation or nomination. In the event that such designation or nomination is for an office to be filled by the voters of a political subdivision lying partly in New York County and partly in any other county or borough, other than offices to be filled by all of the voters of the

City of New York, such recommendation to the State Committee shall be made by a committee consisting of the Chairman of the New York County Committee and the Chairman, or person or body of the other respective County Committee(ies) possessing the powers to make such recommendation to the State Committee, of each county in which such political subdivision lies.

Section 4 – Nominations to Fill Vacancies; Filing vacancies in Nominations. Nominations for Special Elections.

a. A nomination of a candidate for election to fill a vacancy occurring after the date on or before which a vacancy must be filled at a primary, a nomination for an office to be filled at special election, and a vacancy in the nomination made at a primary or by a tie vote thereat, shall be made or filled, as the case may be, by the Executive Committee of the County Committee, for any office to be filled by the voters of New York County, or of any political subdivision within New York County, or in the case of a nomination or vacancy for any office to be filled by the voters of any political subdivision lying partly in New York County and partly in any other county, other than for any office to be filled by all the voters of the city of New York and Congressional elections, by a committee consisting of the Chairman of New York County Committee and the Chairmen of the other respective County Committees of each county in which such political subdivision lies.

b. In the case of a special election for Congress, the candidate of the Libertarian party, wherein either the whole or any part of the district therein lies in New York County shall be chosen in the following manner. The County Committeemen from the Congressional District shall be called together by the County Chairman or his designated representative within the time period prescribed by the Election Law and shall vote to designate a person as a candidate for the existing vacancy. If the candidate is not enrolled as a member of the Libertarian Party, the recommendation for the candidate to be so designated shall be sent to the State Committee and the authorization of the candidate to be so designated shall be made by the State Executive Committee.

ARTICLE XI
Amendments

Section 1 – Initiation. Proposed amendments to these Rules and Regulations may be initiated by the County Executive Committee; or by any member of the County Committee, upon presentation to the Executive Committee of a petition containing the text of the proposed amendment and bearing the signatures of not less than 5% of the County Committee membership. Such petition must be filed with the Secretary of the Executive Committee not less than thirty (30) days prior to the next regular meeting of the County Committee or not less than thirty (30) days prior to a special meeting thereof called to consider such amendment.

Section 2 – Ratification. Amendments proposed by the Executive Committee or by an individual member's petition shall not become effective unless ratified by a two thirds (2/3) majority of those County Committee members present at the regular or special meeting of the County

Committee at which it is voted upon. If voted upon and defeated, it may not be voted upon again unless properly initiated as hereinbefore provided. Upon ratification, the new amendment will become effective immediately unless otherwise provided therein.

Section 3 – Notice. All duly qualified members of the County Committee must receive a complete text of any amendment that will be proposed for their consideration, together with the notice of the regular or special meeting at which it will be considered as hereinbefore provided.

ARTICLE XII
Notice Requirement

a. Whenever, by these Rules and Regulations written notice of a specified number of days is required, such requirement must be satisfied by either depositing such notice in a United States Post Office, or a receptacle maintained by the United States Post office for deposit of mail, or by personal deliver of said notice, all of which must be done at least the specified number of days prior to the date of the event of which notice is given. If the notice is mailed as aforesaid, it must be addressed to the party to be notified at their last known address, and unless a different class of mail is specified by the selection requiring such notice, sent by first class mail with postage prepaid.

b. When the County Committee member has signed an agreement to receive such notices by email in lieu of a notice sent using the United States Post Office services, such email notice shall be deemed to have been sent and delivered the date and time the notice was sent to the individual(s).

c. Sub-sections (a) and (b) hereof notwithstanding, if a County Committee has not been constituted under N.Y. Elec. Law § 2104, notice by direct email shall be considered written notice and reasonably adequate publication on social media (e.g., not in closed groups) shall be considered adequate written notice to all members of the County Committee.

ARTICLE XIII
Severability

In the event that any Article, Section, Subsection or part of these bylaws are declared unconstitutional, void or in violation of the laws of the State of New York it shall only affect such Article, Section, Subsection or part and it shall in no way affect the remainder of these rules.

ARTICLE XIV
Effective Date

These Rules and Regulations shall become effective immediately upon their approval by a majority vote at the organizing meeting of the Interim County Committee provided for by Article III, Section 1 hereof, and shall remain in full force and effect as enacted, and as amended as hereinbefore provided, unless new Rules and Regulations expressly revoking and

superseding these Rules and Regulations are adopted by any subsequent, regular or special or organizing meeting of the duly elected County Committee, it being unnecessary for each such County Committee to affirmatively re-enact these Rules and Regulations at its organizing meeting.

Approved by majority vote of the New York County Committee of the Libertarian Party held in

New York County at _____ PM, the 11th day of September, 2019 at

Ukrainian East Village Restaurant,
140 2nd Ave
New York, NY 10003

(Chairman)

(Secretary)

Libertarian Party of New York County
Interim County Organization Founding Members

Signature

Printed Name

Address

1. _____

2. _____

3. _____

4. _____

5. _____

6. _____

7. _____

8. _____

All persons above have been credentialed as qualified members of the Libertarian Party of New York County.

_____, Secretary, Libertarian Party of New York County

9. _____

10. _____

11. _____

12. _____

13. _____

14. _____

15. _____

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17. _____

All persons above have been credentialed as qualified members of the Libertarian Party of New York County.

17. _____, Secretary, Libertarian Party of New York County

18. _____

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24. _____

All persons above have been credentialed as qualified members of the Libertarian Party of New York County.

_____, Secretary, Libertarian Party of New York County