

Proposal # _____

[Article 8, Section 3. Amending Judicial Committee Rules of Appellate Procedure]

Problem: There is a question as to the Judicial Committee's ability to amend its rules of appellate procedure. Judicial Committee member terms are now four years, not two years. So, there may be a need during that four-year term to amend the rules of appellate procedure.

Solution: Amend the Bylaws to explicitly authorize the Judicial Committee to amend its rules of appellate procedure more than once a four-year term.

Benefits: Amending the Bylaws to explicitly authorize the Judicial Committee to amend its rules of appellate procedure more than once a four-year term and resolves the question of whether the Judicial Committee already has this authority.

Current Wording	Proposed Amendment	If Adopted, Will Read
<p>Within 90 days following the regular convention at which elected, the Judicial Committee shall establish rules of appellate procedure to govern its consideration of matters within the scope of its jurisdiction. The existing Rules shall remain in effect until and unless the Judicial Committee submits new proposed rules to the National Committee for approval, which approval shall be deemed given unless denied by a 2/3 vote of the National Committee within 60 days of submission. A copy of the current rules of appellate procedure shall be maintained by the Secretary at the Party Headquarters and shall be available to any member at cost.</p>	<p>Within 90 days following the regular convention at which elected, tThe Judicial Committee shall <u>may</u> establish <u>new, or propose amendments to existing,</u> rules of appellate procedure to govern its consideration of matters within the scope of its jurisdiction. The existing Rules shall remain in effect until and unless tThe Judicial Committee submits <u>shall submit</u> new proposed rules proposals to the National Committee for approval, which approval shall be deemed given unless denied by a 2/3 vote of the National Committee within 60 days of submission. <u>If denied, or while proposals are pending, the existing Rules remain in effect. An appeal shall be considered under the rules of appellate procedure in effect at the time the appeal is made.</u> A copy of the current rules of appellate procedure shall be <u>appended to the Party's Bylaws, maintained by the Secretary at the Party Headquarters and shall be available to any member at cost.</u></p>	<p>The Judicial Committee may establish new, or propose amendments to existing, rules of appellate procedure to govern its consideration of matters within the scope of its jurisdiction. The Judicial Committee shall submit new proposals to the National Committee for approval, which approval shall be deemed given unless denied by a 2/3 vote of the National Committee within 60 days of submission. If denied, or while proposals are pending, the existing Rules remain in effect. An appeal shall be considered under the rules of appellate procedure in effect at the time the appeal is made. A copy of the current rules of appellate procedure shall be appended to the Party's Bylaws.</p>

SPONSORS: Rob Latham

MARK-UP LEGEND

- In replacements, deletions precede additions.
- Deletions are in ~~red bold italic strikethrough~~.
- Additions are in blue bold underline.
- Per LPUS Bylaws, Article XVII, Section 1, the bylaws require a 2/3 vote to pass.
- Per RONR t8 #13, the convention special rules of order require a 2/3 vote with notice or a majority of the entire convention membership