

November 1, 2016

Federal Election Commission
999 E Street NW
Washington, DC 20463

Re: Advisory Opinion Request

Dear Commissioners:

Pursuant to 52 U.S.C. § 30108, Alaska Libertarian Party (“AKLP”), C00618306, seeks an advisory opinion recognizing it as a State committee of the Libertarian National Committee, Inc. (“LNC”).

Consistent with 52 U.S.C. § 30101(15), 11 C.F.R. § 100.14(a), and Advisory Opinion 2015-01 (Green-Rainbow Party), the following qualifications have been met:

1. LNC qualifies as a political party, as detailed in Advisory Opinion 2010-13 (Libertarian Party of Florida) and Advisory Opinion 1975-129 (National Committee of the Libertarian Party).
2. AKLP is the recognized affiliate of LNC for the state of Alaska, as detailed in the August 31, 2016 LNC letter, attached.
3. AKLP performs, and is responsible for, the day-to-day functions and operations of a political party at the state level. Specifically:
 - A. AKLP has assisted in placing Gary Johnson on the 2016 general election ballot as a Libertarian candidate for President of the United States. Mr. Johnson qualifies as a “candidate” under 52 U.S.C. § 30101(2) and 11 C.F.R. § 100.3(a).
 - B. AKLP organizes state party conventions, supports Libertarian candidates in the state, develops and implements state policy, and manages state party operations and other related affairs. Consistent with 52 U.S.C. § 30101(15) and 11 C.F.R. § 100.14(a), this is supported by AKLP’s current organizing documents, attached.

Please let me know if you have any questions regarding this request.

Sincerely,

/s/

Christina Sirois, Esq.
571-207-6451 Direct
csiroids@dbcapitolstrategies.com

Enclosure(s): LNC List of State Affiliates
AKLP Organizing Documents

NAME(S)

Type	Name
Legal Name	ALASKA LIBERTARIAN PARTY, INC.

ENTITY DETAILS

Entity Type: Nonprofit Corporation
Entity #: 78340D
Status: Good Standing
AK Formed Date: 12/17/2002
Duration/Expiration: Perpetual
Home State: ALASKA
Next Biennial Report Due: 7/2/2018
Entity Mailing Address: 200 W 34TH AVE, PMB #543, ANCHORAGE, AK 99503
Entity Physical Address: 317 N FLOWER ST, ANCHORAGE, AK 99508

REGISTERED AGENT

Agent Name: MARK FISH
Registered Mailing Address: PO BOX 521174, BIG LAKE, AK 99652
Registered Physical Address: 15325 W LOON NEST LANE, BIG LAKE, AK 99652

OFFICIALS

Show Former

AK Entity#	Name	Titles	Percent Owned
	Cean Stevens	Director, Treasurer	
	Cean Stevens	Director, Secretary	
	Jon Watts	Director, President	
	Randy Stevens	Director, Vice President	

FILED DOCUMENTS

Date Filed	Type	Filing	Certificate
12/17/2002	Creation Filing	Click to View	
6/17/2004	Biennial Report	Click to View	
10/20/2006	Biennial Report	Click to View	
11/16/2006	Agent Change	Click to View	
11/16/2006	Biennial Report	Click to View	
9/11/2008	Change of Officials	Click to View	
2/3/2009	Agent Resignation	Click to View	
5/13/2011	Biennial Report	Click to View	
11/5/2012	Biennial Report	Click to View	
4/11/2013	Agent Change	Click to View	
4/11/2013	Biennial Report	Click to View	
1/15/2015	Biennial Report	Click to View	
10/17/2016	Biennial Report	Click to View	AOR002

State of Alaska
Department of Community and Economic Development
Division of Banking, Securities and Corporations

CERTIFICATE
OF
INCORPORATION
Nonprofit Corporation

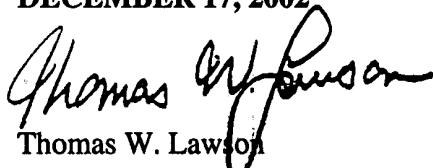
The undersigned, as acting Commissioner of Community and Economic Development of the State of Alaska, hereby certifies that Articles of Incorporation of

ALASKA LIBERTARIAN PARTY, INC.

have been received in this office and have been found to conform to law.

ACCORDINGLY, the undersigned, as acting Commissioner of Community and Economic Development, and by virtue of the authority vested in me by law, hereby issues this Certificate of Incorporation and attaches hereto the original copy of the Articles of Incorporation.

IN TESTIMONY WHEREOF, I execute this certificate and
affix the Great Seal of the State of Alaska on
DECEMBER 17, 2002



Thomas W. Lawson
Acting Commissioner of Community
and Economic Development

DEC 17 2002

Dept. of Community &
Economic Development

ARTICLES OF INCORPORATION
OF
ALASKA LIBERTARIAN PARTY, INC.

ARTICLE I

The name of this non-profit corporation, organized under the provisions of Chapter 10, Article 20, of the Alaska Statutes, is **ALASKA LIBERTARIAN PARTY, INC.**

ARTICLE II

The period of existence of the corporation is perpetual.

ARTICLE III

The purposes of this corporation are as follows:

1. To serve as the legal organization for the Libertarian Party in the State of Alaska, and as the successor to the Alaska Libertarian Party, an unincorporated political association.
2. To provide full political participation with equal opportunity for everyone of every race, religion, sex, age, and national origin.
3. To assist in public education, enactment of legislation, and selection of public officers and candidates who support the principles of the Libertarian Party.
4. To support ballot initiatives which support and promote libertarian ideals and principles.
5. To support the programs and principles of the Libertarian National Committee, Inc., and participate in its affairs and functions.
6. To select electors to vote for president and vice-president of the United States.
7. To perform any and all acts which may be performed by a political party in furtherance of its principles and goals.

8. To have all other powers required or advisable in order to take any action necessary to effectuate the purposes of this corporation.

ARTICLE IV

The internal affairs of this corporation are governed by its Constitution and Bylaws, which may hereafter be adopted and amended as determined in the Constitution and Bylaws.

ARTICLE V

No part of the net earnings of this corporation shall inure to the benefit of or be distributable to its members, officers, directors, or any other private persons, except that the corporation is authorized to pay reasonable compensation for services rendered.

ARTICLE VI

Upon dissolution or final liquidation, the assets of the corporation shall be distributed to an organization with a purpose similar to the purpose of this corporation.

ARTICLE VII

As authorized by AS 10.20.151(d), a director shall have no liability to the corporation for monetary damages for the breach of fiduciary duty as a director.

ARTICLE VIII

The physical address of the registered office of the corporation, and Leonard J. Karpinski, its registered agent, is 3901 Barbara Drive, Anchorage AK 99517-2527. The mailing address of the corporation and its registered agent is PMB 373, 205 East Dimond Blvd., Anchorage AK 99515.

ARTICLE IX

The initial board of Directors shall consist of eight directors, whose names and addresses are:

Gordon W. Hartlieb
3419 Grissom Circle
Anchorage AK 99517-2318

Edward A. Hoch
212 Henderson Road
Fairbanks AK 99709

Betty J. Hoch
212 Henderson Road
Fairbanks AK 99709

Leonard J. Karpinski
3901 Barbara Drive
Anchorage AK 99517-2527

Billy S. Toien
PMB 680, 3705 Arctic Blvd.
Anchorage AK 99503-5774

Ron Windeler
P.O. Box 201951
Anchorage AK 99520-1951

Robert Clift
6402 Hampton Avenue
Anchorage AK 99504-4354

Al Anders
217 Seward Street
Juneau AK 99801

ARTICLE X


The names and addresses of the incorporators are:

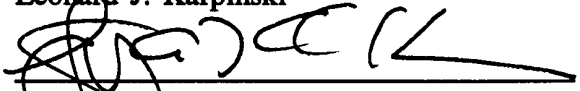
Leonard J. Karpinski
3901 Barbara Drive
Anchorage AK 99517-2527

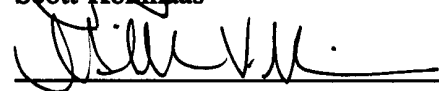
Scott Kohlhaas
6701 East Sixth Avenue, Apt. 24
Anchorage AK 99504

Michelle V. Minor
1120 East Huffman Road, #664
Anchorage AK 99515

EXECUTED by the incorporators on December 17, 2002.



Leonard J. Karpinski


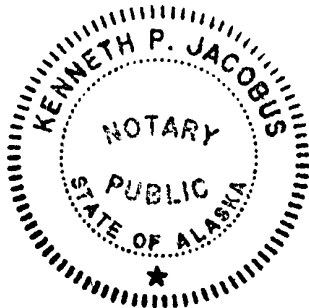
Scott Kohlhaas


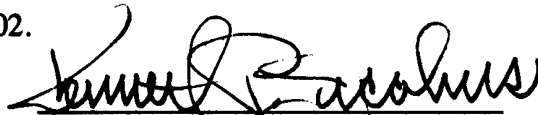
Michelle V. Minor

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

Leonard J. Karpinski, Scott Kohlhaas and Michelle V. Minor, known to me to be the persons who executed these Articles of Incorporation, appeared before me, and, after being first duly sworn, stated that they have read the contents of the Articles of Incorporation, that the statements made therein are true, and they executed the Articles of Incorporation for the uses and purposes set forth therein.

DATED this 17th day of December, 2002.





Notary Public in and for Alaska
My Commission Expires: 10/04

STATEMENT OF NONPROFIT CLASSIFICATION CODE (NPSIC)

The NPSIC which most clearly describe the initial activities of the corporation are:

Primary: 8650 Secondary: _____ Other: _____

Bylaws

ALASKA LIBERTARIAN PARTY BY-LAWS

Adopted by Convention: 13 May 1989

As Amended 1996, 1997, 1999, 2001, 2010, 2012, 2013, 2014, 2015, 2016

Section One: EXECUTIVE COMMITTEE

A. Members – In addition to the five offices of the Executive Board (committee) established by the ALP Constitution, the offices of Fund raising Chair and Communications Director are hereby established as provided by Article V (A)(2). Elections for the additional offices shall be held every year at the first committee meeting following the annual convention using the voting procedure outlined below for conventions. Further, one committee member shall be selected by a similar vote to serve as the Party Parliamentarian as provided for in Robert's Rules of Order.

B. Officer Duties

1. Chair – (a) Act as presiding officer at Conventions and committee meetings of all kinds. (b) Call all conventions and committee meetings of all kinds. (c) Direct the party in retaining its legal status in Alaska as a recognized political party and in complying with all Alaska election laws. (d) Maintain the party's status with the National Libertarian Party. Resolve national party issues with the vote of the committee as necessary. (e) Rule as necessary on membership and procedural matters. (f) Act as the unitary public voice of the party on all matters.

2. Vice-Chair – (a) Assume the Chair's responsibilities as required by absence. (b) Organize the time, place and content of conventions, including recruitment of speakers and other offerings. (c) Draft and gain the Chair's approval of an agenda for conventions and committee meetings. (d) Act as primary point-of-contact for ALP candidates and their campaigns.

3. Secretary – (a) Maintain all party records. (b) Draft and gain approval of minutes for all conventions and committee meetings. (c) Prepare and submit election law reporting to the State of Alaska. (d) Assist the Chair and Vice-Chair in their duties as necessary.

4. Treasurer – (a) Monitor and authorize as necessary all party expenditures, including full authority alone to authorize necessary expenditures of \$200 or less. (b) Report on the state of party finances at conventions and committee meetings, including all special authorizations by the Treasurer. (c) Assist the Secretary in his or her duties, including the submission of Alaska election law reporting. (d) Prepare and file all necessary schedules and forms required by the tax laws of the United States or of the State of Alaska. (e) Maintain all party financial records as directed by the committee.

5. Membership Chair – (a) Maintain a current membership roster. (b) Establish and execute membership drives. (c) Train all party members concerning the steps to establishing membership in the party. (d) Report to conventions and committee meetings on membership matters, including recommendations on accepting proposed affiliate parties.

6. Fundraising Chair – (a) Maintain a current donors' roster. (b) Establish and execute fund raising drives. (c) Assist the Secretary and Treasurer in preparing Alaska election law reporting. (d) Report to conventions and committee meetings on fund raising matters.

7. Communications Director – (a) Administrate, maintain and improve the party's web site, Alaska Libertarian Party, and all party outreach materials to include all social media. (b) Draft and issue press releases with approval as necessary. (c) Establish and execute publicity campaigns. (d) Act as the

primary point-of-contact for all interaction with the press/media. (e) Compose and circulate a party newsletter quarterly. (f) Monitor all social media of affiliates and report to chair.

One person may serve in more than one committee office. Such person shall hold only one committee vote no matter the number of offices held.

All officer duties may be fully taken up temporarily by other committee members as circumstances may require with the approval of the committee as discretion requires.

C. Committee Meetings and Procedure

1. Quorum – The participation of 60 percent of the committee shall constitute a quorum for meetings.

2. Scheduling/Notice – The Chair shall establish dates and locations for committee meetings providing written notice to committee members no less than three days prior to the meeting. Participation by audio-visual or telephone link is encouraged, should the necessary equipment be available. Notice of committee meetings shall also be forwarded to all party members.

3. Participation – All party members are encouraged to attend committee meetings and participate in debate (not to make motions or vote). Guests of party members may also attend and will be given some opportunity to speak should they wish to. Guests should be identified to the Vice-Chair sometime prior to the committee meeting.

4. Honor Code – a) No member shall willfully misrepresent events known to them during committee debate, b) No member shall employ personal insults toward anyone during debate, c) No member other than the Chair shall say they speak for the party unless specifically authorized to do so, e) internal party matters shall be kept confidential at the discretion of the Executive Board, f) Transparency in all party matters shall be observed to party members with regards to private board meetings.

5. Board Vacancies – Should a board member die, resign or become disabled the committee may select a replacement to fill the remainder of the one-year term in office.

Section Two: PARTY CONVENTIONS

A. Nominations and Elections

1. Single winner elections – Candidates for party office may be nominated and seconded on the convention floor by delegates. Each candidate will have the chance to speak to the convention and to have one other person at least speak on his or her behalf. A candidate must win a majority of delegates voting with runoff votes as necessary. In a tie after two runoff votes, the party officer shall be selected by flipping a coin supervised by the Chair or Vice-Chair.

2. Multi-winner elections – Candidates may be nominated and seconded on the convention floor by delegates. Delegates may vote for as many people on the National Party Convention delegate list, subcommittee membership or other party list being determined calls for. The number of votes per delegate will be set by the Chair when there is no finite number that applies. There shall follow the same number of votes as the roster requires, with the winner of each vote being elected to the list, even by a plurality vote.

Section Three – LOCAL PARTY AFFILIATES

May be formed as a part of the ALP by a vote of the committee after a detailed written submission by the new affiliate members has been provided at least twenty (20) days prior to a committee vote. These

details should include the administrator contact scheduled general meetings and minutes submitted to the ALP committee. Local party affiliates shall have the authority to endorse candidates in their area and other specific powers that may be granted by the committee.

Section Four – SELECTION OF CANDIDATES FOR ELECTIVE OFFICE

The party shall seek to aid and select candidates for elective office loyal to the party platform who would make a capable public official and a credible candidate for office. The method of selection may be made by convention or by committee vote as time circumstances call for.

Section Five – EXPENDITURES

A. Committee members shall bring spending needs before committee in their area of responsibility and also for elective campaigns, legislative initiatives, public interest advocacy, party growth, conventions, meetings, events or related subjects. General party members may also bring such requests before the committee if submitted in writing to the Vice-Chair at least one week prior to a committee vote.

B. The Treasurer will ensure all party liabilities are paid in a prompt way. Expenditures determined by the Treasurer to not be clearly payable shall be resolved by committee vote as circumstances allow. The Treasurer has plenary authority to authorize new, necessary party expenditures of no more than \$200.

C. The Party operates on the principle of pay as you go with known funds. No binding commitments will be made to spend funds that are beyond the present means of the party to pay.

Section Six – LEGISLATIVE INITIATIVES

The party may take a position on every legislative initiative that appears on the Alaska ballot accomplished by either a convention vote or a committee vote. A member may bring a proposed legislative initiative before the committee for debate and a vote on approval provided the proposal has been submitted in detail and scrutinized in advance by the committee as to whether the legal standards for such initiatives has been met. All such initiatives proposals must also quite plainly advance liberty.

Section Seven – MEMBERSHIP DUES/DELEGATE DUES

Any person registered by the Alaska Division of Elections and having paid a \$10.00 Membership fee shall be a member of the Alaska Libertarian Party as well as a member of any recognized Affiliates.

CONVENTION DELEGATE DUES

Any member of the Alaska Libertarian Party 30 days prior to Convention and who pays the \$25.00 delegate fee will be afforded voting rights at convention.

Constitution

Alaska Libertarian Party Constitution

May 7, 2016

Article I: Purposes

- A. Encourage and support ALP candidates for political office.
- B. Advancing public policy issues in keeping with liberty philosophy, including passing legislative initiatives and supporting legislation which advances our platform.
- C. Supporting political education concerning free people and free markets.
- D. Seeking publicity for liberty philosophy.
- E. Maintaining and growing the Alaska Libertarian Party to achieve election of candidates to public office.

Article II: Membership

A person shall become a member of the ALP when the person has become a registered Libertarian voter in the State of Alaska or submits a membership application to the secretary, and pays an annual fee. (By-Laws)

Article III: Party Organization

The ALP is governed by this Constitution, the ALP Bylaws, the Platform and membership as expressed at ALP conventions. This Constitution may be amended or dissolved only upon a vote of more than 75% of delegates at an ALP Annual Convention. There shall be an Executive Board of the ALP consisting of a minimum of five elective offices:

Chairperson, Vice-Chairperson, Secretary, Treasurer, Membership Chairperson

The Executive Board shall operate as the voice and conscience of the ALP as well as managing Party initiatives and elective campaigns. The Chair of the board is recognized as the unitary public voice of the party, always reflecting the platform and constitution. Regular meetings of the Executive Board shall be held at a location and time established by the Chairman provided a quorum of 67% is achieved. Members may participate at meetings by audio or audiovisual means, if practical.

Other Executive Board Offices and sub-committees may be established by the ALP Executive Board through the ALP Bylaws the committee by this provision is hereby empowered to establish. Bylaws may be established or amended by a 67% vote of the Executive Board. Bylaws may cover any area of ALP operations the Executive Board chooses, but consistent with principles of necessity and brevity in rule-making and the creation of Party offices. Such bylaws shall not be in conflict with this Constitution. All Party conventions and formal meetings shall be conducted under "Robert's Rules of Order".

Article IV: Convention

The ALP shall hold an Annual Convention no later than September with the Chairman as the presiding officer. Upon a vote of 75% of the Executive Board or the petition of 75% of ALP members, the Chairman shall schedule a Special Party Convention on any matter where the voice of the Party membership is necessary or desirable. Notice of all Conventions shall be distributed as widely as possible, including a formal notice from the Chairman at least 30 days before the convention, in pen or electronic.

- A. Convention Delegates ALP convention delegates shall be members of the ALP and 18 years of age. Delegates at a convention shall be determined and certified by the Chairman in consultation with the

Membership Chairman. The Executive Board shall establish a method of remote participation of delegates.

- B. Duties of the Annual Convention The Annual ALP Convention shall elect the officers of the ALP executive board staggering each term every two years commencing with the 2015 convention, except the Chair who will be up for election each year. Additionally, any temporarily appointed elected position will be up for election as well. Nominate delegates to the National Libertarian Party Convention, review the Party platform, determine how Party elective candidates are chosen within the Alaska elections laws. The Convention may issue directives to the Executive Board to carry out. All matters may also be considered for revision at Special ALP Conventions. All Convention votes shall be by majority rule unless otherwise stated in this Constitution or Robert's Rules of Order.

Article V: Executive Board Powers and Duties

The Executive Board of the ALP shall:

- A. Direct all activities of the ALP consistent with this Constitution, Platform, the ALP Bylaws and directives from Party Conventions, including but not limited to:
1. Endorse or recommend ALP candidates, issues, or projects that advance liberty;
 2. Score other liberty candidates of other parties if there is no libertarian candidate in the race.
 3. Fill by appointment any vacancies that occur. Such appointees will serve until the next convention.
 4. Establish new ALP offices and the person to serve in the office;
 5. Encourage and recognize the new local ALP affiliates.
 6. The Chair acting on behalf of the executive board shall repudiate any statements by a person or group wrongly made publicly in the name of the ALP.
 7. Establish ALP delegate and/or convention fees;
 8. Create new temporary ALP committees as necessary;
 9. Furnish the State of Alaska division of elections with the pertinent information of the candidates for U.S. President and Vice-President, as well as electors for these offices, in the manner specified by law.
 10. Perform all reporting to the Alaska Public Offices Commission (APOC) or other future agencies as the law requires.

All Executive votes shall be by majority rule unless otherwise stated in this Constitution or Robert's Rules of Order.

Elected ALP officers may be removed from office by a 75% vote of the Executive Board or a majority of Special Convention Delegates due to malfeasance or nonperformance. Missing three out of four consecutive Executive Committee meetings (without a recognized excuse) shall be grounds for removal from office.

Article VI: Procedure for Selection of Candidates for Political Office

The ALP shall participate as the statewide Alaska affiliate of the National Libertarian Party enjoying all of the privileges and responsibilities that come along. Selection of the Presidential and Vice-Presidential Candidates – The ALP will accept as party nominees for President and Vice-President the two candidates chosen for those offices by the National Libertarian Party National Convention. No formal vote for the two offices is required of the ALP. The ALP is free to endorse and support Presidential and Vice-Presidential candidates for selection by the National Libertarian Party Convention, though the ALP delegates to the national convention shall ultimately voice the ALP choice for nominees to national offices.

Selection of Electors for the Presidential and Vice-Presidential Candidates – The Executive Committee, or in exigent circumstances the Chair or the Vice-Chair or other party officer as necessary, may authorize and present to Alaska election authorities the list of ALP candidates to serve as Electors of the Electoral College that ultimately determine the election of the President and Vice-President.

Selection of Candidates for State Elective Office – While the selection of party nominees to elective office is presently governed by Alaska election law, the ALP may always express its preference in prospective party candidates and support those candidates directly, whether the preference is made by a convention vote or by executive or affiliate committee vote.

The ALP will compete for elective office through the primary and general elections rules as set by the State of Alaska while advocating for a change from an elective system that primarily serves the interests of established political parties.

November 1, 2016

Federal Election Commission
999 E Street NW
Washington, DC 20463

Re: Advisory Opinion Request

Dear Commissioners:

Pursuant to 52 U.S.C. § 30108, Libertarian Party of Georgia, Inc. (“LPGA”), C00622795, seeks an advisory opinion recognizing it as a State committee of the Libertarian National Committee, Inc. (“LNC”).

Consistent with 52 U.S.C. § 30101(15), 11 C.F.R. § 100.14(a), and Advisory Opinion 2015-01 (Green-Rainbow Party), the following qualifications have been met:

1. LNC qualifies as a political party, as detailed in Advisory Opinion 2010-13 (Libertarian Party of Florida) and Advisory Opinion 1975-129 (National Committee of the Libertarian Party).
2. LPGA is the recognized affiliate of LNC for the state of Georgia, as detailed in the August 31, 2016 LNC letter, attached.
3. LPGA performs, and is responsible for, the day-to-day functions and operations of a political party at the state level. Specifically:
 - A. LPGA has assisted in placing Gary Johnson on the 2016 general election ballot as a Libertarian candidate for President of the United States. Mr. Johnson qualifies as a “candidate” under 52 U.S.C. § 30101(2) and 11 C.F.R. § 100.3(a).
 - B. LPGA organizes state party conventions, supports Libertarian candidates in the state, develops and implements state policy, and manages state party operations and other related affairs. Consistent with 52 U.S.C. § 30101(15) and 11 C.F.R. § 100.14(a), this is supported by LPGA’s current organizing documents, attached.

Please let me know if you have any questions regarding this request.

Sincerely,

/s/

Christina Sirois, Esq.
571-207-6451 Direct
csiroid@dbcapitolstrategies.com

Enclosure(s): LNC List of State Affiliates
LPGA Organizing Documents

Secretary of State
Business Services and Regulation
Suite 315, West Tower
2 Martin Luther King Jr. Dr.
Atlanta, Georgia 30334-1530

DOCKET NUMBER : 940130497
CONTROL NUMBER: 7206405
EFFECTIVE DATE: 01/10/1994
REFERENCE : 0045
PRINT DATE : 03/11/1994
FORM NUMBER : 115

RAMSEY W. RUSSELL
THE LIBERTARIAN PARTY OF GEORGIA
1874 PIEDMONT RD., STE. 590-E
ATLANTA GA 30324

CERTIFICATE OF RESTATED ARTICLES OF INCORPORATION

I, **MAX CLELAND**, Secretary of State and the Corporation Commissioner of the State of Georgia, do hereby certify under the seal of my office that the articles of incorporation of

LIBERTARIAN PARTY OF GEORGIA, INC.
A DOMESTIC NONPROFIT CORPORATION

have been duly restated and amended by the filing of articles of restatement in the office of the Secretary of State and by the paying of fees as provided by Title 14 of the Official Code of Georgia Annotated. Attached hereto is a true and correct copy of said articles of restatement.

WITNESS my hand and official seal in the City of Atlanta and the State of Georgia on the date set forth above.



SECURITIES
656-2894

CEMETERIES
656-3079

CORPORATIONS
656-2817

CORPORATIONS HOT LINE
404-656-2222
Outside Metro-Atlanta

Max Cleland

MAX CLELAND
SECRETARY OF STATE

Verley J. Spivey

VERLEY J. SPIVEY
DEPUTY SECRETARY OF STATE

940130491
#20

RESTATED
ARTICLES OF INCORPORATION
AND
CONSTITUTION
OF THE
LIBERTARIAN PARTY OF GEORGIA, INC.
a non-profit corporation
(as amended in convention of November 18, 1993)

ARTICLE I

NAME - the name of the corporation shall be the "Libertarian Party of Georgia, Inc.", hereinafter referred to as the "LPGa".

ARTICLE II

PERIOD OF DURATION - The duration of the LPGa shall be perpetual.

ARTICLE III

PURPOSE - The purpose for which the LPGa is organized is as a means of extending individual human freedom by:

- a. Nominating and endorsing political candidates for both national and state offices;
- b. promoting, chartering and coordinating Affiliate Clubs throughout the state of Georgia; and
- c. entering into political information activities.

ARTICLE IV

Section 1. The affairs of the Libertarian Party of Georgia, Inc. shall be governed by by-laws as adopted and amended at Annual Conventions.

Section 2. The corporation shall have members. The rights and obligations of its members shall be set forth in the by-laws.

ARTICLE V

INCORPORATOR:

The incorporator for LPGa shall be Pasquale M. Giordano, now residing

at 578 Ansley Forest Drive, NE, Atlanta, Georgia 30324.

ARTICLE VI

REGISTERED AGENT AND OFFICE:

Section 1. The registered agent for LPGa is:
Harvey D. Harkness, attorney at law
Awtrey & Parker, P.C.
211 Roswell Street
Marietta, Georgia 30061.

Section 2. LPGa's office address is:
1874 Piedmont Road, Suite 590-E
Atlanta, Georgia 30324

ARTICLE VII

BOARD OF DIRECTORS:

Section 1. The initial Board of Directors shall consist of three persons who are:

- Douglas M. Chatham, residing at 2161 Woodberry Avenue, East Point, Georgia 30344;
- Pasquale M. Giordano, residing at 578 Ansley Forest Drive, NE, Atlanta, Georgia 30324;
- Darrell Neal, residing at 5148 Dan Lane, NE, Atlanta, Georgia 30324.

Section 2. After the first Annual Convention the Board of Directors shall consist of the State Committee.

ARTICLE VII

AMENDMENTS TO THE CONSTITUTION:

Section 1. This Constitution may be amended by two-thirds vote of the delegates at an Annual Convention.

Pasquale M. Giordano, Incorporator

Ramsey W. Russell
Ramsley W. Russell, Secretary

(3)
Mar 10 2 22 PM '64
STATE

CERTIFICATE OF RESTATEMENT

This is to certify that the attached Restated Articles of Incorporation of the Libertarian Party of Georgia, Inc., were approved by a unanimous vote of the member delegates attending the 1993 Annual Convention of the Libertarian Party of Georgia, Inc., and that it is a true and correct copy of the Articles of Incorporation. The restatement of the Articles contains amendments that required a seven-eighths (7/8) affirmative vote of the delegates at the convention. The Articles in question were Article IX, Section 3 and Article XIX, Section 2 of the original Articles of Incorporation, both of which were deleted.

Signed:

Ramsey W. Russell
Ramsey W. Russell, Secretary

Date:

Feb. 24, 1994



BY-LAWS of the LIBERTARIAN PARTY OF GEORGIA, INC.

As amended in convention on February 25, 2012.

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ARTICLE I - NAME

The name of this organization shall be the Libertarian Party of Georgia, Inc., hereinafter abbreviated as "LPGa".

ARTICLE II - PRINCIPLES AND OBJECTIVES

The Libertarian Party of Georgia, Inc. is a political organization that has as its primary objective the extension of individual human freedom. To that end the Party affirms the following principles:

1. That each individual possesses the inalienable right to life, liberty and to justly acquired property.
2. That no person or institution, public or private, has the right to use physical force against another except in the defense of life, liberty or justly acquired property.
3. That all individuals are entitled to choose their own life styles as long as they do not forcibly impose their values on others.
4. That the only moral basis of politics is the preservation and protection of human rights.
5. That the voluntary exchange of goods and services is fundamental to any socioeconomic system which provides for the harmonious integration of divergent value systems. In recognition of the fact that the initiation of force by government has been the chief instrument for the expropriation of individual rights and freedom, the Libertarian Party enters the political arena for the avowed purpose of eliminating the intervention of government in moral, social and economic affairs.

ARTICLE III - MEMBERSHIP

A. Requirements

Membership in the Libertarian Party of Georgia, Inc. (LPGa) shall not be denied to any individual who shall:

1. certify in writing that they oppose the initiation of force to achieve political or social goals and
2. submit such signed application form as may be required by the Executive Committee and
3. pay such dues as may be required by the Executive Committee.

B. Membership Classes and Dues

The Executive Committee may, by a two-thirds (2/3) majority vote of those present and voting, establish classes of membership and assess such dues as it deems necessary to carry on the business of the Party, provided that:

1. No class of membership shall be construed as conferring on a natural person any rights and privileges not enjoyed by all LPGa members who are natural persons.
2. No additional dues may be required of any member previously granted a lifetime membership.
3. All classes of membership with voting privileges shall be only granted to natural persons.
4. Joint, family or business memberships may be established but shall not be allowed any voting privileges nor positions within the Party, including, but not limited to, Executive Committee positions, Delegates or Candidates.

C. Expiration of Membership

Membership in the LPGa is automatically terminated on the first day of the first month following the month containing the anniversary of that member joining the LPGa, unless that member pays his dues in full.

D. Suspension and Expulsion

The Executive Committee may, by a two-thirds (2/3) majority vote and upon 30 days written notice, suspend the membership of any member who publicly uses the LPGa name in support of any policy, position or objective which, in the opinion of the Committee is contrary to the position of the LPGa.

1. Written notice shall set forth in detail the exact nature of the statement made as well as those who are making the accusation.

2. The accused shall have the right to confront his accusers before the Executive Committee at the meeting during which the vote on his suspension is taken and to present any evidence, witnesses or arguments relevant to his case.
3. Upon suspension the member has sixty (60) days to appeal to an arbitration panel selected under the provisions of ARTICLE IX. If the suspended member fails to appeal or if the arbitration panel upholds the suspension, the suspension becomes an expulsion.
4. During the period of suspension, the suspended member continues to enjoy the rights and privileges of the membership except that he may not publicly use the LPGa name in support of any policy, position or cause.

ARTICLE IV - EXECUTIVE COMMITTEE

A. Members and Duties

1. The Executive Committee of the LPGa shall be composed of the following:

- a. The elected officers of the LPGa;
- b. Members-at-large elected by the delegates at an Annual Convention;
- c. One committee member from each State District containing at least one LPGa member; and additional committee members from each State District for every eight (8) percent of the LPGa's members as of January 1st living in that district.

2. General Duties

- a. The Executive Committee shall serve as the Board of Directors and "State Committee" as provided under the election laws of the State of Georgia.
- b. Members of the Executive Committee shall attend all general meetings of the Executive Committee and of the LPGa.
- c. If any member of the Executive Committee is absent from 2 consecutive meetings without authorization, said member's position shall be declared vacant. A majority vote of the Executive Committee may suspend this rule in a specific instance.

3. Member-at-large

The delegates to the Annual Convention will elect Members-at-large to serve on the Executive Committee who shall perform duties as assigned by the Executive Committee. There will be four at-large members. The at-large members of the Executive Committee shall begin their tenure at the close of the first regular executive committee meeting following their election at the Annual Convention and will serve through the close of the first regular executive committee meeting following the next Annual Convention.

4. State District Representative

Each State District shall elect representative(s) at a district-wide caucus prior to the close of the Annual Convention. The representatives shall begin their tenures no earlier than the beginning of the Annual Convention or upon election during the Annual Convention. The representative shall work to form new affiliate county parties within the district. The representative will serve as a voice for LPGa members and affiliate county parties to the State Executive Committee. The representative or any district member will organize the district caucus prior to or during the Annual Convention. The representative will perform all other duties as assigned by the Executive Committee.

5. Appointed Officials

A member may be appointed as a non-voting official of the Executive Committee with specific responsibilities, provided that they are nominated by an Executive Committee member and are confirmed by a two-thirds vote of the entire Executive Committee. An appointed official may be removed by a majority vote of the entire Executive Committee upon thirty days prior notice.

B. State District definition

The districts of the LPGa shall correspond to the Georgia Public Service Commission Districts as defined for the corresponding election immediately following the Annual Convention. In cases of discrepancy due to redistricting, the Executive Committee is authorized to resolve representative issues with a two-thirds (2/3) majority vote of the Committee. The Executive Committee is authorized with a two-thirds (2/3) majority vote of the Committee to place a county divided into two or more Public Service Commission districts into a single Public Service Commission district for the purpose of electing Executive Committee representatives.

C. Organizational and Political Responsibilities

The Executive Committee shall have the sole responsibility for chartering State District Organizations and County Parties, appointing state officials, approving applications for membership in the LPGa, calling special conventions, resolution of issues pertaining to vacancy and/or succession of officers, suspension of LPGa members or a State District Organization or County Party, selection of convention sites and dates of all arrangements pertaining thereto including the preparation and distribution of programs and agendas. The Executive Committee shall select the electors to be listed on the ballot for presidential elections from a pool of candidates consisting of former chairpersons, political office candidates, officers, state district representatives of the party and other LPGa members.

D. Operational Responsibilities:

The Executive Committee shall have the responsibility, subject to direction by the Annual Convention, for the development and implementation of Party policy and the operation of the State Party and the expenditure of LPGa funds.

E. Sunshine Meetings:

All meetings of the Executive Committee shall be open to observation by members of the LPGa, limited only by the need for orderly meetings or the need of an Executive Session as allowed in the By-laws of the LPGa. At the chairman's discretion, attendance of meetings via teleconference may be allowed.

F. Executive Session

It is acknowledged that there are times where issues of a very sensitive nature may arise. It may have to do with things such as personnel or legal issues. For these purposes an Executive Session must be defined. During an Executive Session everything said or done is confidential. No action decision or vote may occur during an Executive Session.

1. The Executive Committee shall have the power to enter Executive Session with a two-thirds (2/3) vote of the Committee members present at a regular or special called meeting. No prior notice is required to enter Executive Session during a regular meeting.
2. If the need for an Executive Session is required between regular meetings, a special meeting shall be called by a simple majority of all of the Executive Committee members according to the rules of Decisions between Meetings as defined in the LPGa By-laws.
3. The Executive Session will exclude all persons that are not members of the Executive Committee unless otherwise stated in the motion for Executive Session or upon the completion of discussions within the Executive Session.
4. The reason(s) for the Executive Session must be stated as part of the motion voted on by the Executive Committee and must be limited to any or all of the following:
 - a. Legal matters involving potential liability of the LPGa.
 - b. Any matter involving the LPGa that has been referred to government authorities.
 - c. Matters involving disciplining a member or employee of the LPGa.
 - d. Any reason that is advised by legal counsel for the LPGa.

5. While in Executive Session the Committee may only discuss the cause of the reason(s) for calling the Executive Session, potential action as a result of that reason and the readiness to end the Executive Session.
6. No vote on an action may be made during the Executive Session other than to end that Executive Session. All votes by the Executive Committee must be made according to the open meeting provision.
7. To exit the Executive Session, a vote of the majority of the Executive Committee members present must be made. This is the only decision or vote allowed in the Executive Session.

G. Voting

Each member of the Executive Committee shall have one vote, except that the Chairman shall vote only whenever his vote will affect the result. No voting by proxy shall be permitted.

H. Decisions between meetings

Should a decision need to be made between meetings of the Executive Committee, the Chairman shall be empowered to poll the members of the Executive Committee by telephone or electronic communication. The Chairman must make at least two reasonable attempts to contact each Committee member; no such vote shall be binding unless at least two-thirds (2/3) of the entire Committee votes and a simple majority vote is required for passage. The result of any such vote must be announced and entered into the minutes by the Secretary at the next meeting.

I. Party Membership

Each officer or member of the Executive Committee of the LPGa shall have been a member of the LPGa during some time at least 60 days prior to election to the Executive Committee and shall be a member of the LPGa at the time of election to the Executive Committee.

J. Removal of Officers or Executive Committee Members

As the Party of Principle, the LPGa expects each member of the Executive Committee to maintain the highest ethical standards. They may be suspended for cause when either of the following occurs:

1. Any officer or ten percent of the members of the LPGa have brought petition of suspension before the Executive Committee and two-thirds (2/3) majority vote of the entire Committee has voted for suspension.
2. With no petition for suspension if three-fourths (3/4) of the entire membership has voted for suspension.

K. Qualifications to serve

To serve on the Executive Committee, one must first have been a delegate for at least one convention held no more recently than six months prior to such service on the Executive Committee. Special exemptions to the eligibility requirements to the Executive Committee could be made with three-fourths (3/4) majority vote of the Executive Committee.

L. Appointments

The Executive Committee may appoint such other officials as it deems necessary and may grant them whatever powers and responsibilities it deems necessary provided that the powers granted to any appointed official shall not exceed the power granted any elected official under these By-laws.

M. Election of the Executive Committee

1. All officers of the Executive Committee shall serve for a rotating two year term.
2. The Chairman and the Treasurer shall each be elected to a two year term beginning at Annual Conventions of odd-numbered years (2011, 2013, etc.).
3. The Vice Chairman and the Secretary shall each be elected to a two year term at Annual Conventions of even-numbered years (2010, 2012, etc.).

4. Elections of the officers shall always be done in order of Chairman, Vice Chairman, Secretary and Treasurer. Officer elections not due at the Annual Convention shall be omitted from the order, but will not change the order.
5. All officers shall serve until 8:00 a.m. on the Monday following officer elections at the second Annual Convention following their election, at which time newly elected officers shall begin their tenure.
6. Each member-at-large post on the Executive Committee will be for a one year term. Each post will be independently elected by the delegates of each Annual Convention.
7. Procedures for electing any position on the Executive Committee are the same as those for nomination of candidates for public office, except in the election of the Executive Committee positions, a simple majority of those present and voting will be sufficient to elect.
8. None of the Above (NOTA) shall automatically be a candidate for each officer and member-at-large post and shall be announced by the Chair as such. Should NOTA win on any ballot, the Chair shall immediately call for new nominations for the position that would have been filled.
9. Should NOTA receive a majority on the second ballot, that position shall remain vacant.

N. Separation of duties

It is important to maintain separation of duties and oversight on the Executive Committee, therefore no voting member of the Executive Committee may be employed or in contract with the Libertarian Party of Georgia.

ARTICLE V - OFFICERS

A. Titles

The elected officers of the LPGa shall be one each of Chairman, Vice Chairman, Secretary and Treasurer.

B. Duties

5. Chairman

The Chairman shall:

- a. Preside at all meetings of the Executive Committee and during the business sessions of the Annual Convention. He shall perform such duties as usually pertain to the office of Chairman of an organization like the LPGa and shall perform such other duties as are assigned to the Chairman by the Executive Committee.
- b. Have the ultimate responsibility for implementation of all policies and programs authorized by the Executive Committee.
- c. Directly oversee the activities of the other officers of the Executive Committee.

6. Vice Chairman

The Vice Chairman shall:

- a. Act as the Chairman and shall perform the duties of the Chairman in the Chairman's absence.
- b. Be responsible for the operation of the LPGa office and shall hire, fire, and direct the efforts of any paid staff or volunteer help, subject to the direction of the Executive Committee.
- c. Be responsible for implementation of the budget as approved by the Executive Committee.
- d. Make recommendations concerning the hiring of paid staff and concerning their terms of employment, but new paid staff openings shall only be created by the full Executive Committee.
- e. Direct the efforts of the Executive Director, if an Executive Director has been appointed by the LPGa and shall delegate all other staff and director management responsibilities to the Executive Director.
- f. Be responsible for enforcing the Standard Operating Procedures (SOP) of the LPGa office operations and updating the SOP as directed by the Executive Committee.

7. Secretary

The Secretary shall be responsible for:

- a. Keeping an accurate and complete record of the proceedings of all meetings of the Executive Committee and shall keep these records up-to-date in the office files of the LPGa.
- b. Distribution of the minutes of each meeting of the Executive Committee of the LPGa to each Executive Committee member, each Chairman of recognized County and Affiliate Parties, and to each member present within two weeks following the meeting.
- c. Presenting the minutes of the previous meeting for approval.
- d. Maintaining and publishing the current bylaws and party platform.
- e. Calling the roll of the registered delegates in all elections and roll call votes at the Annual Convention and shall keep an accurate tally of such votes.
- f. Appointing an Election Board in the case of contested elections. The appointments shall be with the consent of a majority of the members of the Executive Committee present and voting. The Election Board shall include one representative of each contestant in question plus one additional member, if needed, so that the Board shall consist of an odd number of persons.
- g. File with the Secretary of State of Georgia the LPGa By-laws and any other documents required by state election law.

8. Treasurer

The Treasurer shall be responsible for:

- a. Receiving and giving receipts for all monies paid to the LPGa and for depositing same in such bank or banks as shall have been designated by the Executive Committee.
- b. Preparing the annual budget at the direction of the Chairman and for the approval of the Executive Committee.
- c. Presenting a written financial report & update on the annual budget at each meeting of the Executive Committee or at any other time when so requested by the Executive Committee.
- d. Presenting the financial records of the LPGa for audit by such auditor(s) as the Executive Committee shall specify.
- e. Expenditure of funds which shall be made only in accordance with regulations established by the Executive Committee.
- f. Ensuring that not later than 30 days prior to the anniversary of each member's joining of the LPGa such member shall be sent a notice of any dues required to renew membership.

C. Vacancy and Succession

1. In the event of the temporary inability of the Chairman to perform the Chairman's duties, said duties shall devolve upon the Vice Chairman.
2. In the event of the vacancy in the office of Chairman, the Chair shall be assumed by the Vice Chairman.
3. In the event of a vacancy for any other member of the Executive Committee, the vacant position will be filled by a simple majority vote of the entire Executive Committee.
4. All Executive Committee members elected to the Committee to fill vacancies shall serve only until the following Annual Convention at which time a new election for that office shall be held to fill out the remaining term of office.

D. No officer may represent another party

If an officer of the LPGa publicly announces to run as a candidate, officer or representative of any political party or political body other than the Libertarian Party, the LPGa office shall become vacant and may be filled in accordance with the procedures in ARTICLE IV, Section C.

E. Interaction with Campaigns

It is the responsibility of the officers to conduct the affairs of the party without the appearance of bias. Therefore, no officer shall manage or be actively involved in the campaign of any nominated candidate of the LPGa. This rule may be waived by a two-thirds vote of the Executive Committee.

ARTICLE VI - COUNTY AND AFFILIATE PARTIES

A. Initiation:

The Executive Committee shall, upon petition of at least three members of the LPGa who reside within a given county or defined area, charter a County or Affiliate Party to operate within that county or defined area, provided that said County or Affiliate Party has adopted a set of By-laws and submitted same to the Executive Committee, such By-laws to contain:

1. membership requirements, which shall include, at a minimum, a provision for calling at least one business meeting per year;
2. procedures for amending the By-laws;
3. procedures for voting on County or Affiliate Party issues and electing officers;
4. procedures and causes for expulsion of County or Affiliate Party members;
5. a statement of County or Affiliate Party Principles and Objectives if they differ from those of the LPGa;
6. for each recognized County Party, rules and regulations governing conduct of their conventions.

Each recognized county shall file a copy of the by-laws, certified by the chairman, with the superintendent of the county within 30 days of being recognized.

B. Membership Requirements:

County or Affiliate Parties may determine for themselves any membership requirements except that no County or Affiliate Party shall deny membership or the privileges thereof to anyone on the basis of race, color, sex, national origin, religion, creed, age or sexual preference.

C. Continued Charter Viability:

The Charter of any County or Affiliate Party whose membership falls below three members of the LPGa is automatically void. The Executive Committee may, by a simple majority vote of those present and voting, require a County Party to submit proof of membership at the Committee's next regularly scheduled meeting. Failure to submit such proof provides justifiable cause to void the County or Affiliate Party's Charter.

D. Suspension and Revocation:

A County or Affiliate Party's Charter may be suspended or revoked if, subsequent to the granting of the original Charter, that Party's By-laws are amended so as to conflict with the requirements of ARTICLE III.A. or ARTICLE III.B. Members and officers of County or Affiliate Parties with revoked or void Charters shall retain all other rights and privileges of membership in the LPGa unless they are suspended or expelled in separate proceedings. Suspension or revocation requires a two-thirds (2/3) majority vote of the entire Executive Committee.

ARTICLE VII - CONVENTIONS AND CANDIDATES FOR PUBLIC OFFICE

A. Annual Convention:

An Annual Convention shall be held on or before the latest date allowed by state law.

B. Delegates:

Until such time as the LPGa's activities are such to qualify the LPGa as a "Political Party" as defined by the laws of the State of Georgia, any member seeking to be a delegate to the state convention

must have been a LPGa member in good standing for at least 367 days prior to the convention date and must have a current membership. The convention delegates who fulfill the 367 day membership requirement may vote by a two-thirds margin to suspend this requirement for the duration of the convention then in session. Convention delegates will be apportioned by State Districts and each district's apportionment shall be certified by the Credentials Committee of the LPGa. No district shall be allocated fewer than five (5) delegates."

C. District Caucuses:

Each state district shall have an annual caucus for the purpose of selecting delegates to the Annual Convention and for electing (a) State District Representative(s). All members in the district shall be notified of the time and place of the caucus at least seven days prior to the caucus. The State Executive Committee may set additional rules pertaining to the caucus.

D. Convention Committees:

The Executive Committee shall appoint a "Platform Committee" and a "By-laws and Convention Rules Committee" no later than 90 days prior to the Annual Convention. The Platform Committee shall consist of not less than four, but not more than 12 members and the Rules Committee shall consist of not less than three, but not more than eight members. The Chairmen of these Committees shall be appointed by the Executive Committee. The Executive Committee may appoint such additional committees as it finds necessary. The Credentials Committee may be appointed separately by the Executive Committee; otherwise it will be comprised of the By-laws and Rules Committee or a subcommittee thereof, with the stipulation that the Party Secretary shall, in any case, be a member of the Credentials Committee.

E. Convention Government:

The Chairman of the LPGa shall preside at all Conventions. After the Call to Order, the first order of business will be the report of the Credentials Committee and adoption of the voting delegates roster. The next order of business may be the By-laws and Convention Rules Committee report on the Convention Rules and motion to adopt Convention Standing Rules if there are changes to adopt. Until such rules have been adopted, the last rules adopted at a previous Convention shall govern the Convention. The next order of business will be the adoption of the Convention agenda.

F. Nomination of Candidates for Public Office:

1. All candidates for public office placed in nomination at the Annual Convention shall be required to have been a member of the LPGa at some time at least 60 days prior to the Annual Convention. The Executive Committee shall have the power to suspend this requirement for well qualified candidates by three-fourths (3/4) majority vote of the Executive Committee.
2. The LPGa's candidates for public office in the general election shall be chosen by a two-thirds (2/3) majority vote of the delegates at an Annual Convention at the time of the balloting. If after two votes no nominee has attained a majority vote, all nominees who shall have received less than ten percent of the total vote shall be struck from subsequent ballots. If after four ballots no nominee has attained a majority vote, the nominee with the least votes shall be struck from subsequent ballots. This procedure is to be repeated after each even numbered ballot in which no nominee has received a majority vote until one nominee attains a two-thirds (2/3) majority. This process will be repeated until all candidates have been chosen.
3. Any Candidate for public office, the officers, the Executive Committee, delegates to the national convention, officers of county and affiliate parties will be required to sign the following declaration before receiving the endorsement of the LPGa:
I join the founders of this nation in declaring to the world the following:
We hold these truths to be self-evident, that all Men are created equal, that they are endowed with certain unalienable rights, that among these are Life, Liberty and the Pursuit of Happiness - that to

secure these rights, governments are instituted among men, deriving their just powers from the consent of the governed.

4. The LPGa's candidates for public office shall meet all state law requirements.
5. None of the Above (NOTA) shall automatically be a candidate for nomination for all public offices and shall be announced by the Chair as such. Should NOTA receive a two-thirds (2/3) majority on the first ballot, the Chair shall immediately call for new nominations for that office and a second ballot shall be held. Should NOTA receive a two-thirds (2/3) majority on the second ballot, then no candidate shall be nominated for that office.
6. Candidates accepting nomination for public office shall satisfy the requirements of O.C.G.A. 21-2-172(c)(5) and (d), as amended or until repealed.
7. After the Annual Convention, only during reapportionment/general election years, the Executive Committee shall have the power to nominate and select candidates for non-statewide, non-countywide public offices, the constituencies of which were not geographically defined as of the date of the Annual Convention.
 - (a) To be selected, any such candidate must receive an affirmative vote of not less than two-thirds (2/3) of the entire Executive Committee.
 - (b) Any such Executive Committee selection must be made not later than one month after final approval of the reapportionment plan submitted by the State of Georgia or any other inferior governmental unit.
8. After the Annual Convention, any vacancy occurring in a nomination by means of death, withdrawal, or disqualification of a candidate may be filled by a vote of two-thirds (2/3) of the entire Executive Committee.
9. If, after the Annual Convention, the Petitioning requirements for a public office is changed, a candidate may be nominated by a vote of two-thirds (2/3) of the entire Executive Committee, provided that no Libertarian candidate currently exists.
10. All rebates of candidate filing fees are to be deposited in the account of the LPGa for purposes determined by the Executive Committee.

G. Endorsements:

Endorsements of candidates in nonpartisan and special elections by the LPGa shall be by two-thirds (2/3) of the votes cast at an Annual Convention or by a two-thirds (2/3) vote of the Executive Committee of the LPGa. The two-thirds vote of the Executive Committee shall be calculated by the number of Executive Committee members present at the meeting.

H. Information gathering prior to the Annual Convention:

All candidates for public office shall submit to such written or oral questioning as may be required by a two-thirds (2/3) vote of the Executive Committee prior to such candidate's notice of candidacy to the Annual Convention for nomination for public office. Such questions shall be strictly limited to determining such candidate's understanding of and agreement with, the principles of Libertarianism and to determine such candidate's ability to comply with the State of Georgia's qualifications of candidates for public office. No candidate is required to answer such questioning and under no circumstances shall such questioning be used as a means to disqualify a candidate from presenting his notice of candidacy to the Annual Convention. However, the results of such questioning may be made known to those attending the Annual Convention.

I. Platform:

1. The Platform shall include, but not be limited to, a Statement of Principles and the implementation of the principles contained in the Statement in the form of Planks.
2. The Statement of Principles of the Platform affirms that philosophy upon which the LPGa is founded. The enduring importance of the Statement of Principles requires that it shall not be amended by a vote of less than seven-eighths (7/8) of the delegates at an Annual Convention.
3. Beginning with the first Annual Convention and at each Annual Convention thereafter, the Platform, other than the Statement of Principles, may be amended by deletion, substitution or addition of any

Plank. A Plank may be deleted by a simple majority vote of the delegates. The substitution of a new Plank for an old Plank or the addition of a new Plank, shall require approval by a vote of two-thirds (2/3) of the delegates at an Annual Convention.

K. Election of Delegates to the National Convention:

National Convention delegates shall be chosen from the pool of State Convention Delegates and additional LPGa members approved by a majority vote of the Executive Committee, by cumulative voting with each State Convention delegate entitled to cast as many votes as there are delegates to elect. If some number, "n", is the number of delegates the LPGa is entitled to send to the National Convention exclusive of the Chairman, the "n" candidates receiving the highest number of votes will be elected, provided that no candidate may be elected who has not received one more than $1/2n$ of all votes cast. Alternates shall be those candidates not elected and they shall be ranked according to votes received, with the alternate receiving the highest number of votes entitled to fill the first vacancy in the delegation and so on. In addition, all members of the LPGa who did not run for a seat on the delegation shall be considered unranked alternates. If some seats are not filled on the first ballot, subsequent ballots will be held in accordance with the procedures applying to other Party offices. The Chairman is automatically a delegate and shall serve as delegation chairman at the National Convention. However, the delegates to the National Convention may choose another member of the delegation to serve as delegation chairman by a simple majority vote. In the event that there should be insufficient delegates and ranked alternates to fill the LPGa delegation quota, the delegation chair shall select substitute delegates as needed and available from among the unranked alternates.

L. Voting:

Voting on Convention Rules, Amendments to the By-laws, Platform Planks and Resolutions shall be by voice vote. A roll call will be held on the question if it is so requested by not less than five delegates or ten percent of the delegates present and voting, whichever is least. Voting on Party nominations, endorsements, Party officers, Executive Committee members and delegates to the National Convention shall be by written vote unless the office or position is not contested.

M. Notice of Annual Convention:

No less than ten days nor more than 30 days prior to an Annual State Convention at which candidates shall be nominated for public office, the Secretary of the Executive Committee or in the event of the vacancy of that office the Vice Chairman, shall have the following Notice of Convention published in a newspaper of general circulation in the State of Georgia:

Notice of Convention

The Libertarian Party of Georgia shall, on [date of convention] hold its Annual Convention at [location] for the purposes of nominating candidates for public office and conducting general business of the party.

ARTICLE VIII - AMENDMENT PROCEDURES

These by-laws may be amended by a two-thirds (2/3) majority vote of the delegates present and voting at the Annual Convention excepting ARTICLE II - Principles and Objectives, which shall require a seven-eighths (7/8) majority vote of the delegates present and voting at the Annual Convention. By-laws may be provisionally amended, but only for the purpose of complying with state or federal law by a three-fourths (3/4) majority vote of the entire Executive Committee at any other time and shall take effect upon adoption. However, provisional amendments shall automatically be placed on the agenda of the next Annual Convention and are nullified if they fail to receive a two-thirds (2/3) majority vote of the delegates present and voting. Any by-law changes proposed by the Executive Committee, at a time other than at the Annual Convention, other than those for the purpose of meeting state or federal law, shall be approved at a special convention of the general membership. Each member in good standing shall be notified by first class mail, U.S. postmarked not less than twenty-one (21) calendar days prior to said convention.

ARTICLE IX - ARBITRATION

Any Executive Committee member suspended from his office, any member whose membership has been suspended, any State District Organization or County Party whose charter has been suspended, any person denied membership or any State District Organization or County Party denied a charter may appeal the decision to an arbitration panel. The arbitration panel shall consist of three members in good standing of the LPGa, one of whom is selected by a majority vote of the Executive Committee, one by the appellant and one by mutual agreement. The arbitration panel shall be appointed no later than thirty (30) days following the receipt by the Executive Committee of the appellant's notice of intent to appeal. Should the appellant and the Executive Committee fail to agree on a third member, the two members selected shall choose the third member of the panel. The arbitration panel shall adopt for itself any rules of procedure that it believes will ensure a fair and speedy disposition of the case provided that all procedural rules are accepted by the unanimous consent of the panel. The final disposition of the case shall be decided by a simple majority vote of the panel, with the decision of the panel to be binding on all parties. Any officer or Executive Committee member whose suspension is proposed has the same rights of notification, defense and appeal as previously outlined, except that a suspended officer or Executive Committee member shall not vote on matters coming before the Executive Committee during the suspension period. If the suspended officer or Executive Committee member fails to appeal, his suspension within sixty (60) days or if the arbitration panel votes to uphold the suspension, the seat in question becomes vacant and may be filled in accordance with procedures outlined elsewhere in the by-laws. The above rules on appeal also apply to the State District Representatives as appointed by the Executive Committee or elected by caucus of the district.

ARTICLE X - QUORUM

A. Conventions:

At all conventions of the LPGa, a quorum shall consist of forty (40) percent of those delegates present at the convention.

B. Executive Committee

In Executive Committee meetings a quorum shall consist of forty (40) percent of the full existing Committee.

ARTICLE XI - PARLIAMENTARY AUTHORITY

A. Governing Document of Authority:

The LPGa may determine a parliamentary authority at a regular convention and shall be binding upon the Party and committees as their parliamentary authority.

B. Definition of Terms:

When used in these by-laws, the following terms have the following meanings:

1. Majority Vote: When used without qualification means more than half of the votes cast by persons legally entitled to vote, ignoring blanks (abstentions), at a meeting where a quorum is present. Note that when qualified with "of the members" or "of the entire" it will require more than half of all of the members of the body entitled to vote regardless of presence or of the number of votes cast.
2. Two-Thirds Vote: When used without qualification means at least two-thirds (2/3) of the votes cast, ignoring blanks (abstentions), at a meeting where a quorum is present. Note that when qualified with "of the members" or "of the entire" requires at least two-thirds (2/3) of all of the members of the body entitled to vote regardless of presence or of the number of votes cast.
3. Three-Quarters Vote: When used without qualification means at least three-quarters (3/4) of the votes cast, ignoring blanks (abstentions), at a meeting where a quorum is present. . Note that when qualified

with “of the members” or “of the entire” requires at least three-quarters (3/4) of all of the members of the body entitled to vote regardless of presence or of the number of votes cast.

ARTICLE XII - SEVERABILITY

In the event any one or more of the provisions of these bylaws shall for any reason be held to be invalid, illegal, or unenforceable; the remaining provisions shall be unimpaired.

ARTICLE XIII - HEADINGS

The headings in these bylaws are for purposes of reference only and shall not in any way limit or affect the meaning or interpretation of any of the terms hereof.

APPENDIX A – Parliamentary Authority (“Georgia Rules”)

Rule I. Scope of the Rules and Parliamentary Authority

1. These rules apply to all committees of Libertarian Party of Georgia (LPGa), as well as to all floor sessions of its Conventions. Any reference to “Member” shall mean be deemed to mean “Delegate” in the case of a Convention.
2. Procedures not covered by these rules may be decided in accordance with Robert's Rules of Order Newly Revised. However, in case of conflict, LPGa rules take precedence.
3. The Chair is the final arbiter on questions of procedure and may, in the interests of debate and order, amend these rules at his or her discretion.
4. A session shall mean in the case of the convention the entire course of business of the duly called convention, and may include multiple meetings. In the case of a committee, it shall mean the entire term of existence of the committee which may include multiple meetings. A meeting shall mean the business conducted during an actual day.

Rule II. Officers

1. The presiding officer at the start of business shall present an agenda for adoption by the body. The agenda shall not require a second prior to adoption. The agenda shall be subject to amendment by the body. The chair may rule an amendment as “well taken” or “not well taken.” If an amendment is ruled well-taken it shall immediately be incorporated in the agenda. If the amendment is ruled not well-taken it shall not be adopted, unless appealed and sustained by a majority vote of the body.
2. If for any reason the secretary is absent and has official duties to perform the Chair shall appoint another member as a replacement secretary. The replacement secretary will perform the duties of secretary until the return of the secretary, who will resume his or her position with the associated powers and duties.

Rule III. Motions and Resolutions

1. Members may introduce motions and resolutions for the body on which they serve.
2. A motion is an enactment which takes action on a matter. A majority vote is required to pass a motion unless the by-laws require a greater quantity. A motion which amends a previously enacted motion from the current session shall require a 2/3 vote of the members present.
3. A resolution is a measure which merely affects the internal workings of the body or articulates a position on current matters.

Rule IV. Quorum

Once a quorum has been established at a meeting, a quorum shall be assumed to be present unless challenged by three members.

Rule V. Debate

1. No member may make any statement in debate without first being recognized by the Chair. Any member recognized for debate is entitled to the floor for the time specified below.
2. Members must confine their remarks in debate to the pending questions. Personal remarks must not enter into debate. All remarks must be addressed to the Chair. Any member violating these rules may, at the discretion of the Chair, lose the floor.
3. Debate on a motion or resolution will begin with structured debate, which is to consist of two alternating speeches for and against the motion. Debate in this time is restricted to the particular viewpoint. Speeches in structured debate are limited to 3 minutes each. The chair shall offer the floor to the member

that brought the matter before the body before recognizing any other member for the speech for the motion.

4. General debate will then follow, considering the main motion. Speeches in general debate are limited to 2 minutes each and are not restricted to any particular viewpoint. They may be used for the introduction of amendments.
5. A primary amendment is a change or addition to the main motion under discussion. A secondary amendment is a change or addition to a primary amendment. Consideration of a primary amendment is limited to 10 minutes, while consideration of a secondary amendment is limited to 5 minutes.
6. Structured debate on an amendment consists of two speeches, one given by its author and one given by a member opposing the amendment. Speeches will be limited to 3 minutes for a primary amendment, and to 2 minutes for a secondary amendment. In both cases, general debate on amendments consists of 2 minute speeches. Secondary amendments are in order only during general debate on a primary amendment.
7. A member may yield his or her time to either questions or the Chair. No yielding of time to other members is permitted. If time is yielded to questions, the member may, at any time, stop answering questions and yield his or her time to the Chair. Follow-up questions are not permitted.
8. At the conclusion of debate on a motion or amendment, the author or sponsor of the main motion is entitled to sponsor summation speech of 2 minutes.
9. A speech interrupted for a Point of Order or Point of Privilege will be charged against the speaker only if the interruption was caused by the speaker's misconduct or violation of the rules.
10. The total time for consideration of a motion or resolution is 45 minutes. After this time has elapsed, the Chair will put the main motion, together with any other motions which may be pending, to a vote.
11. Debate may be closed, extended, or limited by a 2/3 majority vote. Debate may be extended for no more than 15 minutes at a time.

Rule VI. Voting

1. All voting will be by voice vote. The Chair or any three members may seek confirmation of the vote by calling for a division (show of placards or a rising vote that will be counted). The Chair will recognize a call for division at his or her discretion. No ballot votes will be in order except as otherwise provided. A roll call vote may only be used on a teleconference except as otherwise provided.
2. No debate is in order during a vote, and no motions may be made except for Points of Order or Privilege related directly to the conduct of voting.

Rule VII. Motions

1. Only those motions listed below will be recognized. Unless otherwise indicated, all motions:
 - a. may not be debated or amended,
 - b. cannot be made when another speaker has the floor,
 - c. require a second,
 - d. require a majority vote to be adopted.
2. A motion that has failed may not be reconsidered.
3. The order of precedence of the motions is as shown, in ascending order. When a motion is pending, only motions with a higher number, as shown below, are in order. The Chair must recognize members before they may state the point or motion to which they rise. Moreover, the Chair may amend the order of precedence in the interests of debate and order or rule Points and Motions "dilatatory" when they are seen to be interfering with debate.
 - a. MAIN MOTION: This is a motion or resolution, as specified in Rule III. It may be debated or amended. A majority of votes is required unless otherwise specified. The order in which the motions are called is determined by the agenda.

- b. ACCLAMATION: A main motion may be passed without debate if there is no objection. Acclamation may be called for immediately on the main motion. No second is required. If there is unanimous consent, the motion or resolution is passed without general debate or a vote on the main motion.
- c. OBJECTION TO CONSIDERATION: A main motion may be denied consideration by passage of this motion. The motion must be made immediately after the main motion or resolution is moved. No second is required. Grounds for the objections must be specified- for example, the motion is unconstitutional, clearly frivolous, or outside the jurisdiction of the committee in which proposed. If the Chair permits, the objector and the sponsor of the motion may briefly (for one-minute) state their positions. A 2/3 vote is required to sustain the objection.
- d. AMEND: The text of a motion or resolution may be altered by passage of this motion. An amendment may also be altered by a secondary amendment (amendments beyond the secondary level are not permitted). This motion may be introduced only when one has the floor during General Debate. If an amendment is acceptable to the sponsor of the main motion (or primary amendment), it is deemed an acceptable amendment and is incorporated into the motion without debate or vote. If deemed an unacceptable amendment, debate may be held. It requires a second and a simple majority vote in order to be carried. If this motion carries, the amendment is considered and voted upon before resuming consideration of the main motion or primary amendment. The amendment must be germane (i.e. clearly relevant) to the previous motion. An amendment may not change a motion or resolution so that an affirmative vote on the amendment would have the same effect as a negative vote on the main motion.
- e. POSTPONE DEBATE: If this motion is adopted, debate on the pending main motion is postponed. A time for the resumption of debate must be specified, and the motion must be seconded.
- f. LAY UPON THE TABLE: If this motion is adopted, debate on the pending motion is suspended. Debate may be resumed if a motion to TAKE FROM THE TABLE is adopted by majority vote at a time when no other motion or resolution is pending.
- g. DIVISION OF THE QUESTION: This motion may be made if a member wishes to vote upon separately, various provisions in a motion. A member making such a motion must specify how the motion will be divided and must specify his or her reasoning. If Division of the Question is passed, the individual portions specified are voted upon separately. Those sections which are adopted become the new motion, which is then voted upon as a whole.
- h. APPEAL THE DECISION OF THE CHAIR: A member may appeal a ruling or decision made by the Chair which is perceived as unwarranted. If the motion receives the required second, the person making the appeal and the Chair may briefly state his or her position, after which the appeal is put to a 2/3 vote.
- i. SUSPEND THE RULES: This motion, if passed by 2/3 vote, suspends the rules of procedure. Any member rising to this motion must specify the purpose of suspending the rules. The suspension expires automatically when its purpose is completed. If necessary, the Chair may suspend the rules for the purpose of allowing a presentation to the body.
- j. EXTEND THE LIMITS OF DEBATE: If adopted by a 2/3 vote, this motion changes the time limits of debate on a motion, resolution, or amendment. Debate may only be extended in 15-minute increments.
- k. CLOSE DEBATE (MOVE THE PREVIOUS QUESTION): If adopted by a 2/3 vote, this motion immediately closes debate on the pending motion, resolution, or amendment. If more than one motion is pending, it may be specified whether debate is to be closed on all motions or on only the one immediately pending. A motion to close debate may be informally requested by a verbal call of "Question" when no other member has the floor. It requires a second, and if there is a single call of "Objection," the motion fails and must be formally moved by a member who has been recognized by the Chair.
- l. RECESS: If adopted, a motion to Recess suspends the meeting of the committee or convention. A time for resumption of the meeting must be specified.

- m. ADJOURN: This motion concludes the meeting (or session if moved “Adjourn sine die”) of a committee or body. The Chair may move to adjourn if it appears that a quorum cannot be obtained.

Rule VIII. Points

1. Only those points listed below will be recognized.
2. Points are not debatable, they do not require a second, and the Chair's decision is final (barring any motion to appeal).
3. The order of precedence of the points is shown, in ascending order. When a point is pending, only points with a higher number, as shown below, are in order.
4. Points do not automatically take precedence over motions. The Chair will recognize members rising to points, at his or her discretion.
 - a. POINT OF INFORMATION: A members rising to this Point may ask a factual question related to the substance of the matter under discussion. This Point may be raised only when no one else has the floor. The Chair may refer this question to a member if necessary.
 - b. PARLIAMENTARY INQUIRY: This is a question concerning the Rules of Procedure. A question may be posed at any time, but should only interrupt a member who has the floor if the question is directly relevant to a proposal being made at that time.
 - c. POINT OF ORDER: A member may rise to this Point if it is felt that a violation of the Rules of Procedure has occurred. If the Chair finds this Point is well-taken, the situation will be quickly resolved. A Point of Order may be raised at any time. If the Chair finds this Point not well-taken, the situation shall continue unless the decision of the Chair is appealed as provided in Rule VII.3.h.
 - d. POINT OF PRIVILEGE: A Point of Privilege may be made when the rights and privileges of a member of LPGa have been violated. If the Point is appropriate, the Chair will undertake corrective measures.

APPENDIX B – CONVENTION SPECIAL RULES OF ORDER

Rule 1: Order of Business

The standing order of business for a Regular Convention shall be as follows:

1. Call to order
2. Credentials Committee report
3. Adoption of agenda
4. Chairman's report
5. Treasurer's report
6. Bylaws and Rules Committee report
7. Platform Committee report
8. Nomination of Party candidates
9. Election of Party Officers and at-large members of the Executive Committee
10. Election of Delegates to the National Convention
11. Resolutions
12. Other business

Rule 2: Voting Eligibility

1. The Secretary, acting on behalf of the Credentials Committee, shall report the number of delegates registered in attendance and eligible to vote directly after the opening of the first business session, and at the beginning of each succeeding session.
2. All delegates shall be eligible to vote on all matters. In order to vote on a given matter, a delegate must be present on the floor at the time the vote is taken. Each delegate present shall have one vote. Use of the unit rule or unit voting is prohibited.
3. Pursuant to Article VII, Section B, a voting delegate may move to expand the number of voting delegates to include all members present with current memberships, provided two-thirds of the delegates vote to do so.
4. All delegates must wear identification badges issues upon registration in order to be admitted to the floor.

Rule 3: Voting Procedure and Motions

1. On all matters, except the retention of platform planks, the election of Party Officers and members of the Executive Committee and the nomination of candidates for public office, voting will be by voice vote. If five or more delegates object to the Chair's ruling on the outcome of a voice vote, a counted vote will be held.
2. The Chair shall require any substantial motion offered from the Convention floor to be in writing, signed by the mover and submitted to the Secretary.

Rule 4: Polling Procedure

1. In cases where a roll call vote is required, the Secretary will ask for the vote from each delegate in alphabetical order.
2. In cases where paper ballots are used, each delegate must submit it to the Secretary; ballots shall be submitted within five minutes of the vote being called. The Secretary shall verify that the number of votes cast does not exceed the number delegates. During the period of time allotted for such votes, the business of the convention shall continue without interruption. When the time for voting has expired the Secretary shall present the vote totals to the Chairman who shall then announce the result.

Rule 5: Committee Procedures

1. A majority vote of those Committee members present is necessary for a "do pass" recommendation, and in the case of the Platform Committee, a majority must approve each specific plank separately.
2. Four or more members of the Platform Committee may join together to issue a minority report regarding any plank reported to the floor of the Convention. Two or more members of the Bylaws and Rules Committee or of the Credentials Committee may join together to issue a minority report regarding their business.
3. A member must be present in Committee to vote.
4. More than 1/2 of the membership of each committee shall constitute a quorum.

Rule 6: Debating and Voting – Bylaws and Rules

The Chair of the Bylaws and Rules Committee shall report each recommendation of the Committee to the Convention separately and shall have two minutes to explain the intent or purpose of the proposed amendment(s). The Convention Chair shall open each recommendation to discussion without amendment from the floor. Each recommendation shall be considered and adopted separately, with a maximum of eight minutes discussion on any recommendation. After the discussion, the Convention Chair shall bring the recommendation to a vote. If the recommendation fails, the Convention Chair shall open the recommendation to amendment for an additional 10 minutes.

Rule 7: Debating and Voting -- Platform

1. The current Platform shall serve as the basis of all future platforms. At Regular Conventions, the existing Platform may be amended. Additional planks, or additions to planks, must be approved by 2/3 vote. However, an amendment to the Statement of Principles shall only be amended by a 7/8 vote of the delegates.
2. The Platform Committee shall meet before each Regular Convention and prepare a report containing its recommendations. At the convention, the Platform Committee's recommendations shall be reported to the floor and debated and voted upon separately. The Platform Committee shall set forth the order in which each recommendation shall be considered.
3. Recommendations for which there is no minority report shall be debated and voted upon in the following manner:
 - a. The Platform Committee Chair, or some other person designated by him or her, shall read the proposed recommendation and shall have up to two minutes to explain the recommendation.
 - b. The Convention Chair shall then open the recommendation to debate without amendment for a period of up to 15 minutes before bringing the matter to a vote. If the recommendation fails, the Convention Chair shall inquire if any amendments are proposed from the floor. If there are such proposals, the Convention Chair shall request a vote on whether to consider amendments, and with majority approval may consider amendments for a period of up to 10 minutes.
3. Recommendations for which there is a minority report shall be debated and voted upon in the following manner:
 - a. Spokespersons for both the majority and minority positions shall each have two minutes to present their views.
 - b. The Chair shall then open consideration of both positions for five minutes, during which time any delegates may express their views without offering amendments. After five minutes, there will be a vote on which of the two reports shall be considered for purposes of adopting a recommendation. The report receiving the greater number of votes shall then be discussed and voted upon in the manner described in Section 4b.
4. After all Committee recommendations have received initial consideration, any delegate may propose amendments to the Platform. The delegate may take up to two minutes to state and explain the proposal, with debating and voting to proceed as described in Section 4b.

5. Finally, if time permits, proposals which were considered by the Platform Committee but which received an unfavorable vote from a majority of the Committee, may be considered, with a spokesperson for the minority position giving the reasons in favor and the Platform Committee Chair or other representative of the majority position giving the reasons why it was voted down, before the proposal is taken to the floor for debate.

Rule 8: Resolutions

1. Resolutions must be approved by a 2/3 vote.
2. Resolutions must not be in conflict with the Statement of Principles. Challenges of such adopted Resolutions believed by 10% of the delegates to be in conflict with the Statement of Principles shall be referred in writing, during the Convention, to the Executive Committee by the delegates. The challenge shall specify in what manner the Resolution is believed to be in conflict. The Executive Committee shall consider the challenge, decide whether the Statement of Principles is conformed to, and report their findings and reasons to the Convention. If the Resolution is vetoed by the Executive Committee, it will be declared null and void but can be reinstated by a 7/8 vote of the Convention.

Rule 9: Nomination of Candidates for Public Office

1. No person shall be nominated to be a Candidate for Public Office unless at least 3 registered delegates join in the nomination in writing submitted to the Chair. No delegate may join in nominating more than one candidate for each office. The nominee must accept the nomination from the floor by acclamation.
2. The Party's nominee for Public Office shall be chosen by 2/3 vote. If no candidate has attained a majority after two votes, the candidate with the less than 10% shall be struck from subsequent ballots. If no candidate has attained a majority after four votes, the candidate with the least votes shall be struck from subsequent ballots. This procedure shall be repeated after every ballot in which no candidate has received a 2/3 vote, until one candidate attains a 2/3 vote.
3. Nominating and seconding speeches shall be limited in duration as follows:
 1. Governor: Total of 15 minutes;
 2. Lt. Governor: Total of 10 minutes.
 3. United States Senator: Total of 10 minutes.
 4. United States Representative: Total of 7 minutes
 5. Other State-Wide Offices: Total of 7 minutes.
 6. All other Offices: Total of 5 minutes

Rule 10: Election of Officers and At-Large Executive Committee Members

1. No person shall be nominated to be an officer or to be a member of the Executive Committee unless at least 3 registered delegates join in the nomination in writing submitted to the Chair. No delegate may join in nominating more than one candidate for each office. The nominee must accept the nomination from the floor by acclamation.
- a. 2, The officers and at-large members of the Executive Committee shall be chosen by majority vote. If no candidate has attained a majority after two votes, the candidate with the less than 10% shall be struck from subsequent ballots. If no candidate has attained a majority after four votes, the candidate with the least votes shall be struck from subsequent ballots. This procedure shall be repeated after every ballot in which no candidate has received a majority vote, until one candidate attains a majority vote.
2. Nominating and seconding speeches shall be limited in duration as follows:
 1. Chairman: Total of 5 minutes;
 2. All other Offices: Total of 3 minutes

Rule 11: Elections of Delegates to the National Convention

1. Delegates to the National Convention shall be chosen from the pool of Convention Delegates in attendance and additional LPGa members that had been previously approved by the Executive Committee.
2. The Chair shall announce the number of delegates the LPGa is entitled to send to the National Convention exclusive of the Chair. The Secretary shall then produce a list of individuals eligible to be named as delegates to the National Convention.
3. The delegates shall caucus as a body for 10 minutes to let other delegates know their desire to be a delegate.
4. Voting shall be held in accordance with the procedures outlines in Article VII, Section K of the By Laws of the Libertarian Party of Georgia.
5. After voting is closed the Chair shall announce the selected delegates.

Rule 12: None of the Above

Votes cast for "None of the Above" in voting on the Party's nominees for candidates for public office the Officers, and at-large members of the Executive Committee, shall be considered valid. Should a majority of the votes be cast for "None of the Above" in the Candidate balloting, no candidate shall be nominated for that office. Should "None of the Above" be selected for any Party office, that position shall be declared vacant and none of the losing candidates for that position may be selected to fill the vacancy for that term of office.

November 1, 2016

Federal Election Commission
999 E Street NW
Washington, DC 20463

Re: Advisory Opinion Request

Dear Commissioners:

Pursuant to 52 U.S.C. § 30108, Libertarian Party of Maine, Inc. (“LPME”), C00618165, seeks an advisory opinion recognizing it as a State committee of the Libertarian National Committee, Inc. (“LNC”).

Consistent with 52 U.S.C. § 30101(15), 11 C.F.R. § 100.14(a), and Advisory Opinion 2015-01 (Green-Rainbow Party), the following qualifications have been met:

1. LNC qualifies as a political party, as detailed in Advisory Opinion 2010-13 (Libertarian Party of Florida) and Advisory Opinion 1975-129 (National Committee of the Libertarian Party).
2. LPME is the recognized affiliate of LNC for the state of Maine, as detailed in the August 31, 2016 LNC letter, attached.
3. LPME performs, and is responsible for, the day-to-day functions and operations of a political party at the state level. Specifically:
 - A. LPME has assisted in placing Gary Johnson on the 2016 general election ballot as a Libertarian candidate for President of the United States. Mr. Johnson qualifies as a “candidate” under 52 U.S.C. § 30101(2) and 11 C.F.R. § 100.3(a).
 - B. LPME organizes state party conventions, supports Libertarian candidates in the state, develops and implements state policy, and manages state party operations and other related affairs. Consistent with 52 U.S.C. § 30101(15) and 11 C.F.R. § 100.14(a), this is supported by LPME’s current organizing documents, attached.

Please let me know if you have any questions regarding this request.

Sincerely,

/s/

Christina Sirois, Esq.
571-207-6451 Direct
csiros@dbcapitolstrategies.com

Enclosure(s): LNC List of State Affiliates
LPME Organizing Documents

Bylaws of the Libertarian Party of Maine, Inc.

As amended at the Libertarian Party of Maine Convention on May 15th, 2016

ARTICLE I – Name

The name of the corporation shall be the “Libertarian Party of Maine, Inc.”, hereinafter referred to as the “Party”.

ARTICLE II – Purpose

The purpose of the Party is to implement and give voice to the libertarian principles such as those in the “Statement of Principles” of the Libertarian Party of the United States by:

- a. Promoting candidates for public office within Maine;
- b. Working for the election of the national Libertarian Party nominee for President and Vice-President;
- c. Promoting, chartering and coordinating affiliate parties throughout the State of Maine;
- d. Entering into informational and educational activities;
- e. Supporting or opposing referenda, ballot initiatives, citizen vetoes, and other ballot questions; and
- f. Engaging in any and all additional activities necessary and proper to advance the “Statement of Principles” and the cause of Liberty in America.

ARTICLE III – Principles

The Party shall always act in accordance with the “Statement of Principles” of the national Libertarian Party.

ARTICLE IV – Membership

1. Full members of the Party shall be those persons residing in Maine, who have certified in writing that they oppose the initiation of force to achieve political or social goals. This certification may be submitted to either the national Libertarian Party, or the Libertarian Party of Maine
2. Membership in the Party is not to be restricted by a person’s race, creed, color, sex, sexual orientation, national origin, or residency.

3. There are no dues or fees charged or levied to become a full member of the Party. Voluntary contributions are accepted. A person may become an “enrolled” member of the Party in accordance with state law.
4. A sustaining member is defined as one who is a full member and has either...
 - a. Paid dues to the national party as per its bylaws to be considered a sustaining member, or alternatively.
 - b. Donated the minimum annual dues for being a national sustaining member, directly to the LPME instead.

ARTICLE V – Organization

I. Officers

- a. The officers of the Party shall be Chair, Vice-Chair, Secretary, and Treasurer, and Assistant Treasurer. Term of office shall be two years. These officers shall be elected at the Biennial Convention by the attending full members and shall take office immediately upon the close of such Meeting or Convention and serve until the final adjournment of the next Meeting or Convention. All officers will be elected by a simple majority.
- b. No offices shall be combined.
- c. The officers shall have such powers and perform such duties as are delegated by the State Committee and are not inconsistent with the provisions of these Bylaws, and the laws of the State of Maine.
- d. Any officer of the Party may be temporarily suspended by a vote of three (3) State Committee members, subject to ratification by a 2/3 vote of the full members attending a special convention called for such purpose. The members will then elect a replacement officer, except in the case of the Chair being suspended, in which case the Vice-Chair shall become Chair, and the members shall elect a new Vice-Chair. Such officer will complete the term of office vacated.
- e. The State Committee shall appoint new officers if any of the positions of Vice-Chair, Secretary, Assistant Treasurer, District Members or At-Large Members of the State Committee, if vacancies, not due to suspensions, occur.
- f. If the position of Chair is vacated, the Vice-Chair becomes chair, and the position of Vice-Chair is appointed by the State Committee

- g. If the position of Treasurer is vacated, the Assistant Treasurer becomes Treasurer, and the position of Assistant Treasurer is appointed by the State Committee
- h. Officers and members of the *State* Committee may not serve as an officer of, or committee member of another state or national political party. This applies to all organizations that consider themselves political parties, whether or not the state of Maine has given any official status to them
- i. If an individual is elected or appointed as an Officer or *State* Committee member to the Party while holding a conflicting role in another party, as defined above, that individual has 90 days to resign from one position or the other. If such individual fails to do so, the position is considered vacant, and may be filled according to the rules for doing so described in Article V, Part I e
- j. All Officers and State Committee members must be sustaining members.
- k. Unless the State Committee appoints a Finance Chair, the Treasurer shall serve as the Finance Chair of the party.

2. State Committee

The State Committee is the Board of Directors for the purposes of the Maine Nonprofit Corporation Act, and shall be responsible for the control and management of all the affairs, properties, and funds of the Party consistent with these Bylaws. The State Committee shall meet at such times and places as may be determined by the committee, by call of the chair, or by the written request of any two (2) members of the committee. More than one half of the membership thereof shall constitute a quorum at all meetings. The *State* Committee by majority vote may agree to allow absentee ballots by mail or telephone. No secret meeting will be held by the *State* Committee; all meetings will be open to all Party members.

The *State* Committee shall meet at least four (4) times per calendar year. Notice of all *State* Committee meetings shall be given not less than fourteen (14) days prior to said meeting. Posting of meeting notice on the Party website shall be considered notice of the meeting.

The State Committee shall consist of the following:

- a. The four elected officers of the party;
- b. Two district members, one from each Congressional district; and
- c. One At-Large member.

3. District Committees

- a. District Committees for each congressional district shall consist of the members of the State Committee.
- b. Each committee will be chaired by its representative on the State Committee
- c. If there is no current representative for a district on the State Committee, the members of the District Committee will elect one from their membership, when needed.

4. County Committees

- a. a. If a county does not have a recognized committee at the time of a state convention, For the purposes of state law:
 - i. The membership of the County Committee shall be the party's Sustaining Members residing in that county.
 - ii. The Chair of the County Committee shall be the State Committee district representative of the district the county predominantly sits in.
- b. The State Committee shall create rules for the formation and affiliation of a county committee.
- c. The Chair of a recognized County Committee serves as a member of the State Committee, with the Vice-Chair of that County Committee serving as an alternate.
- d. Members of a County Committee must be Full Members of the party, and reside in that county.

5. Judicial Committee.

A Judicial Committee may be formed. The Judicial Committee shall be composed of five (5) full members appointed by the ~~State~~ Committee. The term of a member of the Judicial Committee shall run through the period of the next Party convention and until a successor is appointed. No officer of the Party may serve on the Judicial Committee. The Judicial Committee shall be the final body of appeal in all matters regarding interpretation of the Bylaws, Rules, or Resolutions of the Party subject to the provision that a decision of the Committee may be overturned by a 2/3 vote of a convention.

6. Exhaustion. In the event that all ~~State~~ Committee positions become vacant, former ~~State~~ Committee members who are willing and qualified to be members of the ~~State~~ Committee shall constitute themselves as the Interim ~~State~~ Committee. They shall promptly act as described in this Article to fill positions on the ~~State~~ Committee. Until it is replaced via Elections at a Convention or Special Meeting under Article VI of these Bylaws, the Interim ~~State~~ Committee shall have all powers and bear all responsibilities of the regular ~~State~~ Committee.

ARTICLE VI – Special Meeting and Conventions

I. Conventions

- a. The Party shall hold a Biennial Convention every general election year at the time and place selected by the *State* Committee. The Party may have such additional conventions as may be deemed desirable by the *State* Committee. A special Convention may be called by presenting a petition signed by 10% of the sustaining members of the Party, such Convention to be held within 30 days of the presentation to the *State* Committee. The *State* Committee shall appoint a convention committee to arrange the Convention. Notice of the Convention shall be given not less than fourteen (14) days prior to said Convention. Posting of notice on the Party website, and via direct mail to all members shall be considered notice of the Convention.
- b. Any sustaining member attending any Convention of the Party may cast a vote as a delegate.
- c. A Convention called for the purpose of nominating delegates and alternates to the national Convention shall be held within a year of the national Convention after the number of delegates is announced. Any full member in attendance may cast a vote, if they register for the convention at least 6 days prior to the convention

2. Special Meeting

If a Biennial Convention is not called as provided under this Article by June 1 of any even numbered year, any five (5) members of the Party may call a Special Meeting. Notice of the Special Meeting shall be given not less than fourteen (14) days prior to said meeting. Posting of meeting notice on the national Libertarian Party website (www.lp.org) shall be considered notice of the meeting. New Officers will be elected at the Special Meeting, and other business will be conducted as required.

ARTICLE VII – Platform

1. The Party may adopt a platform. The platform shall include, but need not be limited to, the Libertarian Party's National Committee's "Statement of Principles" and the implementation of the principles contained in the "Statement" in the form of planks.
2. The *State* Committee shall appoint a Platform Committee whose responsibility it is to write and submit said platform to the Convention for approval on a plank by plank basis by a 2/3 majority of the delegates present and voting at the Convention.

ARTICLE VIII – None of the Above

1. Votes cast for “None of the Above” in voting on the Party’s candidates for delegates to national Libertarian Party conventions, representatives to the national Libertarian Party platform committee, and for the four Party officers shall be considered valid and properly recorded.
2. Should “None of the Above” receive a majority for an officer, another election for that office shall be called.

ARTICLE IX – Election of delegates to Libertarian Party National Conventions

1. All delegates and alternates shall be full members.
2. Delegates and alternates shall be elected by full members in attendance at the Party’s convention in the year of the Libertarian Party National Convention.
 - a. The first step in electing delegates shall be to receive any number of seconded nominations.
 - b. The Party Convention attendants shall then vote by secret ballot for “acceptable” nominees of their choice. Delegates may also indicate “unacceptable” nominees.
 - c. Only those nominees receiving more “acceptable” votes than “unacceptable” votes shall be delegates or alternates. They shall be ranked in order of number of “acceptable” votes received.
 - d. Should there be more winners than slots allocated by the National Libertarian Party those with the most “acceptable” votes shall be delegates and those remaining shall be alternates.
 - e. In case of ties for the last regular delegate slots, all those tied shall be ranked by voting Party Convention attendees. Those with the highest rank sum are regular delegates. Further ties shall be resolved by the Chair.
 - f. The next ranking alternate, as determined by the Chair, shall become a regular delegate in case a regular cannot attend the Libertarian Party National Convention. Other alternates shall substitute for regular delegates on the National Convention floor.
3. If the Party is eligible to elect a national Libertarian Party Platform Committee, or Libertarian Party Credentials Committee member, member under the Rules, Constitution, or Bylaws of the national Libertarian Party, the election of such member will be by majority vote of the full members present and voting at the Convention. Voting shall be done by secret ballot. An alternate shall also be elected for this position. If the deadline for such a choice occurs before a convention can be held, the choice is to be made by a majority vote of the *State* Committee.

4. The head of the delegation shall be nominated and elected by the convention from among the persons who have been elected as delegates. An alternate head shall also be elected.
5. Prior to and at the National Convention, the elected delegation head may select additional people to be alternate delegates.
6. Alternate delegates added by the delegation head, may be residents of locales other than Maine, so long as they are Sustaining Members of the national Libertarian Party.

ARTICLE X – Parliamentary Authority

Roberts Rules of Order-Newly Revised shall be the parliamentary authority for all matters or procedure not specifically covered by the Bylaws of the Party.

ARTICLE XI – Amendments

1. These Bylaws may be amended by a 2/3 vote of the members voting on that particular issue at any Biennial Convention or Special Meeting.
2. Article IV, 2, Article V, I.d., , and this Article shall not be amended or suspended without a 7/8 vote.

ARTICLE XII: Nomination of Candidates

Candidates for statewide races, state legislative races, and U.S. Congressional district races, may be nominated at the biennial convention, or any special convention called by the State Committee for such a purpose. Any candidate so nominated must be a Full Member.

DOMESTIC
NONPROFIT CORPORATION

STATE OF MAINE

ARTICLES OF INCORPORATION

Filing Fee \$20.00

File No. 19990116ND Pages 3
Fee Paid \$ 20
DCN 1982591500015 ARTI
FILED
14-SEP-98

Nancy B. Kelleher
Deputy Secretary of State

A True Copy When Attested By Signature

Deputy Secretary of State

198264/000711/027-000

Pursuant to 13-B MRSA §403, the undersigned, acting as incorporator(s) of a corporation, adopt(s) the following Articles of Incorporation:

FIRST: The name of the corporation is Libertarian Party of Maine, Inc.

SECOND: The corporation is organized for all purposes permitted under Title 13-B, MRSA, or, if not for all such purposes, then for the following purpose or purposes:

THIRD: The name and registered office of the Registered Agent who must be a Maine resident, whose office is identical with the registered office; or a corporation, domestic or foreign, profit or nonprofit, having an office identical with such registered office:

Matthew Pollack
(name)

60 Main Street, Topsham, Maine 04086
(physical location - street (not P.O. Box), city, state and zip code)

PO Box 51, Topsham, ME 04086
(mailing address if different from above)

THIS FORM MUST BE ACCOMPANIED BY FORM MNPCA-18 (Acceptance of Appointment as Registered Agent §304.3.)

FOURTH: The number of directors (not less than 3) constituting the initial board of directors of the corporation, if the number has been designated or if the initial directors have been chosen, is 23.

The minimum number of directors (not less than 3) shall be 3 and the maximum number of directors shall be 35.

FIFTH: Members: ("X" one box only)

There shall be no members.

There shall be one or more classes of members, and the information required by §402 is as follows:

Two classes of members, called "full members" and "enrolled members." Any person meeting the requirements for membership in the Libertarian Party of the United States and who chooses to be a member of the corporation shall be a full member. Full members are entitled to all rights to vote and participate in the affairs of the corporation pursuant to the bylaws. Enrolled members are those persons who choose to belong to the Libertarian Party pursuant to the election laws of the State of Maine. Enrolled members have no voting rights or rights to participate in the affairs of the corporation, except as provided by the election laws of the State of Maine.

SIXTH: **OPTIONAL** (Check if this article is to apply)

No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the Corporation shall not participate in or intervene in (including the publication or distribution of statements) any political campaign on behalf of any candidate for public office.

SEVENTH: **OPTIONAL** (Check if this article is to apply. Then fill in reference number of Section 501(c)(?) in the first paragraph below.)

Upon the dissolution of the Corporation or the termination of its activities, the assets of the Corporation remaining after the payment of all its liabilities shall be distributed exclusively to one or more organizations organized and operated exclusively for such purposes as shall then qualify as a exempt organization or organizations under Section 501(c)(_____) of the Internal Revenue Code of 1986, as amended, and as a charitable, religious, eleemosynary, benevolent or educational corporation within the meaning of Title 13-B, of the Maine Revised Statutes as amended.

No part of the net earnings of the Corporation shall inure to the benefit of any member, director, or officer of the Corporation, or any private individual (except that reasonable compensation may be paid for services rendered to or for the Corporation in carrying out one or more of its purposes), and no member, director, or officer of the Corporation, or any private individual, shall be entitled to share in the distribution of any of the corporate assets on dissolution of the Corporation.

EIGHTH: Other provisions of these articles, if any, including provisions for the regulation of the internal affairs of the corporation, and distribution of assets on dissolution or final liquidation are set out in Exhibit _____ attached hereto and made a part hereof.

INCORPORATORS

DATED ~~August 19, 1998~~ Sept. 11, 1998



(signature)

Street 60 Main Street

(residence address)

Matthew Pollack

(type or print name)

Topsham, Maine 04086

(city, state and zip code)

(signature)

Street _____

(residence address)

(type or print name)

(city, state and zip code)

(signature)

Street _____

(residence address)

(type or print name)

(city, state and zip code)

For Corporate Incorporators*

Name of Corporate Incorporator _____

By _____

(signature of officer)

Street _____

(principal business location)

(type or print name and capacity)

(city, state and zip code)

***Articles are to be executed as follows:**

If a corporation is an incorporator (§401), the name of the corporation should be typed and signed on its behalf by an officer of the corporation. The articles of incorporation must be accompanied by a certificate of an appropriate officer of the corporation, not the person signing the articles, certifying that the person executing the articles on behalf of the corporation was duly authorized to do so.

SUBMIT COMPLETED FORMS TO: CORPORATE EXAMINING SECTION, SECRETARY OF STATE,
101 STATE HOUSE STATION, AUGUSTA, ME 04333-0101

FORM NO. MNPCA-6 Rev. 9/97

TEL. (207) 287-4195

NONPROFIT CORPORATION

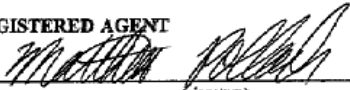
STATE OF MAINE

ACCEPTANCE OF APPOINTMENT
AS REGISTERED AGENT OF

Libertarian Party of Maine, Inc.
(name of nonprofit corporation)

Pursuant to 13-B MRSA §304.3 or §1212.1-A, the undersigned hereby accepts the appointment as registered agent for the above named nonprofit corporation.

REGISTERED AGENT



(signature)

DATED May 18, 1998

Matthew Pollack

(type or print name)

For Registered Agent which is a Corporation

Name of Corporation _____

By _____

(authorized signature)

(type or print name and capacity)

SUBMIT COMPLETED FORMS TO: CORPORATE EXAMINING SECTION, SECRETARY OF STATE,
101 STATE HOUSE STATION, AUGUSTA, ME 04333-0101
TEL. (207) 287-4195

FORM NO. MNPCA-18 97

November 1, 2016

Federal Election Commission
999 E Street NW
Washington, DC 20463

Re: Advisory Opinion Request

Dear Commissioners:

Pursuant to 52 U.S.C. § 30108, Libertarian Party of Minnesota (“LPMN”), C00618231, seeks an advisory opinion recognizing it as a State committee of the Libertarian National Committee, Inc. (“LNC”).

Consistent with 52 U.S.C. § 30101(15), 11 C.F.R. § 100.14(a), and Advisory Opinion 2015-01 (Green-Rainbow Party), the following qualifications have been met:

1. LNC qualifies as a political party, as detailed in Advisory Opinion 2010-13 (Libertarian Party of Florida) and Advisory Opinion 1975-129 (National Committee of the Libertarian Party).
2. LPMN is the recognized affiliate of LNC for the state of Minnesota, as detailed in the August 31, 2016 LNC letter, attached.
3. LPMN performs, and is responsible for, the day-to-day functions and operations of a political party at the state level. Specifically:
 - A. LPMN has assisted in placing Gary Johnson on the 2016 general election ballot as a Libertarian candidate for President of the United States. Mr. Johnson qualifies as a “candidate” under 52 U.S.C. § 30101(2) and 11 C.F.R. § 100.3(a).
 - B. LPMN organizes state party conventions, supports Libertarian candidates in the state, develops and implements state policy, and manages state party operations and other related affairs. Consistent with 52 U.S.C. § 30101(15) and 11 C.F.R. § 100.14(a), this is supported by LPMN’s current organizing documents, attached.

Please let me know if you have any questions regarding this request.

Sincerely,

/s/

Christina Sirois, Esq.
571-207-6451 Direct
csiros@dbcapitolstrategies.com

Enclosure(s): LNC List of State Affiliates
LPMN Organizing Documents



Bylaws

Updated in convention April 16, 2016

1. Purpose

The purpose of the Libertarian Party of Minnesota shall be to function primarily as a political party to elect people to political office in order to achieve the values in the Statement of Principles. Its secondary purpose is educational work for the same goal.

2. Statement of Principles

We, the members of the Libertarian Party of Minnesota, hold that all individuals have the right to exercise sole dominion over their own lives, and oppose the initiation of force or fraud as a means of achieving political or social goals. We are dedicated to the right of all individuals to live in whatever manner they choose, as long as they do not forcibly interfere with the right of others to live as they choose. Governments throughout history, including our own, have operated on the principle that the state has the right to control the lives of individuals and confiscate the fruits of their labor. All other political parties in this country grant government these powers. We, however, hold that governments, when instituted, have only one legitimate function: to protect the rights of the individual.

We challenge the concept that governments have the right to become involved in any activity not directly related to the protection of individual rights. Governments should exist only to ensure the right to free speech and action, the right to own property, and the right to engage in voluntary contractual arrangements with other individuals. No individual should be forced by the State, or another person, to relinquish any portion of his or her life or property for the benefit of another person.

2.1. Conditional Existence: In recognition of the importance of the foregoing Statement of Principles the duration of the Libertarian Party of Minnesota shall be conditional upon its adherence to the Statement of Principles.

2.2. Change Approval: The Statement of Principles shall not be changed without the approval of more than 80% of the membership and 80% of the Executive Committee and if challenged, 80% of the Judicial Committee.



2.3. Platform: The Statement of Principles shall head the Libertarian Party of Minnesota platform and all planks in the platform must be consistent with it.

2.4 Changes to Bylaws 2.1, 2.2, 2.3, and 2.4 require an 80% vote of the registered delegates to the convention. Changes to all other Bylaws require two-thirds of the vote of the registered delegates present and voting at the convention.

3. Affiliation with the National Libertarian Party

The Libertarian Party of Minnesota shall remain affiliated with the National Libertarian Party and shall endorse their candidates as long as it and they remain consistent with the Statement of Principles.

3.1. In years when the National Libertarian Party holds its convention, the state convention shall provide for the election of delegates and alternates to represent Minnesota at the national convention up to the number of positions allowed. Such national delegates and alternates shall be current members of the Libertarian Party of Minnesota, shall be nominated from the floor at convention, and shall be elected by majority vote of the state delegates.

1. Each state delegate may cast a single vote for each candidate for national delegate, up to the number of positions allowed. Voting shall be by secret ballot. None of the above (NOTA) shall automatically be an option on all ballots. If NOTA is selected on a ballot, votes for other candidates on the same ballot shall be void. If total votes for NOTA exceed those of other candidates, candidates with lesser vote totals shall be deemed not elected even if obtaining a majority.

2. Alternates shall be allowed for up to half the number of national delegate positions available. Candidates with the most votes shall become delegates and candidates with lesser vote totals shall be deemed alternates. In the event a delegate should resign, alternates shall be called upon in the order of vote totals received.

3.2. If the Chair or Vice Chair do not become delegates, the elected national delegates shall immediately vote to select a delegation chair.

3.3. In the event that national delegate or alternate positions remain vacant or if an elected delegate or alternate should resign, the Executive Committee may appoint delegates or alternates to fill the vacant position(s) by a majority vote. Such delegates or alternates shall be current members of the Libertarian Party of Minnesota. Any candidate for national delegate who sought support at the convention and failed to achieve it is ineligible to be appointed by the Executive Committee for that year.



4. Membership

Membership in the Libertarian Party of Minnesota shall be open to all who subscribe to and sign a membership application pledging to oppose the initiation of force or fraud (coercion) as a means of achieving political or social goals, and pay such dues as decided by the Executive Committee. Regular Members pay annual dues, or monthly dues totaling to the annual amount. Lifetime Members pay a one-time larger fee within any one year period, the payment schedule and amount to be determined by the Executive Committee.

4.1. Suspension or Termination of Membership: The Executive Committee may suspend or terminate the membership of any member who by action or advocacy, contradicts the Statement of Principles. The member may appeal his termination or suspension to the Judicial Committee.

4.2. A member holding leadership position(s) whose membership has expired shall automatically lapse from those position(s), provided that reasonable notice is given, and whereupon after prompt renewal their position(s) shall be retained as if no lapse had occurred.

5. Officers and Executive Committee

The Executive Committee shall be comprised of the following executives:

5.1. Officers:

1.The Chair; who shall preside at the meetings.

2.The Vice Chair; who shall preside in the absence of the Chair.

3.The Secretary; who shall keep record of the proceedings of the meetings. At each meeting the Secretary shall present the minutes of the previous meeting for approval.

4.The Treasurer; who shall receive all monies paid to the Libertarian Party of Minnesota and shall deposit same in such bank as shall have been designated by the Executive Committee, and who may appoint a designee(s) to perform these functions with the approval of the Executive Committee. The Treasurer shall present a written report whenever at least two executives so request; in addition, the Treasurer shall present a written report to the Executive Committee on at least a quarterly basis. Expenditure of funds shall be made only in accordance of the decisions of the Executive Committee.



5.2. At-Large Executives: Up to eight voting members At Large are authorized to be elected in convention to the Executive Committee.

5.3. Acting Executives: Each registered affiliate, as defined elsewhere in these bylaws, shall be eligible to represent their affiliate on the Executive Committee in a manner chosen by the affiliate. The affiliate's Acting Executive may participate in Executive Committee votes if they are present in person, or through remote interactive teleconferencing in a manner approved by the Executive Committee.

The rules of the Executive Committee are:

5.4. The Executive Committee may set its policy for voting by proxy on specific issues and for appointing alternates. A minimum of five executives are required for a quorum. A quorum must require either the Chair or Vice Chair to be present.

5.5. The Meeting Dates and Agenda shall be decided by the Executive Committee. Executive Committee meetings shall be run according to Robert's Rules of Order. Meetings shall be open to Party members.

1.Regular meetings shall be decided at the previous meeting or occur on a regular periodic basis.

2.Special meetings may be needed from time to time to handle urgent matters. Special meetings may be called by the Chair or Vice Chair, and shall be announced and matters acted upon shall be limited to those announced at least four days in advance of the meeting. If two or more executives object to the holding of a special meeting, the meeting shall not be held and matters shall be deferred to the next regular meeting.

5.6. Vacancy and Succession on the Executive Committee shall be decided by the Executive Committee.

5.7. Term of Office: Executives shall be elected for a term of 1 year.

5.8. Nomination and Election: Executives shall be nominated from the floor at convention and shall be elected by majority vote of the delegates. The election of the Executive Committee shall be held in the odd numbered years. Voting shall be by secret ballot. All candidates wishing to have their name placed in nomination, shall file notice of their intent by the time established by the Convention Committee. Candidates for Executive Committee shall be current members of the Libertarian Party of Minnesota, and shall not hold a leadership position in another party's name. All candidates for Executive Committee shall be required to have been a member of the Libertarian Party of Minnesota at least 45 days prior to the convention. None of the above (NOTA) shall automatically be an option on all ballots.



5.9. When two or more candidates are on the ballot for Chair, Vice Chair, Secretary, or Treasurer and if after two ballots none of the candidates has achieved the required votes for election, the candidate with the fewest votes shall be removed from the ballot. The candidates eliminated shall be offered one minute to address the convention prior to the next ballot. In case of a tie, candidates with the fewest votes shall draw straws to determine who is eliminated. This procedure will continue for all subsequent ballots. The option of NOTA shall remain on all ballots.

5.10. Each delegate may cast up to eight votes for At-Large Executives on the first ballot, but no more than one vote for any one candidate. Any candidate achieving a majority on any ballot shall be elected. On subsequent ballots each delegate may cast as many votes as there are offices to fill, but no more than one vote for any one candidate.

5.11. If any Executive Committee Office has gone unfilled anytime after 10 ballots, any delegate may make a motion to end the balloting. If a majority of the delegates voting, vote to end balloting, balloting shall cease.

5.12. After balloting has ended, if the offices of the Chair, Vice Chair, Secretary and/or Treasurer are unfilled, the outgoing Executive Committee shall meet within ten days following the end of the convention and fill those offices that are vacant. If after balloting has ended, there are fewer than four At-Large Executives, the outgoing Executive Committee shall meet within ten days following the end of the convention and fill the number of offices required to bring the number of At-Large Executives to four.

5.13. Offices and functions may be combined.

5.14. The Executive Committee shall not go into debt in the name of the Libertarian Party of Minnesota.

5.15. The Executive Committee and its duly appointed subcommittees shall administrate the functions of the Libertarian Party of Minnesota to achieve its purpose.

5.16. The Executive Committee may, without notice, remove any of its executives who miss two consecutive regularly scheduled meetings without notifying the Chair or Secretary. Failure to exercise this provision shall not limit the right of the Committee to exercise it in the future.



6. Judicial Committee

The Judicial Committee shall be comprised of up to five members, as follows:

6.1. Term of Office: Judicial Committee members shall be elected for a term of 2 years.

6.2. Nomination and Election: Judicial Committee members shall be nominated from the floor at convention and shall be elected by majority vote of the delegates. The election of 2 members shall be held in the odd numbered years, and 3 members shall be held in even numbered years. No more than 2 Executive Committee members may be members of the Judicial Committee. The members of the Judicial Committee shall select the Chair of the Judicial Committee. The newly elected members shall take office immediately upon the close of the convention. A member may serve successive terms. Judicial Committee members must be Party members for at least one year preceding their election. Voting shall be by secret ballot. None of the above (NOTA) shall automatically be an option on all ballots.

6.3. In the event of a vacancy, the Judicial Committee shall appoint a new member to serve the remainder of the vacant position's term.

6.4. The jurisdiction of the Judicial Committee is limited to the following matters:

1. Any challenge brought by a Party member to an Executive Committee decision alleged to be inconsistent with the Statement of Principles or the Bylaws.

2. Any challenge brought by a Party member to the validity of an Executive Committee resolution.

3. Any challenge brought by an Officer or Executive to their removal from their position.

4. Any challenge brought by a Party member to a decision not to seat them as a delegate at a state convention.

5. Any challenge brought by a Party member to the removal of an affiliate.

6. Any challenge brought by a Party member to the Executive Committee's withdrawal of a candidate's nomination.

7. Any challenge brought by a Party member to an Executive Committee's decision to suspend or terminate their membership.

8. Challenges brought within an affiliate on matters equivalent to the above.

The rules of the Judicial Committee are:



6.5. The Judicial Committee shall act on a challenge submitted in writing to any member of the Judicial Committee within 30 days of submission. The Judicial Committee may decline to hear a challenge by a three-fourths (3/4) vote at which a quorum is present. A minimum of three Judicial Committee members are required for a quorum.

6.6. The Judicial Committee may establish written Rules to govern its consideration of matters within the scope of its jurisdiction. The Rules, and any proposed changes to the Rules (including complete revocation), shall be submitted to the Executive Committee for approval, which shall be deemed given unless denied by a two-thirds (2/3) vote of the Executive Committee. A copy of the current Rules shall be maintained by the Secretary in the Party's files and shall be available to any Party member. For actions which may not be governed by the Rules, Robert's Rules of Order shall govern.

6.7. If the person submitting a challenge or who is being challenged is also a member of the Judicial Committee, that person's membership on the Judicial Committee shall be automatically suspended in regard to that challenge.

6.8. Party members shall adhere to decisions rendered by the Judicial Committee.

7. Convention Rules

The Party shall hold an annual convention each year between February 1 and July 31, performing such business as required herein.

7.1. The specific date, location and agenda of Libertarian Party of Minnesota conventions shall be set by the Executive Committee or a convention committee designated by the Executive Committee. The Executive Committee may designate platform, bylaws, and issues committees to prepare and prioritize items for convention consideration.

7.2. All members of the Libertarian Party of Minnesota shall be eligible to register to be delegates to the state convention. Unless renewing their membership, no one joining the party less than 45 days before the convention may be a delegate until the next convention.

7.3. The convention shall be run by Robert's Rules of Order. The officers of the Party shall be the officers of each convention.



7.4. Additions, modifications, and deletions to the Platform shall require a two-thirds (2/3) vote of all registered delegates present and voting at the convention.

7.5. Changes to the Bylaws take effect at the close of convention business.

8. Nomination and Endorsement of Candidates

Candidates for federal, state, or local office may be nominated or endorsed under the methods and conditions described herein.

8.1. Nominations: A candidate nominated by the Libertarian Party of Minnesota for public office shall be a member of the Libertarian Party of Minnesota, shall support its platform, shall not hold a leadership position in another party's name, and shall be its official candidate for that office in that election. A candidate who is nominated shall have expressed a willingness to accept the nomination and shall be eligible to serve in that office. Nominated candidates may also use the term "endorsed".

8.2. Endorsements: A candidate who is not a member of the Libertarian Party of Minnesota may be endorsed by it if it has not nominated a candidate for that office in that election. A candidate who is endorsed shall be eligible to serve in that office.

8.3. Candidates may be nominated or endorsed at the annual convention under the following conditions:

1. Nomination or endorsement of candidates for federal or state offices which appear on the ballot statewide may be made only in the year of the corresponding general election.

2. All candidates seeking nomination or endorsement, shall file notice of their intent by the time established by the Convention Committee.

3. Candidates shall provide a notice of intent and written information on their qualifications, background, campaign positions, and any other information they deem relevant. The candidate shall provide a minimum of 25 copies of this information to be made available to the convention delegates. Candidates seeking nomination may be required to provide proof that they are members and a signed and dated written statement that they will support the platform.

4. Candidates or their designee shall have ten minutes to address the convention before balloting takes place. No vote to nominate or endorse shall be binding unless all members of the Executive Committee have been provided with basic information on the candidate, which may include campaign literature, a



campaign website, or a summary of their positions and principles, at least seven days prior to the convention.

5. Delegates shall have ten minutes, or such longer time as the Chairman determines, to ask questions of the candidates prior to the first ballot.

6. An intermission period shall occur after the candidate(s) or designee(s) address to the convention and before the first ballot.

7. A paper ballot shall be prepared for the offices for which candidates have provided a notice of intent.

8. None of the above (NOTA) shall automatically be an option on all ballots for public office. The convention may decline to nominate or endorse any candidate for public office, even if there are persons seeking nomination or endorsement for that office. Any candidate who sought endorsement at the convention and failed to achieve it, is ineligible to be nominated or endorsed by the Executive Committee, for that office in the current election cycle.

9. All nomination or endorsement votes shall be by secret ballot. To secure nomination or endorsement a candidate must receive the votes of two-thirds (2/3) of the delegates voting for that office.

10. When two or more candidates are on the ballot for an office and if after two ballots none of the candidates have achieved the required votes for nomination or endorsement, the candidate with the fewest votes shall be removed from the ballot. The candidates eliminated shall be offered one minute to address the convention prior to the next ballot. In case of a tie, candidates with the fewest votes shall draw straws to determine who is eliminated. This procedure shall continue for all subsequent ballots. The option of NOTA shall remain on all ballots.

11. If no candidate (or NOTA) has achieved the required votes for nomination or endorsement anytime after 10 ballots, any delegate may make a motion to end the balloting. If a majority of the delegates vote to end balloting, balloting shall cease.

8.4. The Executive Committee may nominate or endorse candidates under the following conditions:

1. For any office having its general election in the current year, if the annual convention did not nominate or endorse a candidate for that office.

2. For any special election.

3. When the party's nominated or endorsed candidate dies or withdraws from the race.

4. When a candidate's nomination or endorsement is removed by the Executive Committee as provided elsewhere in these bylaws.

5. When all members of the Executive Committee have been provided with basic information on the candidate, which may include campaign literature, a campaign website, or a summary of their positions and principles, at least seven days prior to any vote.



6. Executive Committee nomination or endorsement requires a two-thirds (2/3) majority of those present and voting.

8.5. Candidates may be nominated by an affiliate under the following conditions:

1. For any office having its general election in the current year, if the annual convention or Executive Committee did not nominate a candidate for that office.

2. For any special election.

3. When the affiliate holds registered status as provided elsewhere in these Bylaws.

4. A nomination shall require at least four members present and a two-thirds (2/3) majority of those present and voting. Upon nomination by the affiliate and minutes describing the circumstances of such nomination being presented to the Party, the candidate shall automatically be considered as nominated by the Libertarian Party of Minnesota.

5. A candidate whose district transcends an affiliate's geographic region shall not be considered nominated until all affiliates within that district concur with the nomination.

6. The Executive Committee shall retain the power to withdraw an affiliate nomination, as provided elsewhere in these Bylaws.

8.6. Nomination or endorsement of candidates shall not be refused solely because a candidate accepts money from the Minnesota Political Contribution Refund (PCR) program, the State Elections Campaign Fund, or matching funds.

8.7. Candidates nominated for Minnesota House, Minnesota Senate, US Congress, or US Senate shall pledge that, if elected, they shall not caucus with either the Democratic Party or Republican Party or otherwise align with these parties on a permanent basis. Candidates may caucus with other Libertarians or with representatives of other parties if they so choose. Candidates may vote in concert with representatives of any party on an issue-by-issue basis.

9. Withdrawal of Nomination or Endorsement

9.1. A candidate's nomination or endorsement may be withdrawn by the Executive Committee. Withdrawal of nomination or endorsement requires a three-quarters (3/4) vote of those present and voting at a meeting. That candidate's nomination or endorsement shall then be declared null and void unless the candidate appeals the withdrawal to the Judicial Committee within seven days of receipt of notification of withdrawal. The resolution of withdrawal must state the specific reasons for withdrawal and must be signed by each member of the Executive Committee agreeing thereto.



10. Affiliates

Regional parties consistent with the Statement of Principles and goals of the Libertarian Party of Minnesota may be affiliated with the Libertarian Party of Minnesota at the discretion of the Executive Committee.

10.1. Affiliates may obtain and maintain registered status under the following conditions:

1. To become registered, the affiliate shall represent a regional area of Minnesota, shall enact their own bylaws not inconsistent with the Statement of Principles, and shall express their intent to be affiliated with the Libertarian Party of Minnesota. The Executive Committee shall agree to accept the affiliate by a majority vote.

2. To remain registered, the affiliate shall consist of at least four active members, shall hold at least four meetings or events per year, and shall send a representative to the annual convention or participate in at least four Executive Committee meetings per year. Affiliates which fail to do so shall lapse to unregistered status and thus lose their vote on the Executive Committee.

3. Those holding leadership positions in a registered affiliate shall be members of the Libertarian Party of Minnesota. Members of the Libertarian Party of Minnesota who reside within an affiliate's district shall also be members of their regional affiliate and thus be eligible to seek that affiliate's leadership positions and vote at its conventions. Registered affiliates shall hold an annual convention between February 1 and July 31 for the purpose of electing such leadership and conducting affiliate business. An affiliate convention shall not coincide with the state convention.

10.2. Affiliates may be of the following types:

1. Subsidiary: The affiliate may obtain its funding from the state party.

2. Independent: The affiliate shall obtain its own funding and maintain a Treasurer position.

11. Contact Data Usage Guidelines

"Contact data" is defined to be personal information of state party members, persons contacted via public outreach activities, and persons inquiring with the Libertarian Party of Minnesota.

Contact data shall not be sold or shared with any person or organization, except as follows:



11.1. Contact data may be shared with the Executive Committee.

11.2. Relevant contact data may be shared with the leadership of registered affiliate organizations.

11.3. Relevant contact data may be shared with nominated candidates after separate approval by the Executive Committee.

11.4. Contact data shall not be shared with non-Libertarian candidates, even if they are endorsed.

11.5. General members may use relevant contact data for purposes benefiting the state party, affiliate organizations, or nominated candidates under supervision of at least one member of the Executive Committee, the Executive Director, chair of the Website Committee, or chair of the Communication Committee.

12. Campaign Laws

12.1. The Party will accept money from the State Elections Campaign Fund (a.k.a. Minnesota Income Tax form \$5 Check-off).

13. Policies, Procedures, and Rules

A committee established by the Executive Committee or by convention may adopt, revise, and revoke policies, procedures, and rules for conducting its meetings and business as it shall determine from time to time, so long as these do not conflict with these Bylaws.

November 1, 2016

Federal Election Commission
999 E Street NW
Washington, DC 20463

Re: Advisory Opinion Request

Dear Commissioners:

Pursuant to 52 U.S.C. § 30108, Libertarian Party of Tennessee (“LPTN”), C00618272, seeks an advisory opinion recognizing it as a State committee of the Libertarian National Committee, Inc. (“LNC”).

Consistent with 52 U.S.C. § 30101(15), 11 C.F.R. § 100.14(a), and Advisory Opinion 2015-01 (Green-Rainbow Party), the following qualifications have been met:

1. LNC qualifies as a political party, as detailed in Advisory Opinion 2010-13 (Libertarian Party of Florida) and Advisory Opinion 1975-129 (National Committee of the Libertarian Party).
2. LPTN is the recognized affiliate of LNC for the state of Tennessee, as detailed in the August 31, 2016 LNC letter, attached.
3. LPTN performs, and is responsible for, the day-to-day functions and operations of a political party at the state level. Specifically:
 - A. LPTN has assisted in placing Gary Johnson on the 2016 general election ballot as a candidate for President of the United States. Mr. Johnson qualifies as a “candidate” under 52 U.S.C. § 30101(2) and 11 C.F.R. § 100.3(a).
 - B. LPTN organizes state party conventions, supports Libertarian candidates in the state, develops and implements state policy, and manages state party operations and other related affairs. Consistent with 52 U.S.C. § 30101(15) and 11 C.F.R. § 100.14(a), this is supported by LPTN’s current organizing documents, attached.

Please let me know if you have any questions regarding this request.

Sincerely,

/s/

Christina Sirois, Esq.
571-207-6451 Direct
csiroid@dbcapitolstrategies.com

Enclosure(s): LNC List of State Affiliates
LPTN Organizing Documents

Bylaws of the Libertarian Party of Tennessee

Last Amended in Convention, April 24, 2015

Article I: NAME

The name of this organization shall be the Libertarian Party of Tennessee, hereinafter abbreviated as LPTN.

Article II: PURPOSE

The Primary Purpose of the Libertarian Party is to help restore the Libertarian Principles of Free Enterprise, Property Rights, Individual Freedom coupled with Individual Responsibility and Small Limited Government in whatever Entrepreneurial Fashion we can. It is the purpose of these bylaws to limit the party officers and not the party members.

Article III: MEMBERSHIP

A. In addition to being a resident of the state of Tennessee, membership in the LPTN shall consist of any of the following:

1. National, and therefore State, Libertarian Party membership as defined by the National Libertarian Party by-laws; or
2. Certification as an eligible voting delegate at any previous LPTN convention; or
3. Membership in good standing of an LPTN affiliated county or LPTN affiliated regional party, as certified by the respective county or regional chair. County parties and the LPTN Secretary shall maintain a list of non-national members who are certified as LPTN members. This list shall be perpetual and updated as necessary; or
4. Membership in good standing of the state party as certified by an LPTN Regional Coordinator or elected officer of the LPTN.

B. No state dues will be charged. Voluntary contributions are welcome.

Article IV: OFFICERS

A. Elected officers shall consist of Chair, Vice Chair, Treasurer, and Secretary. Officers shall take office at the close of the convention in which they are elected, and they shall serve until their successors are elected or confirmed. All officers of the LPTN shall have signed the National pledge rejecting the initiation of force.

B. Any officer of the LPTN can be recalled by any of:

1. A request for such a recall by a simple majority of the County and Regional Chairs, which is confirmed by a 2/3 majority of the members qualified to vote in convention; or
2. A request for such recall from a simple majority of the members which is then confirmed by 2/3 of the County and Regional chairs; or
3. A request for such recall by two (2) LPTN elected Officers or Regional Coordinators, which is then confirmed by a 3/4 vote of the LPTN elected Officers and LPTN Regional Coordinators.

C. Duties of Officers:

1. Chair: It is the responsibility of the State Chair to find, develop, and assist coordinators, county chairs, and/or regional chairs. The Chair shall also chair meetings and request special meetings. The Chair shall

also efficiently represent the LPTN as a spokesperson to the National Libertarian Party, the media, the State, and all others. Additionally, the Chair may recognize and assist Coordinators from time to time for temporary and or ongoing projects, who once so recognized shall serve at the discretion of the Chair. Finally, the Chair shall appoint a Tennessee Regional Coordinator for each of the four geographic regions of the state, whose duties shall consist of assisting counties with organizing and other needs. All appointed Tennessee regional coordinators shall reside in their respective regions, and no Tennessee Regional Coordinator may be a currently elected state officer.

2. Vice Chair: It is the responsibility of the Vice Chair to replace the Chair in the event the Chair is unable to serve. The Vice Chair shall also be responsible for maintaining a communications program with and among the county and regional chairs and the state officers.

3. Treasurer: It is the responsibility of the Treasurer to account for funds and disburse those funds for their intended use. The Treasurer shall also present a detailed accounting of the expenditures for the previous year. The Treasurer shall also propose new budgets to the membership in convention.

4. Secretary:

a. Take meeting minutes at all LPTN meetings and State Party sanctioned events. When the Secretary is not available to take the minutes, the presiding meeting chair shall appoint a person as a stand in. The stand in secretary will provide the notes to the Secretary after the meeting for recording purposes.

b. Work with LPTN Elected Officers in the creation and release of State Party press releases and official LPTN correspondence.

c. Maintain LPTN membership rolls. Provide semi-annual reports of the LPTN current membership to the elected party officers, as well as provide an up-to-date listing upon requested by an elected officer. The Secretary is to ensure the privacy of the membership roles by only disseminating the list to elected officers.

d. The Secretary is responsible for the filing of the following reports, collaborating with the Treasurer and/or other LPTN Party officers as needed.

i. Secretary of State, Articles of Incorporation

ii. FEC Filings

iii. Ensure the LPTN has liability insurance to protect the party members from liability at LPTN events

iv. IRS Filings

D. In the event that an elected Officer is unable to complete a term of office, that Officer shall have the right to appoint a successor. This choice must be confirmed by the consent of two-thirds of the LPTN County and Regional Chairs. If that confirmation fails or if the Officer is unable or unwilling to appoint a successor, the chair shall appoint the successor, with same two-thirds approval from the LPTN County and Regional Chairs. Recalled Officer replacements shall be appointed by the LPTN Chair with the same 2/3 approval of County and Regional Chairs. The appointment shall be termed as "Interim" until the next regularly scheduled state convention, at which point the convention shall either confirm the appointment or vote a new person into office.

Article V: CONVENTIONS

A. Conventions will be held annually. Business conventions for the election of officers will be held in the years without statewide public elections. Conventions held in years with statewide elections will be for LPTN candidates for public office. Party business (Other than the annual budget and approval, as required in Article VII, and election of delegates to the national convention) may only be conducted if a bylaw amendment meeting the requirements as stated in Article VI has been presented with the proper advance notification.

B. To be eligible to vote at an LPTN convention, one must either:

1. be a member, as defined in Article III, Sections A.1 and/or A.2; or

2. be certified as a member of the LPTN as defined in Article III, Section A.3 and/or A.4, and accepted by the convention by majority vote.

C. The Convention will, by majority vote, certify all candidates who will be eligible to have "Libertarian" next to their names on the ballot and/or represent the Libertarian Party of Tennessee as a candidate for elected office.

D. Delegates to National Libertarian Party conventions, and Presidential Electors in Presidential election years, are elected at the previous state convention, by a majority vote of that convention, along with alternates. In the event that a delegate cannot attend, that delegate shall select an alternate, or the duty will fall upon the state chair to select the replacement from among the previously elected alternates. The Chair shall be designated as the Head of the Delegation; in the event (s)he is unable to attend, (s)he shall be entitled to appoint a replacement from among the delegates attending. In the event that additional LPTN members in good standing are able to attend a National Convention, they shall be named as Alternates at the discretion of the Head of the Delegation. Presidential elector positions unfilled at convention may be named by the chair at a later date.

E. The LPTN convention shall have the power to secede from and to sunder all ties with the National LP by a 9/10 (90%) vote of LPTN convention delegates and to make such alliances with other state parties as it deems necessary. Alliances shall be approved by a 3/4 vote of the LPTN officers and regional coordinators or a 75% vote of LPTN delegates at convention.

Article VI: AMENDMENTS

A. It shall require a 3/4 (75%) majority of members attending the Convention, who are eligible to vote as defined by Article V, to amend these bylaws. It shall require a 1/3 vote to close debate on a bylaw amendment.

B. Bylaws may only be changed during an LPTN business Convention, with at least 60 days written notice to the Secretary, and distributed to all LPTN members via the email distribution list provide and maintained by the Secretary at least 60 before the convention.

C. All bylaws and amendments shall take effect at the close of the convention during which they are adopted.

Article VII: BUDGETS

A. The Treasurer will request from the delegates that the LPTN shall spend money in the same general manner for operations as the previous year, and shall set the following year's budget at an amount not to exceed the balance of LPTN funds in the bank at the time of the Convention. The budget shall be approved by a majority vote at the convention.

B. The budget shall include a Chair's Discretionary Fund and a Reserve Fund.

1. The Chair's Discretionary Fund shall not exceed 10% of the total budget or \$2500, whichever is less. The Chair shall have discretionary authority to disburse these funds for LPTN purposes.

2. Reserve Fund monies may only be disbursed after approval of 6 or more of the following people: LPTN Chair, LPTN Vice-Chair, LPTN Secretary, LPTN Treasurer, and the four LPTN Tennessee Regional Coordinators. LPTN County or Regional Chairs may submit a written request for Reserve Funds to the Secretary for consideration. Submitted requests shall contain a specified amount and purpose for the funds.

C. The books of the LPTN shall be open to the membership upon request.

D. Such funds may and be raised for specific purposes, (I.E. Ballot Access, Election Initiatives, Ballot Drives, Special Events, Special Conventions, etc), must be spent for the specific purposes only, within the time frame for which they were raised. These funds must be raised and spent in accordance with State and Federal Laws.

November 1, 2016

Federal Election Commission
999 E Street NW
Washington, DC 20463

Re: Advisory Opinion Request

Dear Commissioners:

Pursuant to 52 U.S.C. § 30108, South Dakota Libertarian Party (“SDLP”), C00618207, seeks an advisory opinion recognizing it as a State committee of the Libertarian National Committee, Inc. (“LNC”).

Consistent with 52 U.S.C. § 30101(15), 11 C.F.R. § 100.14(a), and Advisory Opinion 2015-01 (Green-Rainbow Party), the following qualifications have been met:

1. LNC qualifies as a political party, as detailed in Advisory Opinion 2010-13 (Libertarian Party of Florida) and Advisory Opinion 1975-129 (National Committee of the Libertarian Party).
2. SDLP is the recognized affiliate of LNC for the state of South Dakota, as detailed in the August 31, 2016 LNC letter, attached.
3. SDLP performs, and is responsible for, the day-to-day functions and operations of a political party at the state level. Specifically:
 - A. SDLP has assisted in placing Gary Johnson on the 2016 general election ballot as a Libertarian candidate for President of the United States. Mr. Johnson qualifies as a “candidate” under 52 U.S.C. § 30101(2) and 11 C.F.R. § 100.3(a).
 - B. SDLP organizes state party conventions, supports Libertarian candidates in the state, develops and implements state policy, and manages state party operations and other related affairs. Consistent with 52 U.S.C. § 30101(15) and 11 C.F.R. § 100.14(a), this is supported by SDLP’s current organizing documents, attached.

Please let me know if you have any questions regarding this request.

Sincerely,

/s/

Christina Sirois, Esq.
571-207-6451 Direct
csiros@dbcapitolstrategies.com

Enclosure(s): LNC List of State Affiliates
SDLP Organizing Documents

Bylaws
Libertarian Party
Of South Dakota

Approved July 30, 2016

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Bylaws

Libertarian Party of South Dakota

ARTICLE I NAME AND PURPOSE

These by-laws shall govern the Libertarian Party of South Dakota, a political party organized under the laws of South Dakota. Throughout these by-laws, the terms “party” and “LPSD” may be used interchangeably, referring to the same entity. The purpose of the LPSD is to promote libertarian solutions to contemporary problems through the political process.

ARTICLE II MEMBERS

- Section 1. Anyone who is registered in South Dakota as a Libertarian or who is a member of the U.S. National Libertarian Party is eligible to become a voting member upon payment of membership fees.
- Section 2. Membership fees for the following year shall be set by the Executive Committee (“ExCom”) no less than three (3) months after the annual meeting, to become effective upon official notification to the membership. Membership shall run for twelve months following payment of dues. Dues may be paid in part by providing service/labor at a rate approved by the ExCom. Until the first annual meeting under these bylaws the dues shall be five (5) dollars per year.
- Section 3. Dues will be paid current no less than one (1) hour before the beginning of the annual party meeting.
- Section 4. Members must be present at meetings to vote, or provide written proxies.

ARTICLE III OFFICERS AND EXECUTIVE COMMITTEE

Section 1. Officers. Members filling the positions of officers must be current paid members of LPSD and reside in South Dakota. The following positions shall be filled by election during the annual Party meeting: Chair, Vice-Chair, Membership Director, and Treasurer.

Section 2. Duties of Officers.
Chair. The Chair or a member of the ExCom designated by the Chair shall conduct all meetings of the LPSD and the ExCom. The Chair or the Chairs designee shall be one of the LPSD delegates to the National Libertarian Party convention. The Chair has authority to speak on behalf of LPSD for all public relations activities and other duties assigned by the ExCom.

Vice-Chair: The Vice-Chair shall be the chief assistant to the Chair holding such executive powers as the Chair shall delegate, and shall perform such duties as shall be assigned by the Chair or the ExCom. The Vice-Chair shall make an annual report to the ExCom. The Vice-Chair shall perform or make provisions for performance of any legal assistance the party may require. If the office of the Chair becomes vacant, the Vice-Chair shall conduct meetings of the ExCom and the LPSD until the office of chair is filled.

Membership Director: The Membership Director shall be responsible for keeping records of the party membership. The Membership Director shall be responsible for communicating activities of the ExCom and state meeting to the membership. The Membership Director shall keep minutes and records as needed for recording the activities of the ExCom and meeting, and communicate these to members.

Treasurer: The Treasurer shall receive all money paid to the LPSD, and shall deposit the same in such bank or banks as have been designated by the ExCom, and shall disburse said money upon order of the ExCom. Treasurer shall make a complete financial report to the ExCom and at least annual reports to the membership. Treasurer shall perform all duties required of this office by applicable federal and state law.

- Section 3. Executive Committee. The Executive Committee (“ExCom”) shall consist of four (4) duly elected officers, plus two (2) members at large. Members elected to the ExCom must be members in good standing of the LPSD. Newly elected members for the ExCom shall serve *ex officio* until their terms become effective at the beginning of the following calendar year, unless immediate assumption of their duties is approved by the annual meeting or the ExCom.
- Section 4. Standing and Ad Hoc Committees. The ExCom shall have the power to appoint committees. It may create and dissolve committees at any meeting of the ExCom by a majority vote.
- Section 5. Meetings. The ExCom shall meet at least quarterly at such times and places as may be determined by the action of the committee, by call of the Chair, or by the written request of at least two (2) members of the ExCom. It may meet more frequently as necessary and per request of one-third (1/3) of the members. Either a written, telephone, or e-mail notice shall be given at least fourteen (14) days before a meeting. The ExCom may transact business by mail, telephone, or electronic media. The ExCom shall be prohibited from conducting any closed-door meetings and will not disallow any Party member in good standing from attending meetings.
- Section 6. Quorum. A quorum is present when two-thirds (2/3) of the membership of a committee is present.
- Section 7. Voting. A majority vote of those present at a meeting shall rule. In the event of a tie, the proposed action, business, or resolution fails.
- Section 8. Term of Office. Terms of office for the officers and executive committee shall be one (1) year. A member may serve unlimited consecutive terms of office.

ARTICLE IV

CONVENTIONS AND MEETINGS

- Section 1. Annual Convention and Party Meeting. The annual meeting shall be held at a date, time, and place determined by the ExCom with the provision that the dates should normally be during the period between 1 June and 31 August.
- Section 2. Notice of Convention. Notices of the Convention will be mailed to all registered LPSD members, and other registered Libertarians in South Dakota (when such names and addresses are known) at least fourteen (14) days prior to the convention date. Such notice shall include the date, time, place, and any proposed actions to be taken by the membership. In addition, press releases of notice of the annual convention shall be submitted to major newspapers in at least Aberdeen, Pierre, Rapid City, and Sioux Falls, at least fourteen (14) days in advance of the annual convention.
- Section 3. Special Membership Meetings. A special meeting of the members may be called as determined by the ExCom following the same procedures as Section 2 above.
- Section 4. State Party Central Committee. The State Party Central Committee shall meet at the annual party meeting. It may meet more frequently as necessary and per request of one-third (1/3) of the members. Either a written, telephone, or e-mail notice shall be given at least fourteen (14) days before a meeting. The State Party Central Committee may transact business by mail, telephone, or electronic media. The State Party Central Committee shall be prohibited from conducting any closed-door meetings and will not disallow any Party member in good standing from attending meetings.

ARTICLE V NOMINATIONS AND ELECTIONS

- Section 1. Eligibility. To be eligible for any Party office, a candidate must be a member in good standing of the Party and must reside in South Dakota.
- Section 2. Nominations and Elections of Officers and Executive Committee. Nominations shall be made by party members. The names of all nominees, in order nominated, shall be clearly posted during the Party meeting and immediately prior to voting. In the event only one (1) nominations is made, the Chair shall request a voice acclamation of the nominee from the members present to

confirm the acceptance of the nominee. If there are two (2) or more nominations, a secret ballot shall be cast by the members. Two members shall be appointed by the Chair to tally the votes. Any member may inspect the ballots cast and bring discrepancies to the attention of the convention.

- Section 3. Endorsement of Political Office Seekers. The members shall endorse Libertarian candidates that have obtained the majority vote from the primary election. In the event no primary election was required (only one (1) candidate ran for office on the primary ballot), the Chair shall request a voice acclamation from the members. Primary election voters shall include any registered Libertarian, Independent, and other unaffiliated voters.
- Section 5. Vacancies in Positions of Officers and Executive Committee. In the event of a vacancy in the office of Chair, the ExCom shall select a member of the ExCom to serve as Chair. In the event of a vacancy in the position of any other officer or member of ExCom, the ExCom shall, within sixty (60) days of notification of said vacancy, choose, by majority vote, a qualified and consenting member of the LPSD to serve the remaining term of office in said position.
- Section 6. Majority Rule. In any Party or ExCom election, the members always have the right to vote for “NONE OF THE ABOVE”. If “NONE OF THE ABOVE” wins a majority of the votes cast, nominations will be reopened. The office may be filled by reopening nomination and holding another vote.
- Section 7. National Libertarian Party Convention Delegates. At the Party Convention prior to the National Libertarian Party Convention, the members shall nominate members to serve as state co-delegates with the Chair or the Chair’s designate. Nomination and election procedures shall be as for Party Officers and ExCom. Vacant delegate positions may be filled by appointment by ExCom. Delegates to the National Convention shall vote on the first ballot for the presidential candidate who received the most votes in the South Dakota Libertarian primary election. Delegates shall continue to vote for that candidate through subsequent ballots, until released by that candidate, or until delegates agree that to continue to vote for that candidate would be counterproductive and/or would threaten party unity. If no Libertarian candidate for President of the United States qualifies for the general election ballot in South Dakota, delegates to the National Libertarian Convention may vote their consciences with respect to nomination of a national candidate.

ARTICLE VI

FINANCE AND ACCOUNTING

- Section 1. Budget and Membership. The budget and membership shall run concurrently and begin with 1 January and end with 31 December of each year.
- Section 2. Disbursements. All disbursements shall be made by check from a checking account authorized by the ExCom.
- Section 3. Borrowing. The LPSD may not borrow funds without unanimous concurrence of all members of the ExCom.

ARTICLE VII

BYLAWS AMENDMENTS

- Section 1. Required Vote. The bylaws of the LPSD may be added to, changed, amended, replaced, or revoked by 75% of the members present at any membership meeting of the LPSD or any special membership meeting of the LPSD or any special membership meeting of the LPSD.
- Section 2. Notification. Recommended additions, changes, amendments, replacements and revocations shall be inserted in the notice of the convention or meeting given to each member (Article IV, "Meetings").

ARTICLE VIII

MISCELLANEOUS

- Section 1. Recordkeeping. The LPSD shall keep complete books and records. Written minutes of the ExCom and member's meetings shall be preserved.
- Section 2. Annual Report. The Treasurer shall prepare an annual financial report for distribution to the membership during the annual meeting. The Treasurer shall

also prepare required reports for the State of South Dakota, to be signed by the Chair.

- Section 3. Emergency Meetings. In case of an emergency action, the ExCom and/or the State Party Central Committee may hold a meeting with a twenty-four (24) hour notice by the most feasible means possible to include in person, telephone, radio, or other electronic communication.
- Section 4. Parliamentary Authority. Roberts' Rules of Order, Newly Revised, shall be the parliamentary authority for all matters of procedure not specifically covered in the bylaws or rules of the Party.
- Section 5. Malfeasance: Removal from Office of Officers or Executive Committee Members. Only in the event of an accusation by a LPSD member, of malfeasance or conviction of the commission of a felony on the part of any Officer or Member of ExCom, the remaining officers and members of ExCom shall meet within fourteen (14) days, by personal or electronic means, to hear evidence and to make a decision as to whether to remove the accused from office. A majority vote of the non-accused officers and members of ExCom shall be necessary to remove any other member of ExCom. The accused shall have the opportunity to present witnesses and a defense, and shall have the right to be present at all deliberations, and shall have the right to witness a non-secret vote on the removal question. "Malfeasance" shall be defined as significant dereliction of duty, or significant violation of the Bylaws of LPSD, or stealing from LPSD.
- Section 6. Local Affiliates. LPSD members may, within a given jurisdiction (legislative district, county, municipality, precinct, or ward), organize a local affiliate, with at least three (3) LPSD members. The affiliate may select an appropriate name and submit a proposal (including bylaws) to the ExCom, and is recognized by the party upon approval of the proposal by the ExCom. An affiliate continues to be recognized as long as it shall annually report in writing or verbally to the ExCom or Annual State Convention. Jurisdictions with less than (3) LPSD members may be recognized by the ExCom as provisional affiliate, upon application. .

ARTICLE IX

EFFECTIVE DATE

These bylaws become effective immediately upon approval by the membership.

ARTICLE X COUNTY/MUNICIPALITY/PRECINCT/STATE COMMITTEES

- Section 1. LPSD members and registered Libertarians may in each precinct organize a precinct committee consisting, at minimum, of a chairman and chairwoman, and up to five members or (10) percent of the local registered Libertarian voters, whichever is greater.
- Section 2. The precinct committee chairman and chairwoman shall be elected as provided by SDCL 12-5. Remaining members of the committee shall be elected in open meeting of the Libertarian Party voting members of the precinct.
- Section 3. Each precinct committee shall function as the local affiliate for its precinct, as provided in ARTICLE VIII Section 6, regardless of the number of LPSD members in the precinct.
- Section 4. The precinct committee shall act as the local point of contact for all local government agencies, shall coordinate party activities in the precinct, and shall perform such duties as determined by the ExCom and the precinct committee.
- Section 5. Two (2) or more precinct committees may organize and elect a municipality and/or county central committee, with approval of the ExCom or the Annual State Convention, which shall be organized in like manner as, as have the same responsibilities as, the precinct committee.
- Section 6. The State Party Central Committee shall consist of individuals designated by county party central committees and the members of the ExCom representing unorganized counties. The party chair shall be the State Party Central Committee chair unless the State Party Central Committee designates another member to act in that capacity.

--- END OF BYLAWS ---



August 31, 2016

To whom it may concern:

The Libertarian National Committee, Inc., has chartered state-level affiliate parties in all 50 states and the District of Columbia, including the following:

Alaska Libertarian Party

200 W. 34th Ave., #543
Anchorage, AK 99503

Libertarian Party of Georgia, Inc.

P.O. Box 19959
Atlanta, GA 30325

Libertarian Party of Hawaii

1658 Liholiho St., #205
Honolulu, HI 96822

Libertarian Party of Maryland

P.O. Box 176
Abingdon, MD 21009

Libertarian Party of Mississippi

1625 E. County Line Rd.
Suite 200-145
Jackson, MS 39211

Libertarian Party of Alabama

P.O. Box 101043
Birmingham, AL 35210

Arizona Libertarian Party, Inc.

4635 S. Lakeshore Dr.
Tempe, AZ 85282

Libertarian Party of Idaho

1318 E. Beech St.
Caldwell, ID 83605

Libertarian Party of Maine, Inc.

Private Mail Box 113
235 Camden St., Ste 32
Rockland, ME 04841

Libertarian Party of Minnesota

3270 W. Lake St., #9
Minneapolis, MN 55416

Missouri Libertarian Party

P. O. Box 78623
St. Louis, MO 63178-8623

Montana Libertarian Party

P.O. Box 4803
Missoula, MT 59806

Libertarian Party of North Dakota

1415 4th Ave. S.
Fargo, ND 58103

Libertarian Party of New Mexico

918 Ivory Road, S.E.
Rio Rancho, NM 87124

South Dakota Libertarian Party

314 S. Wilson St.
Aberdeen, SD 57401

Libertarian Party of Tennessee

P.O. Box 381932
Germantown, TN 38183-1932

Libertarian Party of Texas

P.O. Box 41059
Austin, TX 78704

Libertarian Party of West Virginia

P.O. Box 135
Jane Lew, WV 26378

Wyoming Libertarian Party

P.O. Box 305
State Capitol
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Sincerely:



Wes Benedict
Executive Director