

**MINUTES OF THE MEETING OF THE RULES COMMITTEE
OF THE LIBERTARIAN PARTY OF NEW YORK
HELD ON TUESDAY, JANUARY 10, 2023 ON THE ZOOM MEETING APP**

MEMBERS PRESENT

Andrew Kolstee, Chair
Mark Braiman
Justin Carman
Daniel Castello
Pietro Geraci
Paul Grindle
Mark Glogowski
Adam Magoon
Christopher Olenski
Michael Rebmann

OBSERVERS

David Penner

The meeting was called to order at 7:08 p.m. by Andrew Kolstee, Chair.

Motion by Mark Braiman to **amend Proposal M3 as follows to strike “enrolled in” as indicated in orange and insert “members of” as indicated in purple** passed without objection.

10.1.1. **COMPOSITION.** The Conflict Resolution Committee shall be composed of nine (9) members who **enrolled in** members of the Libertarian Party of New York. Members of the Executive Committee are ineligible to participate in the Conflict Resolution Committee. Members shall be elected by a majority vote of the State Committee at the first meeting of the full State Committee following the organization meeting for a term of two (2) years in the same manner as vacancies are filled on the State Committee.

Motion by Mark Glogowski to **recommend Proposal AB as follows to the State Committee for adoption as an amendment to the Rules of the Libertarian Party** failed due to lack of a second.

14.3.6. 2024 STATEWIDE CANDIDATES.

14.3.6.1. For 2023-2024 only, endorsement of a Presidential, Vice-Presidential, or any other statewide candidate may be done by the State Committee in December 2023 for purposes of preparing for Independent Candidate Nominating Petitions in April-May 2024.

14.3.6.2. No Presidential candidate may be endorsed as provided in Article 14.3.6.1, unless he or she has received at least 25% of the electronic votes from LPNY members, in an online secret straw-vote election conducted using Porcupine or an app with equivalent capabilities, before the December 2023 endorsement meeting. The State Committee may provide for up to ten (10) such online Presidential straw-vote elections throughout 2023, spaced no closer than thirty (30) days apart, and starting with the first ballot no later than January 31, 2023. In order to be granted a spot on each such straw-vote ballot, a candidate must either pay \$1,000 to the LPNY (housekeeping account), or must have received at least 1,000 votes, including electronic write-ins, from LPNY members on the immediately preceding such straw-vote election in 2023.

14.3.6.3. No Vice-Presidential, Senatorial, or other offices may appear on the electronic straw-vote ballots for Presidential candidates during 2023.

14.3.6.4. The State Committee may not at any time in 2023 or 2024 endorse any candidate for President, Vice-President, U.S. Senator, or Presidential Elector, unless a Presidential candidate has in 2023 met the 100,000 electronic vote-threshold specified in Article 14.3.6.2.

14.3.6.5. The Party shall aggressively sue to prevent any statewide or Presidential candidate from circulating independent nominating petitions in New York in 2024 using the word “Libertarian” or our party symbol, unless such candidate has previously been endorsed by the LPNY in accordance with these Rules, and the petition itself conforms with these Rules.

Motion by Mark Glogowski to **recommend Proposal AA as follows to the State Committee for adoption as an amendment to the Rules of the Libertarian Party** was seconded by Justin Carman, debated, and passed 4—3—1 after a roll call vote, with Daniel Castello, Pietro Geraci, Mark Glogowski; Christopher Olenski voting in favor and Mark Braiman, Justin Carman, and Michael Rebmann voting against, and Adam Magoon abstaining.

21.6. **MINOR AMENDMENTS.** The Rules Committee has the authority to amend the Rules by unanimous vote of a quorum of the Rules Committee provided that the amendments are for aesthetic or grammatical purposes or are changes that are deemed necessary for clarification purposes.

Motion by Mark Glogowski to recommend Proposal Z as follows to the State Committee for adoption as an amendment to the Rules of the Libertarian Party was seconded by Adam Magoon and debated.

21.1. **GENERAL.** These Rules may be amended by majority vote at a meeting of the full State Committee in accordance with the procedures in this article unless otherwise required by Election Law.

~~21.2.1.~~ **CONSIDERATION OF AMENDMENTS BY THE RULES COMMITTEE.**

At the meeting in which the submitted amendments shall be voted upon, the Rules Committee may, prior to the consideration of any other amendment, present the committee's report that includes any recommended amendments to the Party Rules. This report may include any motion to adopt amendments recommended by the Rules Committee, in part or in whole. Any motion to divide such motion or substitute an alternative amendment shall be in order, ~~as long as such alternative was distributed in accordance with Election Law 2-114.~~

~~21.2.2.3.~~ **CONSIDERATION OF OTHER AMENDMENTS.** Amendments not recommended by the Rules Committee shall be presented by the Secretary in the order they were received, alternating between different authors, if such authors are proposing multiple amendments, in the order that the Secretary received them.

~~21.1.4.~~ **SUBMISSION OF OTHER AMENDMENTS.** Any member or member-Elect of the State Committee may submit amendments for consideration at the meeting for which they are entitled to vote. In order to be distributed to the State Committee by official party communications, the proposed amendment(s) ~~Amendments to these Rules~~ must be submitted ~~in writing~~ to the Secretary at least ~~fifteen (15)~~ thirty (30) days in advance of the meeting in which the amendments shall be voted upon. ~~Subsequent~~ submission(s) of amendment(s) may be distributed by official party communications at the discretion of the Secretary.

21.5. NOTICE AND DISTRIBUTION. Such amendments and notice to the meeting in which the amendments are to be considered must be given at least seven (7) days in advance of the meeting and may be distributed electronically ~~in accordance with Election Law 2-114.~~

~~21.2. CONSIDERATION OF AMENDMENTS. Only amendments that were submitted in accordance with Article 21.1 shall be considered.~~

~~21.3. VOTING ON AMENDMENTS. Amendments to these Rules shall require a majority vote at a meeting of the full State Committee.~~

Motion by Mark Braiman to **amend Proposal Z as follows to insert “as long as such alternative was distributed with advance notice in accordance with these Rules” as the end of the proposed Article 12.2** was seconded by Daniel Castello and passed without objection.

21.2.1. CONSIDERATION OF AMENDMENTS BY THE RULES COMMITTEE.

At the meeting in which the submitted amendments shall be voted upon, the Rules Committee may, prior to the consideration of any other amendment, present the committee’s report that includes any recommended amendments to the Party Rules. This report may include any motion to adopt amendments recommended by the Rules Committee, in part or in whole. Any motion to divide such motion or substitute an alternative amendment shall be in order, ~~as long as such alternative was distributed in accordance with Election Law 2-114~~ as long as such alternative was distributed with advanced notice in accordance with these Rules.

The original motion to **recommend Proposal Z as follows to the State Committee for adoption as an amendment to the Rules of the Libertarian Party** passed by voice vote as amended.

21.1. GENERAL. These Rules may be amended by majority vote at a meeting of the full State Committee in accordance with the procedures in this article unless otherwise required by Election Law.

21.2.1. CONSIDERATION OF AMENDMENTS BY THE RULES COMMITTEE.

At the meeting in which the submitted amendments shall be voted upon, the Rules Committee may, prior to the consideration of any other amendment, present the committee’s report that includes any recommended amendments to the Party Rules. This report may include any motion to adopt amendments recommended by the Rules Committee, in part or in whole. Any motion to divide such motion or substitute an alternative amendment shall be in order, ~~as long as such alternative was distributed in accordance with Election Law 2-114.~~ as long as such alternative was distributed with advanced notice in accordance with these Rules.

21.2.2.3. CONSIDERATION OF OTHER AMENDMENTS. Amendments not recommended by the Rules Committee shall be presented by the Secretary in the order they were received, alternating between different authors, if such authors are proposing multiple amendments, in the order that the Secretary received them.

21.1.4. SUBMISSION OF OTHER AMENDMENTS. Any member or member-Elect of the State Committee may submit amendments for consideration at the meeting for which they are entitled to vote. In order to be distributed to the State Committee by official party communications, the proposed amendment(s) ~~Amendments to these Rules~~ must be submitted ~~in writing~~ to the Secretary at least ~~fifteen (15)~~ thirty (30) days in advance of the meeting in which the amendments shall be voted upon. ~~Subsequent~~

submission(s) of amendment(s) may be distributed by official party communications at the discretion of the Secretary.

21.5. NOTICE AND DISTRIBUTION. Such amendments and notice to the meeting in which the amendments are to be considered must be given at least seven (7) days in advance of the meeting and may be distributed electronically ~~in accordance with Election Law 2-114.~~

~~21.2. CONSIDERATION OF AMENDMENTS. Only amendments that were submitted in accordance with Article 21.1 shall be considered.~~

~~21.3. VOTING ON AMENDMENTS. Amendments to these Rules shall require a majority vote at a meeting of the full State Committee.~~

Motion by Pietro Geraci to **recommend Proposal F as follows to the State Committee for adoption as an amendment to the Rules of the Libertarian Party** was seconded by Mark Braiman.

6.10. LNC REGIONAL AGREEMENTS. The full State Committee must approve by a simple majority vote any and all LNC Regional Agreements that pertain to state affiliate membership within a given LNC Region and the terms and conditions for the LNC Regional Representative and Alternate who will serve the region in which the Libertarian Party of New York is a member.

6.11. RECALLING A LIBERTARIAN NATIONAL COMMITTEE REGIONAL REPRESENTATIVE OR ALTERNATE. The Libertarian Party of New York may only vote to recall a LNC Regional Representative and/or Alternate by a 2/3 majority vote of the delegates who represented the Libertarian Party of New York at the Libertarian National Convention at which the Representative and/or Alternate were elected, or by a 7/8 majority vote of the full State Committee.

Motion by Daniel Castello to **divide the question and considered the proposed Article 6.10 and Article 6.11 separately** was seconded by Christopher Olenski and passed without objection.

Article 6.10 of Proposal F was debated. Motion by Mark Braiman to **amend Article 6.10 of Proposal F as follows to strike “state” as indicated in orange and insert “New York State” as indicated in purple** was seconded by Daniel Castello, debated, and passed by voice vote.

6.10. LNC REGIONAL AGREEMENTS. The full State Committee must approve by a simple majority vote any and all LNC Regional Agreements that pertain to **New York** sState affiliate membership within a given LNC Region and the terms and conditions for

the LNC Regional Representative and Alternate who will serve the region in which the Libertarian Party of New York is a member.

Motion by Christopher Olenski to **postpone consideration of Proposal F until the State Committee can be polled** was withdrawn.

Motion by Mark Glogowski to **amend Article 6.10 of Proposal F as follows to strike “full” and “State” as indicated in orange and insert “Libertarian Party of” as indicated in purple** was seconded by Daniel Castello, debated, and passed by voice vote.

6.10. LNC REGIONAL AGREEMENTS. The ~~full~~ State Committee must approve by a simple majority vote any and all LNC Regional Agreements that pertain to **Libertarian Party of New York** ~~State~~ affiliate membership within a given LNC Region and the terms and conditions for the LNC Regional Representative and Alternate who will serve the region in which the Libertarian Party of New York is a member.

Motion by Justin Carman to **amend Article 6.10 of Proposal F as follows to strike “State” as indicated in orange and insert “Executive” as indicated in purple** was seconded by Daniel Castello and failed by voice vote.

6.10. LNC REGIONAL AGREEMENTS. The ~~State~~ **Executive** Committee must approve by a simple majority vote any and all LNC Regional Agreements that pertain to Libertarian Party of New York affiliate membership within a given LNC Region and the terms and conditions for the LNC Regional Representative and Alternate who will serve the region in which the Libertarian Party of New York is a member.

Motion by Christopher Olenski to **postpone consideration of Proposal F until the State Committee can be polled** failed due to lack of a second.

The original motion to **recommend Article 6.10 of Proposal F as follows to the State Committee for adoption as an amendment to the Rules of the Libertarian Party** passed 5—4 after a roll call vote, with Mark Braiman, Pietro Geraci, Mark Glogowski, Paul Grindle, and Adam Magoon voting in favor and Justin Carman, Daniel Castello, Michael Rebmann, and Christopher Olenski voting against.

6.10. LNC REGIONAL AGREEMENTS. The State Committee must approve by a simple majority vote any and all LNC Regional Agreements that pertain to Libertarian Party of New York affiliate membership within a given LNC Region and the terms and conditions for the LNC Regional Representative and Alternate who will serve the region in which the Libertarian Party of New York is a member.

Article 6.11 of Proposal F was debated. Motion by Paul Grindle to **amend Article 6.11 of Proposal F as follows to strike “full” as indicated in orange** was seconded by Mark Braiman, debated, and passed without objection.

6.11. RECALLING A LIBERTARIAN NATIONAL COMMITTEE REGIONAL REPRESENTATIVE OR ALTERNATE. The Libertarian Party of New York may only vote to recall a LNC Regional Representative and/or Alternate by a 2/3 majority vote of the delegates who represented the Libertarian Party of New York at the Libertarian National Convention at which the Representative and/or Alternate were elected, or by a 7/8 majority vote of the ~~full~~ State Committee.

Motion by Mark Glogowski to **amend Article 6.11 of Proposal F as follows to strike “by a 2/3 majority vote of the delegates who represented the Libertarian Party of New York at the Libertarian National Convention at which the Representative and/or Alternate were elected, or” as indicated in orange** was seconded by Adam Magoon, debated, and passed by voice vote.

6.11. RECALLING A LIBERTARIAN NATIONAL COMMITTEE REGIONAL REPRESENTATIVE OR ALTERNATE. The Libertarian Party of New York may only vote to recall a LNC Regional Representative and/or Alternate ~~by a 2/3 majority vote of the delegates who represented the Libertarian Party of New York at the Libertarian National Convention at which the Representative and/or Alternate were elected,~~ or by a 7/8 majority vote of the State Committee.

Motion by Pietro Geraci to **amend Article 6.11 of Proposal F as follows to strike “by” and “7/8” as indicated in orange and insert “Chair of the,” “at the direction of,” and “two-thirds (2/3)” as indicated in purple** was seconded by Mark Braiman, debated, and passed by voice vote.

6.11. RECALLING A LIBERTARIAN NATIONAL COMMITTEE REGIONAL REPRESENTATIVE OR ALTERNATE. The ~~Chair of the~~ Libertarian Party of New York may only vote to recall a LNC Regional Representative and/or Alternate ~~at the direction of~~ ~~by~~ a ~~7/8~~ two-thirds (2/3) majority vote of the State Committee.

The original motion to **recommend Article 6.10 of Proposal F as follows to the State Committee for adoption as an amendment to the Rules of the Libertarian Party** passed 5—4 after a roll call vote, with Mark Braiman, Pietro Geraci, Mark Glogowski, Paul Grindle, Adam Magoon voting in favor and Justin Carman, Daniel Castello, Christopher Olenski, Michael Rebmann voting against.

6.11. RECALLING A LIBERTARIAN NATIONAL COMMITTEE REGIONAL REPRESENTATIVE OR ALTERNATE. The Chair of the Libertarian Party of New York may only vote to recall a LNC Regional Representative and/or Alternate at the direction of a two-thirds (2/3) majority vote of the State Committee.

The next meeting was scheduled for Tuesday, January 24, 2023 at 7:00 p.m.

Motion by Daniel Castello to **adjourn** was seconded by Justin Carman and passed by voice vote.

The meeting was **adjourned** at 9:18 p.m.

Andrew Martin Kolstee,
Chair