

Proposal #EE

Date Heard: 11/30/23

Vote: PASSED

Article 5: Affiliate Parties

Problem: When there is a leadership or legitimacy dispute in an affiliate party, the bylaws do not provide enough guidance about which actions the LNC is, or is not, supposed to take.

Solution: I strongly doubt that this solution is the best one, but this needs to be addressed and I hope that this proposal gets the ball rolling. Essentially I propose that the LNC ought to determine which group is legitimate, and then ought to be able to make a statement about which group of people in the affiliate party is going to be the one the LNC recognizes.

Benefits: At the very least, it will clear up the current ambiguity.

Current Wording	Proposed Amendment	If Adopted, Will Read
New section	<u>7. In the event of a dispute within the membership of an affiliate as to the proper identity of its Chair, the Libertarian National Committee, upon a petition of at least ten or 10% of the sustaining members of the Party residing in the appropriate state shall investigate and make a decision as to the identity of the affiliate's Chair by using the affiliate's own governing documents and rules as well as these Bylaws. If the affiliate has its own Judicial Committee authorized to resolve such disputes, the decision of the body shall be respected unless it is erroneous by clear and convincing evidence. Upon notification of such a dispute, the Libertarian National Committee shall render a decision within ninety days. The unrecognized claimant(s)</u>	7. In the event of a dispute within the membership of an affiliate as to the proper identity of its Chair, the Libertarian National Committee, upon a petition of at least ten or 10% of the sustaining members of the Party residing in the appropriate state shall investigate and make a decision as to the identity of the affiliate's Chair by using the affiliate's own governing documents and rules as well as these Bylaws. If the affiliate has its own Judicial Committee authorized to resolve such disputes, the decision of the body shall be respected unless it is erroneous by clear and convincing evidence. Upon notification of such a dispute, the Libertarian National Committee shall render a decision within ninety days. The unrecognized claimant(s) of the disputed chairmanship may appeal to the Judicial Committee provided such appeal is brought within thirty days of the decision. The failure of the Judicial Committee to provide a ruling within sixty days of an appeal shall result in the

	<p><u>of the disputed chairmanship may appeal to the Judicial Committee provided such appeal is brought within thirty days of the decision. The failure of the Judicial Committee to provide a ruling within sixty days of an appeal shall result in the affirmation of the decision of the Libertarian National Committee.</u></p>	<p>affirmation of the decision of the Libertarian National Committee.</p>
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SPONSORS: Tom Rowlette

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