

## ***Motion 2021-1 Constitution Amendments***

### CONSTITUTION

#### ARTICLE I: NAME AND OBJECT

##### SECTION I

The name of this organization shall be the “Libertarian Party of Brevard County” hereinafter referred to as the “LPBC.”

##### SECTION II

The object and purpose of the LPBC is to engage in political action to defend and advance the cause of individual liberty and minimum government in Brevard County, Florida, and to serve as an affiliate organization to the Libertarian Party of Florida.

##### SECTION III

The LPBC shall serve as the county affiliate in Brevard County to the Libertarian Party of Florida.

##### SECTION VI

The LPBC adopts the Libertarian Party Statement of Principles as approved in 1974 as the philosophy upon which the Libertarian Party is founded, by which it shall be sustained, and through which liberty shall prevail.

##### SECTION V

**The Libertarian Party of Brevard County (LPBC) shall adopt the constitution and bylaws of the Libertarian Party of Florida as its basic guidance.**

##### SECTION VI

**The Libertarian Party of Brevard County (LPBC) may secede from the Libertarian Party of Florida with a three-fourths majority of voting members present at a duly called business meeting.**

##### ARTICLE VII

**Upon adoption of secession, or upon dissolution of the Libertarian Party of Florida leading to dissolution of LPBC, all LPBC assets shall be assigned to a designated successor organization and/or contributed to charity as chosen by majority vote if not specified in secession. Upon dissolution of the Libertarian Party of Brevard County (LPBC) for any other reason except secession or**

dissolution of the Libertarian Party of Florida, LPBC assets shall be assigned to the Libertarian Party of Florida.

## **ARTICLE II: MEMBERSHIP AND DUES**

### SECTION I

~~MEMBERSHIP SHALL HAVE 3 CLASSES REGULAR, ACTIVE, AND VOTING.~~

### SECTION II

~~A REGULAR MEMBER IN THE LPBC IS DEFINED AS A PERSON WHO SIGNS THE MEMBERSHIP PLEDGE (N.A.P.) "I HEREBY CERTIFY THAT I DO NOT BELIEVE IN OR ADVOCATE THE INITIATION OF FORCE AS A MEANS OF ACHIEVING POLITICAL OR SOCIAL GOALS" AND SUPPORTS LIBERTARIAN PRINCIPLES. REGISTERED MEMBERS IN THE LIBERTARIAN PARTY OF FLORIDA IS SUFFICIENT TO QUALIFY AS SIGNING THIS PLEDGE. REGULAR MEMBERS SHALL MAINTAIN THEIR MEMBERSHIP STATUS FOR LIFE UNLESS EXPLICITLY REVOKED.~~

### SECTION III

~~AN ACTIVE MEMBER IS DEFINED AS ANY PERSON WHO IS A REGULAR MEMBER AND HAS ATTENDED 4 OF THE PREVIOUS 6 MONTHS BUSINESS MEETINGS. ANY MEMBER WHO FAILS TO MAINTAIN THIS LEVEL OF ATTENDANCE SHALL AUTOMATICALLY BECOME A REGULAR MEMBER.~~

~~NEW ATTENDEES SHALL OBTAIN ACTIVE MEMBERSHIP STATUS AFTER ATTENDING 4 OF THE PREVIOUS 6 MEETINGS AND HAS SIGNED THE MEMBERSHIP STATEMENT (N.A.P.)~~

### SECTION IV

~~A VOTING MEMBER IS DEFINED AS ANY PERSON WHO IS AN ACTIVE MEMBER REGISTERED TO VOTED IN BREVARD COUNTY, FLORIDA. ANY VOTING MEMBER WHO FAILS TO MAINTAIN VOTER REGISTRATION IN BREVARD COUNTY OR JOINS ANOTHER POLITICAL PARTY SHALL AUTOMATICALLY BECOME AN INACTIVE MEMBER.~~

### SECTION V

~~REGULAR, ACTIVE, OR VOTING MEMBERS MAY VOLUNTARILY CHOOSE TO REVOKE THEIR MEMBERSHIP WITH A SIGNED WRITTEN STATEMENT DELIVERED TO ANY EC MEMBER.~~

### SECTION VI

~~IN AN EFFORT TO MAINTAIN A CULTURE OF SELF-RELIANCE AND VOLUNTARY FUNDING, THE LPBC SHALL COLLECT NO MEMBERSHIP DUES OR FEES. THE LPBC SHALL RELY SOLELY ON DONATIONS, CONTRIBUTIONS, AND PROCEEDS FROM FUND-RAISING ACTIVITIES.~~

## **SECTION I**

**An Associate Member of the LPBC is any person who states intent to join the LPBC and signs the Non-Aggression Pledge (N.A.P.) “I hereby certify that I do not believe in or advocate the initiation of force as a means of achieving political or social goals.” Verified membership in the Libertarian Party of Florida is sufficient to qualify as signing this pledge. Associate Members shall maintain membership status for life unless explicitly revoked or resigned.**

## **SECTION II**

**A Voting Member of the LPBC is any person who is an Associate Member and attends three (3) of the previous six (6) and/or six (6) of the previous twelve (12) regular business meetings, is registered to vote in Brevard County, Florida with a listed party of Libertarian Party of Florida (LPF) as verified by Voter ID, and is not otherwise a member of any other political party. Voting membership shall take effect immediately on attendance of the qualifying meeting. Any member who fails to maintain this level of attendance, whose voter registration cannot be verified, or who is shown to be registered with or is otherwise a member of another political party shall be downgraded to associate membership until all qualifications for voting membership are met again.**

## **SECTION III**

**Any member may voluntarily choose to revoke membership in LPBC with a signed written statement delivered to at least two EC members or presented at a regular business meeting. No member may be expelled or otherwise have membership revoked except as prescribed in this constitution.**

## **SECTION IV**

**To promote a libertarian culture of self-reliance and voluntary funding, the LPBC shall collect no membership dues or fees. The LPBC shall rely solely on donations, contributions, and proceeds from fundraising activities.**

## **ARTICLE III: OFFICERS AND EXECUTIVE COMMITTEE**

### **SECTION I**

~~THE OFFICERS OF THE LPBC SHALL BE A CHAIR, A VICE CHAIR, A SECRETARY AND A TREASURER. THESE PERSONS WILL BE THE MEMBERS OF THE EXECUTIVE COMMITTEE.~~

**The Executive Committee of the LPBC shall consist of the Chair, the Vice-Chair, the Secretary, the Treasurer, and the Director At-Large.**

#### SECTION II

~~COMMITTEE CHAIRS, WHETHER ELECTED OR APPOINTED WILL ALSO BE MEMBERS OF THE EXECUTIVE COMMITTEE.~~

#### ~~SECTION III~~ **SECTION II**

~~OFFICERS SHALL BE ELECTED FOR A TERM OF ONE YEAR BY A MAJORITY VOTE OF ACTIVE MEMBERS AT THE JANUARY MEETING OF EACH YEAR.~~

**Executive Committee Members shall be elected for a term of one year by a majority of Voting Members at the annual business meeting held in January, in accordance with any voting procedures further prescribed in the bylaws or by a majority of Voting Members, to begin at the adjournment of that meeting.**

#### ~~SECTION IV~~ **SECTION III**

~~ANY OFFICER MUST BE A REGISTERED MEMBER OF THE LIBERTARIAN PARTY OF FLORIDA IN BREVARD COUNTY.~~

**To be elected to any Executive Committee position, the nominee must meet all of the following qualifications:**

- **The nominee must be a current LPBC Voting Member**
- **The nominee must be a member of the Libertarian Party of Florida**
- **The nominee must be registered to vote in Brevard County, Florida with a listed party of Libertarian Party of Florida (LPF) as verified by Voter ID**
- **The nominee must not have served in the same position previously for eight (8) or more consecutive years**

**“None of the above” (NOTA) shall always be considered a nominee for each elected position. If “none of the above” receives a majority, none of the nominees will be elected to the position.**

#### **SECTION IV**

**If no fully qualified member is elected to a particular Executive Committee position in a particular election, some or all of the qualifications for election may be waived by two-thirds of voting members and new nominations may be made**

**with the lesser qualifications. The following qualifications are the minimum prescribed by law and party rule and cannot be waived:**

**The nominee must be a member of the Libertarian Party of Florida**

**The nominee must be registered to vote in Florida with a listed party of Libertarian Party of Florida (LPF) as verified by Voter ID.**

~~SECTION V~~ **SECTION V**

**The Chair shall preside over meetings and shall act as the public spokesperson of the LPBC.**

~~SECTION VI~~ **SECTION VI**

The Vice-Chair shall perform the duties of the Chair in conjunction with or in the absence of the Chair.

~~SECTION VII~~ **SECTION VII**

The Secretary shall keep LPBC records including, but not limited to:

- minutes of meetings
- records of membership
- official correspondence

The Secretary shall insure members are informed of meetings and events. The Secretary shall perform the duties of the Chair in the absence of the Chair and the Vice-Chair.

~~SECTION VIII~~ **SECTION VIII**

The Treasurer shall be the Chief Financial Officer and shall receive, hold, disburse and account for all funds under the direction of the Executive Committee. The Treasurer shall perform the duties of the Chair in the absence of the Chair, the Vice-Chair, and the Secretary.

**SECTION IX**

**The Director At-Large shall perform the duties of the Chair in the absence of the Chair, Vice-Chair, Secretary, and Treasurer. The Director At-Large shall represent the interests of all Brevard Libertarians to the Executive Committee and shall be responsible for overseeing candidate requests.**

~~SECTION IX~~ **SECTION X**

~~ANY OFFICER MAY RESIGN HIS OR HER OFFICE BY DELIVERING WRITTEN RESIGNATION TO ANY OTHER MEMBER OF THE EXECUTIVE COMMITTEE.~~

**Any Executive Committee member may resign from their Executive Committee position by written notice to at least two (2) other Executive Committee Members or by making a motion to accept their resignation at the next regular business meeting.**

#### SECTION X

~~ANY OFFICER WHO SHALL ALLOW HIS OR HER MEMBERSHIP TO BECOME INACTIVE SHALL BE DEEMED TO HAVE RESIGNED HIS OR HER OFFICE.~~

#### ~~SECTION XI~~ **SECTION XI**

~~THE CHAIR SHALL HAVE THE AUTHORITY TO APPOINT A REPLACEMENT TO COMPLETE THE TERM OF ANY OFFICERS POSITION MADE VACANT BY RESIGNATION OR INABILITY TO SERVE. SUCH APPOINTMENTS SHALL BE REQUIRED TO BE CONFIRMED AT THE NEXT MEETING, UNLESS THE NEXT MEETING IS JANUARY'S MEETING, IN WHICH CASE THE OFFICER SHALL BE REQUIRED TO BE ELECTED TO SERVE A NEW TERM.~~

**Voting members of the LPBC may remove any Executive Committee member from elected position by a two-thirds vote. The motion to remove shall state the cause(s) for removal and the Executive Committee Member being considered for removal shall be permitted to speak for up to two (2) minutes in opposition. A special election may be held at that meeting to replace the removed Executive Committee member in accordance with the rules for special elections. If no replacement is elected, the position shall be vacant until otherwise filled.**

#### ~~SECTION XII~~ **SECTION XII**

~~ACTIVE MEMBERS OF THE LPBC MAY RECALL ANY EXECUTIVE COMMITTEE OFFICER WITH A TWO-THIRDS MAJORITY VOTE.~~

**Any Executive Committee position that is vacant for any reason prior to the regular election for that position shall have a special election for that position at the next regular business meeting in accordance with all rules prescribed for the regular election for that position. The Executive Committee member so elected shall serve the remainder of the unfinished term for the position to be effective immediately upon election. If required by law or party rule, the Chair may appoint an interim replacement to the position until the position is filled by election.**

## **ARTICLE IV: ADOPTION AND AMENDMENTS**

### **SECTION I**

~~THE CONSTITUTION AND BY LAWS SHALL BE ADOPTED BY A THREE-FOURTHS VOTE OF THE ACTIVE MEMBERSHIP.~~

**Adoption of any new constitution and bylaws shall be adopted by three-fourths of the voting members present at a duly called business meeting.**

### **SECTION II**

~~AMENDMENTS TO THIS CONSTITUTION SHALL BE MADE BY A THREE-FOURTHS VOTE OF THE ACTIVE MEMBERSHIP.~~

**Amendments to this constitution shall be adopted by three-fourths of the voting members present at a duly called business meeting.**

### **SECTION III**

~~AMENDMENTS TO THE CONSTITUTION OR BYLAWS MUST BE BROUGHT UP FOR CONSIDERATION AT THE PREVIOUS MEMBERSHIP MEETING.~~

**Amendments to the bylaws shall be adopted by a majority of the voting members present at a duly called business meeting.**

### **SECTION IV**

**Adoption of a new constitution and bylaws or amendments to this constitution or bylaws shall be presented for hearings and discussion at two consecutive business meetings and shall only be put to a vote and adopted at the second hearing.**

### **SECTION V**

**Adoption of a new constitution and bylaws or amendments to this constitution or bylaws shall be effective immediately upon adoption unless otherwise prescribed by the adopting motion.**

## **~~ARTICLE V: STANDING COMMITTEES~~**

### **SECTION I**

~~THERE SHALL BE FOUR STANDING COMMITTEES: FINANCE, COMMUNICATIONS, MEMBERSHIP AND BYLAWS.~~

## SECTION II

~~COMMITTEE CHAIRS SHALL BE APPOINTED BY THE CHAIR AND SERVE AT THE DISCRETION OF THE CHAIR. THE CHAIR SHALL BE A MEMBER EX OFFICIO OF ALL COMMITTEES.~~

## SECTION III

~~COMMITTEE MEMBERSHIP SHALL BE THE RESPONSIBILITY OF THE COMMITTEE CHAIR, WITH THE EXCEPTION OF THOSE IN SECTION IV.~~

## SECTION IV

~~THE VICE-CHAIR SHALL BE A MEMBER OF THE MEMBERSHIP COMMITTEE. THE TREASURER SHALL BE A MEMBER OF THE FINANCE COMMITTEE. THE SECRETARY SHALL BE A MEMBER OF THE COMMUNICATIONS COMMITTEE. THE CHAIR SHALL BE A MEMBER OF THE BYLAWS COMMITTEE.~~

## SECTION V

~~THE FINANCE COMMITTEE SHALL BE RESPONSIBLE FOR ASSISTING THE EXECUTIVE COMMITTEE WITH IDENTIFYING WAYS TO GENERATE INCOME FOR THE LPBC, AND FOR MAXIMIZING THE EFFECT OF LPBC EXPENSES.~~

## SECTION VI

~~THE COMMUNICATIONS COMMITTEE SHALL BE RESPONSIBLE FOR ASSISTING THE EXECUTIVE COMMITTEE WITH KEEPING THE MEMBERSHIP INFORMED, AND FOR PUBLIC COMMUNICATION OUTSIDE THE LPBC.~~

## SECTION VII

~~THE MEMBERSHIP COMMITTEE SHALL BE RESPONSIBLE FOR ASSISTING THE EXECUTIVE COMMITTEE WITH MEMBERSHIP GROWTH AND RETENTION EFFORTS.~~

## SECTION VIII

~~THE BYLAWS COMMITTEE SHALL BE RESPONSIBLE FOR ASSISTING THE EXECUTIVE COMMITTEE WITH THE EXECUTION OF THE BYLAWS, AND PROPOSING SUCH AMENDMENTS AS MAY BE NEEDED.~~

## SECTION IX

~~THE EXECUTIVE COMMITTEE SHALL HAVE THE AUTHORITY TO CREATE OTHER COMMITTEES PROVIDED SUCH DESIGNATION STATES MEMBERSHIP~~



~~REQUIREMENTS, THE COMMITTEE CHAIR REQUIREMENTS, TERM AND MANDATE. THE EXECUTIVE COMMITTEE SHALL HAVE THE RIGHT TO DISSOLVE COMMITTEES SO CREATED.~~

## **ARTICLE V: PARLIAMENTARY PROCEDURE**

### **SECTION I**

**Robert's Rules of Order, Newly Revised (RONR) 12th Edition shall be the parliamentary authority for all matters of procedure not specifically covered by this constitution or the bylaws.**

### **SECTION II**

**Any provisions in the bylaws that conflict with this constitution shall be severed and deemed unenforceable to the minimum extent necessary to remove the conflict. Any two conflicting provisions wholly contained within the constitution or wholly contained within the bylaws shall be resolved in favor of the most recently adopted provision, and the older provision shall be severed and deemed unenforceable to the minimum extent necessary to remove the conflict.**

### **SECTION III**

**The Executive Committee may create additional standing rules or other written governing documents that are wholly subordinate to and may not conflict with this constitution, the bylaws, and the adopted parliamentary authority.**

### **SECTION IV**

**The Executive Committee shall call business meetings at least monthly with advance notice of the meeting posted to the public and functioning website, subject to any additional policies and procedures defined in the bylaws or other subordinate governing documents.**

### **SECTION V**

**Permanent standing committees may be defined in the bylaws, to include the committee's name, membership composition and qualifications, term of service, duties, powers, and any other policies and procedures prescribing the actions of the committee.**

### **SECTION VI**

**The Executive Committee may create special committees in accordance with the adopted parliamentary authority. Any such special committees shall operate for**

**the duration specified by the Executive Committee or until the next regular Executive Committee election, whichever is sooner.**