

# LIBERTARIAN PARTY OF ARKANSAS



**STATE BYLAWS AS  
AMENDED IN  
CONVENTION,  
LITTLE ROCK, AR  
MAY 15, 2021**

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## **I. NAME, DURATION, AND PURPOSE**

### **1. Name**

The name of this organization shall be the Libertarian Party of Arkansas (the "Party").

### **2. Duration**

The duration of this organization shall be perpetual.

### **3. Purposes**

The purposes of the Party shall be to:

- a. Promote and support libertarian philosophy and ideals in the state of Arkansas;
- b. Nominate and support candidates for the United States Congress and for state and local offices in Arkansas;
- c. Support the Libertarian Party candidates for President and Vice-President; and
- d. Affiliate with the national Libertarian Party.

## **II. MEMBERSHIP**

### **1. Membership Eligibility**

A person is eligible to become a Member of the Party if the person:

- a. Is a resident of the state of Arkansas;
- b. Is sixteen (16) years of age or older;
- c. Fills out the membership form either online or through hardcopy;
- d. Pays the membership dues required as set by the State Executive Committee (Dues and forms cannot be altered less than sixty (60) days prior to the State Convention.);

### **2. Termination of Membership**

A person's membership shall terminate if the person:

- a. Ceases to be eligible for Membership under subsection (1);
  - i. There shall be a grace period of sixty (60) days after the expiration date of membership before he or she is removed from the rolls as a member.Or,
- b. For good cause, upon the two-thirds (2/3) vote of the State Executive Committee present and voting.
  - i. No member who may have been removed by the State Executive Committee shall be allowed to reapply for membership, except upon the approval of two-thirds (2/3) of the State Executive Committee present and voting.
  - ii. The term "good cause" as used in this Article shall include:
    - a. Intentional violation of these Bylaws;
    - b. Intentional and unauthorized hindering or interruption of the operations of the State Executive Committee, any officer, or the party at large;
    - c. Intentional violation of any applicable state and federal election law or other laws related to elections;
    - d. Any criminal act against the State Executive Committee, any officer, any Member, or the party at large;
    - e. The commission of any crime of moral turpitude or dishonesty which the State Executive Committee deems to bring a negative light to the party; or
    - f. The cooperation with other political parties, without the authorization of the State Executive Committee in endeavors of a political nature.

### 3. Rights of Membership

Each Member shall:

- a. Have one (1) vote on any business presented to the membership at the State Convention (provided each member has been a Member for sixty (60) days prior to the State Convention), District meeting or County Committee meeting where he or she resides, any sub-committee meeting of a sub-committee that he or she has been appointed or elected to, or any other official meeting where business may be conducted; and
- b. Have the right to petition the State Executive Committee, County Committee or any sub-committee with ideas or items to be brought before those committees.
- c. The sixty (60)-day membership requirement may be waived or reduced by a two-thirds (2/3) vote of eligible voters at the State Convention.

### 4. Resignation of Membership

A Member may resign membership at any time, and for any reason, or no reason at all, upon non-payment of the required dues, or written notice to the State Secretary.

### 5. Nondiscrimination

No person may be denied membership in the Party based upon race, religion, national origin, ethnicity, gender, disability, perceived disability, past political affiliation, sexual orientation, or any other protected status under state or federal law, including age, provided they are sixteen (16) years of age or older.

## III. PARTY ORGANIZATION

### 1. State Executive Committee

#### a. Composition

The State Executive Committee of the Party shall be composed of:

- i. A Chair
- ii. A Vice Chair
- iii. A Secretary
- iv. A Treasurer
- v. A Representative from each U.S. Congressional District (District Representatives)
- vi. One (1) member shall be selected At-Large to serve on the State Executive Committee.
- vii. If the number of U.S. Congressional Districts becomes other than four (4) districts, there will be two (2) At-Large members selected.

#### b. Terms of Office

- i. The term of office of all Members of the State Executive Committee shall be from the final adjournment of the State Convention at which they are elected until the final adjournment of the next State Convention in odd-numbered years.
- ii. There shall be no limit on the number of terms a person may serve in any office.

#### c. Qualifications of State Executive Committee Members

- i. No person who is not a Member in good standing of the Party for one (1) full year prior to election, may serve as any officer above named, unless the position is being filled by the State Executive Committee to fill a vacant position on the State Executive Committee and is approved by a two-third (2/3) vote of the State Executive Committee.

- ii. All District Representatives must reside in the district they are elected to represent, and the changing of the residence by a District Representative out of the district shall mean an automatic vacancy of his or her office.
  - iii. No member shall hold more than one office on the State Executive Committee concurrently.
  - iv. Notwithstanding other requirements contained in these Bylaws, no member shall be elected to the positions of Chair, Vice-chair, Secretary, or Treasurer who is less than eighteen (18) years old.
- d. Method of Selection
- i. The Chair, Vice Chair, Secretary, Treasurer, and the At-Large Representative shall be elected by majority vote of all of the delegates at each State Convention in a year ending in an odd number.
  - ii. The delegates present from each U.S. Congressional District at each State Convention shall meet and elect in district caucuses a District Representative from that U.S. Congressional District. If a district caucus fails to elect a District Representative to the Committee, or should a U.S. Congressional District fail to be represented by delegates at the State Convention, the office of District Representative for that district may be filled by the State Executive Committee.
- e. Duties
- i. The Chair shall:
    1. be the presiding officer over the State Convention;
    2. be the presiding officer of the State Executive Committee;
    3. appoint members to sub-committees; and
    4. be the Chief Executive Officer of the Party.
  - ii. The Vice Chair shall:
    1. act as Chair in the event the Chair is unable or unwilling to so serve;
    2. otherwise assist the Chair in carrying out the functions and purposes of the Party;
    3. be the Chief Operating Officer of the Party at the direction of the Chair; and
    4. fulfill the duties otherwise assigned by the State Executive Committee.
  - iii. The Secretary shall:
    1. keep the minutes of the State Convention, meetings of the State Executive Committee and other meetings as necessary;
    2. report such minutes by request or by rule to the members of the Party;
    3. maintain and certify the official copies of the Bylaws and Platform;
    4. keep and be custodian of the permanent books and records of the Party, except financial records;
    5. conduct mail balloting;
    6. maintain and make available a roster of names, addresses, telephone numbers, and email addresses of the members of the State Executive Committee, of County Chairs, and of candidates for the Party's nomination for public office;
    7. maintain and make available to the State Executive Committee and only other such persons as allowed by the Executive Committee of the names, addresses, telephone numbers and email addresses of the members of the Party;

8. maintain and submit to the National Party a list of delegates and alternates to the National Convention;
  9. have the ability to appoint a deputy Secretary and assistant Secretaries who shall assist with such duties as assigned by the Secretary; (The deputy Secretary shall perform the duties of the Secretary, except voting in the State Executive Committee, in the event of Secretary's absence, death, removal from office, resignation, removal from the state of Arkansas or inability to act, until a new Secretary is elected.);
  10. cause the minutes of meetings of the State Executive Committee to be furnished to the members of the Committee within ten (10) days of the adjournment of the meeting; and
  11. fulfill the duties otherwise assigned by the State Executive Committee.
- iv. The Treasurer shall:
1. keep and maintain all financial books and records of the Party;
  2. maintain Party bank accounts and other financial assets;
  3. ensure that the Executive Committee is aware of the financial condition of the Party;
  4. issue financial statements to the Executive Committee at least quarterly;
  5. ensure Party funds are dispersed only according to these Bylaws and state or federal law;
  6. expend funds only through check, electronic transfer, debit card or other common methods which allow for a detailed audit, since cash is not an acceptable method of expenditure due to lack of audit capabilities;
  7. have the ability to appoint a deputy Treasurer and assistant Treasurers who shall assist with such duties as assigned by the Treasurer; (The deputy Treasurer shall perform the duties of the Treasurer, except voting in the State Executive Committee, in the event of Treasurer's absence, death, removal from office, resignation, removal from the state of Arkansas or inability to act, until a new Treasurer is elected.)
  8. perform all other duties required of the office of Treasurer by applicable state or federal laws;
  9. be the Chief Financial Officer of the Party; and
  10. fulfill the duties otherwise assigned by the State Executive Committee.
- v. The District Representative shall:
1. represent the members who live in the district which they represent to the State Executive Committee and State Convention;
  2. actively further the growth of the Party within their districts;
  3. make all reasonable efforts to establish and promote local Party organizations within their districts; and
  4. fulfill the duties otherwise assigned by the State Executive Committee.
- vi. The At-Large Representative shall:
1. be a representative for all Members across the state;
  2. actively further the growth of the Party within the state; and
  3. fulfill the duties otherwise assigned by the State Executive Committee.
- vii. The State Executive Committee shall:
1. make such rules as necessary and proper which do not conflict with these Bylaws for the carrying out of functions and purposes of the Party;

2. have the authority to govern and administer the Party;
  3. set job descriptions and oversee any staff;
  4. establish a Temporary County Chair in any County of the state of Arkansas which, in the opinion of the State Executive Committee, is suitable for such;
  5. establish such committees to report and answer directly to the State Executive Committee as it deems appropriate to assist it in carrying out its non-statutory duties;
  6. fill vacancies on the State Executive Committee by majority vote, except the State Chair;
  7. propose amendments to these Bylaws to the members at the State Convention; and
  8. have all other authority and duties implied by the Committee member's titles and expressed or implied by these Bylaws or assigned by the State Chair or the State Executive Committee.
- f. Non-Voting Members of the State Executive Committee
- i. Parliamentarian
    1. The responsibilities of the Parliamentarian shall be to ensure that the meetings of the State Convention and State Executive Committee are conducted in accordance with these Bylaws, such other rules as may be adopted by the State Executive Committee and the latest version of Robert's Rules of Order. The Parliamentarian shall have no vote on the State Executive Committee
    2. The Parliamentarian can vote at the State Convention and District Caucuses, provided he or she has not been required to make a ruling on these issues which may cause a conflict of interest. If there is a question as to when he or she can vote, it is to be decided by the State Executive Committee by a majority vote.
    3. The Parliamentarian shall be appointed by a majority vote of the State Executive Committee.
    4. The Parliamentarian can be removed at any time by a two-thirds (2/3) vote of the State Executive Committee.
- g. General Rules for the State Executive Committee
- i. Governing Authority
    1. These rules shall govern the conduct of all meeting and proceedings of the State Executive Committee of the Party.
    2. The rules contained in the current edition of Robert's Rules of Order Newly Revised are hereby adopted to govern all meetings and proceedings of the State Executive Committee of the Party in all cases to which they are applicable and in which they are not inconsistent with state law, these Bylaws, or any special rules of order the Committee may adopt.
    3. The State Executive Committee may make additional rules for its conduct so long as said additional rules do not conflict with these Bylaws.
  - ii. Removal of a member of the State Executive Committee
    1. Removal from office for absences
      - a. If a member of the State Executive Committee is absent from two (2) successive meetings of the Committee without legitimate cause as

determined by the State Executive Committee, at the opening of business of the third meeting of absence that position shall be declared vacant.

2. Removal from office

- a. A member of the State Executive Committee may be removed from his or her position by a three-fourths (3/4) vote of the State Executive Committee.
  - i. The member shall be notified in writing or electronic format at least two weeks prior to the action of the State Executive Committee. The notification must include the reasons for the meeting, and the member must be given a reasonable opportunity to appear and produce evidence and witnesses in his or her favor before any vote on removal may be taken.
  - ii. Two (2) members of the State Executive Committee must state their reasons and recommend in writing or electronic format to begin removal proceedings. These recommendations must be given to the State Chair, or State Vice Chair if the chair is the subject of the proceedings, within one (1) week of one another.
  - iii. A special meeting of the State Executive Committee may be called to deal with a removal issue, provided that all members of the State Executive Committee are made aware of the meeting no less than two weeks in advance.
  - iv. Once removed, the member may not hold office, including appointments, within the Party for a period of not less than two years, or for a duration set by the State Executive Committee at the time of the removal.
  - v. The majority of delegates at a Convention may reduce the time period an officer has been prohibited from serving, provided that the removal period be shortened to no less than six months or until after the next State Convention, whichever is longer.

3. Resignation from office

- a. A member of the State Executive Committee may resign his or her position, with or without cause.
- b. This resignation must be a written and signed notice to the Secretary, or, if the Secretary is seeking to resign, notice shall be to the Chair.

iii. Meetings

1. The State Executive Committee shall hold its meetings at such times and places as it may establish, and shall meet no less than one (1) time per quarter; and such meetings may be in person, by conference call, or any such other means which allows for each member to take part in the meeting personally and in real time.
2. Notice of the time and place of all State Executive Committee meetings shall be given to all members of the State Executive Committee not less than two (2) weeks prior to each meeting. These meetings may be held in person, by telephone conference call or internet conference call.
3. No meetings of the State Executive Committee shall be held outside the state of Arkansas.



4. The State Executive Committee shall be required to hold a public meeting upon the written request of one-third (1/3) or more of its members.
  5. The State Chair may call a meeting of the State Executive Committee.
  6. Any action of the State Executive Committee shall require a simple majority vote of the members present and voting, unless otherwise provided for herein.
  7. Each member of the State Executive Committee, except the Parliamentarian, shall have one (1) vote on any business before that body.
  8. Unless otherwise specified in these rules, the method of voting in all meetings of the State Executive Committee shall be in the following order:
    - a. voice vote;
    - b. show of hands;
    - c. standing division of the house;
    - d. written secret ballot; or
    - e. roll call vote.
  9. The voting mechanism shall be Plurality voting, where Members get one vote per round. If there is no majority in a given round, a new round commences wherein the position with the lowest number of votes in eliminated.
  10. A division vote must be taken on the request of any member of the State Executive Committee, said member not needing to have the floor to make such requests;
  11. All votes taken shall be counted by the State Chair and State Secretary of the Committee.
  12. The use of proxies and proxy voting is prohibited at all meetings of the State Executive Committee.
- iv. Quorum
- Except as specifically provided otherwise in these Bylaws, a majority of the membership, excluding vacancies, shall be the quorum at all meetings of the State Executive Committee.
- v. Approval of Expenditures
1. Approval of the expenditure of funds by the State Executive Committee shall require a favorable vote of a majority of the membership of that committee, excluding vacancies.
  2. No other funds shall be expended without the advance approval of the State Executive Committee except as otherwise provided for in these rules.
  3. The State Executive Committee may not incur debt, and it may not obligate the Party to pay any account payable or fulfill any contractual obligation that cannot be repaid from current revenue.
- vi. Mail, Telephone, Internet, or Email Voting
1. The State Executive Committee may, without meeting together, transact business by mail, telephone or email, by voting on questions submitted to them by or with the approval of the State Chair or one-third or more of the State Executive Committee members.
    - a. Mail voting
      - i. Fifteen (15) days must be allowed for the return of the ballots by mail to the State Secretary. If at the end of fifteen (15) days a majority of

the State Executive Committee has not returned the ballots, the measure shall be considered defeated. When a majority of the ballots are returned within fifteen (15) days, a majority of the ballots returned shall be sufficient for passage unless a higher vote is required by these Bylaws.

- b. Telephone voting
  - i. Each member of the State Executive Committee must be notified of the date and time of the conference call not less than 72 hours prior to each call.
- c. Email voting
  - i. The State Chair or a representative of one-third or more of the State Executive Committee may send a copy of the motion to all State Executive Committee members by email.
    - a. The email shall have the subject line "Motion – LPAR State Executive Committee Action" and the body of the email shall state the full motion along with as much other information as reasonably possible.
    - b. Each member shall respond to the motion with a response email with his or her vote within seven (7) days of the motion being sent. If at the end of seven (7) days a majority of the State Executive Committee have not returned his or her vote, the measure shall be considered defeated.
    - c. Any objection must be received by the State Chair within seven (7) days.

vii. Overturn State Executive Committee Action

Any action of the State Executive Committee may be overturned by the Members during the State Convention, upon motion of a member, upon the second of another, and approval by a majority of the members present and voting.

2. County Executive Committees

a. Purpose

The County Executive Committees shall be the official branch of the Party in their respective counties, promote the Party and the Party's candidates in their county and shall be governed by these Bylaws, as well as any applicable state or federal law.

b. County Executive Committee Organization

- i. Each County Executive Committee as created by the State Executive Committee by the appointment of a Temporary County Chair shall be composed of a County Chair and other such Party officials of that county as the Members of that county may designate.
- ii. A Member of the Party shall be deemed a Member of the County Committee of the county of his or her residence. However, if the county of the Member's residence does not have a County Committee, the Member may join the County Committee in another county if the county's bylaws do not prohibit it.
- iii. Any Party officials to serve on a County Executive Committee (except for the County Chair) must be appointed or elected according to a set of bylaws, to be

- drafted and ratified by the Members of that county, and subject to rejection by the State Executive Committee.
- iv. Such members shall further designate the procedure to be followed in filling vacancies on the County Executive Committee.
  - v. Each County Committee shall have, at the very least, a Chair, selected by the Members of the County Committee, who shall act in accordance with all applicable laws.
  - vi. County Chairs are required to provide a copy of the county bylaws to the State Secretary upon any adoption or alteration of said county bylaws. In the absence of county bylaws being on file, the State Executive Committee has the authority to recognize a qualified individual as County Chair in the event of a dispute.
  - vii. Only members of the Party shall be a member or officer of any County Executive Committee.
  - viii. The State Executive Committee shall establish and maintain a policy manual with recommendations for the governance and operation of County Committees.
  - ix. At times when the Party has status as a “political party,” as defined in Ark. Code Ann. 7-1-101, each County Committee shall conduct its business in accordance with applicable law.
- c. Appointment of Temporary County Chairs
- The State Executive Committee may appoint a Temporary County Chair in any county which is not yet organized. Such Temporary County Chairs shall serve only until their County Party formally elects its County Chair, which should be done on completion of the County bylaws. The State Executive Committee may remove such Temporary County Chairs from office for any reasons it deems proper.

#### **IV. STATE CONVENTION**

##### **1. Time and Location**

Each year prior to July 1st, at a time and place determined by the State Executive Committee, the Party shall conduct a State Convention. In even-numbered years, the State Convention shall be held within 60 miles of the city limits of Little Rock, Arkansas.

##### **2. Notification**

- a. No less than thirty (30) days and no more than ninety (90) days prior to the date of the State Convention, the State Executive Committee shall cause notice of such to be sent to each current Member of the Party by mail, email, or such means as may be approved by the State Executive Committee and designed to ensure quick and accurate notice.
- b. The notice shall state:
  - i. the date, time and location of the State Convention;
  - ii. the text of any amendments to the Party Bylaws and changes to the Platform to be considered;
  - iii. the names of the members proposing amendments to the Bylaws and changes to the Platform;
  - iv. the tentative agenda of business items;
  - v. the tentative list of speakers; and

- vi. a statement of the procedures for adding business items to the agenda for the State Convention upon the motion of a member, the second of another, and the approval of a majority of the members present and voting.
3. Committees of the Convention
    - a. Committees Described
      - i. A Platform Committee, which shall consider and report to the Convention on recommendations for amendments to the permanent Statement of Principles and Platform of the Party.
      - ii. A Bylaws Committee, which shall consider and report to the Convention on recommendations for amendments to the permanent Bylaws of the Party.
      - iii. Any other committees which the State Executive Committee may establish.
    - b. Membership of the Committees
      - i. The members of all committees at State Conventions shall be appointed by the State Executive Committee no later than six (6) months prior to the Convention.
      - ii. Those persons chosen to be members of committees must be notified of their selection within thirty (30) days after the State Executive Committee at which they are selected.
  4. Order of Business
 

At all State Conventions, the order of business shall be as follows:

    - a. Call to order by the State Chair;
    - b. Opening Ceremonies, if any;
    - c. Secretary report on actions taken by the State Executive Committee;
    - d. Treasurer report of money collected, money spent, and money remaining in all accounts of the Party;
    - e. Report of the Bylaws Committee and action on its report;
    - f. Nominations (if any) of candidates for public office;
    - g. Nomination and election (if any) of State Party officers;
    - h. Chair announces clearly to the delegates the place of each district caucus (if any), then declares a brief recess for such caucuses;
    - i. District caucuses (if any) meet and elect District Representatives;
    - j. Chair calls Convention back to order, if previously adjourned;
    - k. District caucuses report (if any) on election of District Representatives;
    - l. Nomination and election (if any) of delegates and alternates to the national convention;
    - m. Report of the Platform Committee and action on its report;
    - n. Other business;
    - o. Adjournment.
  5. Voting in District Caucuses
 

District caucuses at State Conventions may elect their District Representatives in whatever manner they choose as long as all delegates present from that region are given an equal voice in the election.
  6. Election of Delegates to National Convention
    - a. Number of Delegates
 

The Party will be represented by delegates and alternates at the National Convention who are Members of the Libertarian Party of Arkansas. The total number of delegates to the National Convention shall be that number assigned by the National Executive Committee in the call to the Convention.

- b. Notification of interest in being a Delegate  
Any member of the Party must inform the State Executive Committee that he or she would like to be a delegate to the National Convention at least thirty (30) days prior to the State Convention.
  - c. Procedures for selection of Delegates  
Delegates will be selected by the Members at the State Convention.
  - d. Finality of delegate selection  
Neither the delegation nor the delegate chair shall have the authority to add or remove delegates or alternates; except, that the delegation, by majority vote of the delegates attending a delegation meeting, at which a majority of the delegates in attendance at the convention are preset, called by the delegate chair during the convention, and after all Arkansas' alternate delegates attending the convention have filled vacant Arkansas delegate seats, may add alternate delegates duly elected by other states to fill vacancies in the Arkansas delegation during the period such a vacancy exists, if not prohibited by the national convention rules.
  - e. Emergency Changes to delegates  
In the event of a last-minute change in schedule of a selected delegate, the State Executive Committee shall have the authority to select another delegate to replace the removed delegate.
  - f. Removal of delegate for cause  
The State Executive Committee shall have the authority to remove and replace a delegate for good cause as defined in Article II.2.b.ii. or if the delegate is no longer eligible for membership in the Party as set forth in Article II.1.
7. General Rules Governing State Conventions
- a. Eligibility to vote at State Convention
    - i. All Members at any State Convention, who have been Members for sixty (60) days prior to the convention, shall be eligible to vote on all matters before the floor of that State Convention, except for district caucuses.
    - ii. In order to vote on any given matter, a delegate must be present on the floor at the time the vote is taken.
    - iii. Each delegate present shall have one vote.
  - b. Governing Authority
    - i. These Bylaws shall govern all proceedings and the conduct of all meetings of all Convention and caucuses at all levels.
    - ii. The rules contained in the current edition of Robert's Rules of Order Newly Revised are hereby adopted to govern all proceedings and the conduct of all meetings of all Conventions and Caucuses and committees at Convention of the Party in all cases to which they are applicable and in which they are not in conflict with state law, these Bylaws, or any special rules of order which may be adopted.
    - iii. Any convention may make any additional rules for its conduct and proceedings which do not conflict with state law or these Bylaws.
    - iv. It shall be the duty of the presiding officer at the opening of each Convention to provide a summary explanation of the special rules which will govern that Convention and the ways in which the action of that Convention may influence important Party actions and decisions.

- c. Quorum  
The quorum of any State Convention shall be a majority of the Members registered and signed in as attending the convention.
- 8. Voting Procedures
  - a. Unless otherwise provided elsewhere in these Rules, the method of voting at all Conventions, and caucuses and committees at Conventions of the Party shall be in the following order:
    - i. voice vote;
    - ii. show of hands;
    - iii. standing division of the house;
    - iv. written secret ballot; or
    - v. roll call vote.
  - b. Unless otherwise specified in these Rules, the method used shall be left to the discretion of the presiding officer, provided, however, that:
    - i. A division vote must be taken on the request of any qualified participant. Said participant need not have the floor to call for a division vote.
    - ii. A roll call vote must be taken when requested by one-fifth of the participants.
  - c. All votes taken shall be counted by the presiding officer and secretary.
  - d. Elections must be held by secret ballot when there is a contested race for any Party office or offices (including delegate and alternate) or for the Party nomination for any public office (including Presidential Elector candidates).
  - e. If a roll call vote is taken, polling shall be by alphabetical call of all delegates registered as attending.
  - f. Proxy voting or voting by proxies is prohibited in all conventions and caucuses and committees at Conventions of the Party.
  - g. The use of the unit rule or the practice of instructing delegates shall not be permitted at any level of the Convention process. (A unit rule is a rule of procedure at a convention which allows a body's entire vote to be cast for the candidate preferred by a majority of its delegates.)
- 9. Limits on discussion
  - a. No delegate shall speak for more than five minutes on any one motion at any Convention; provided, that the delegates making the majority and minority reports of any committees may speak on such reports for not exceeding ten minutes each and then may answer legitimate questions relating to such reports from any delegate.
  - b. The discussion on any motion shall not exceed a total of twenty minutes.
- 10. Petition to Place Item on Agenda  
A petition signed by ten percent of the delegates attending any Convention shall be sufficient to automatically place any legitimate item of business on the agenda of that Convention for its consideration.
- 11. Secretary and Treasurer Reports  
Reports shall be given orally at State Convention but must be provided in writing to the Members present.
- 12. News Media  
Representatives of the news media shall have the right to attend all Conventions for the purpose of reporting the proceedings.

## **V. NATIONAL AFFILIATION**

The State Executive Committee shall conduct its business and direct the Party in such a manner as to establish and maintain an affiliation with the National Libertarian Party, so that delegates may be sent to national events and conventions.

## **VI. PARTY LOGO AND BRAND**

1. The State Executive Committee of the Party shall approve the use of a Party logo and brand. The official logo and variants will be kept by the Secretary.
2. The approved Party logo and brand shall be used on all Party and Party affiliated organization communications and other materials where deemed appropriate. This includes, but is not limited to, websites, email correspondence, advertising, letterhead, outreach materials, communication, and by individuals acting on behalf of the Party.
3. Electronic logos and branding must be updated within thirty (30) days of the approval of a new logo and brand.
4. Existing supplies of printed materials may be exhausted in the event of approval of a new logo and brand.
5. Variations of the Party logo must be approved by the State Executive Committee, including for any Party affiliate.
6. Outside organizations, groups, candidates, and individuals must receive written permission from the State Executive Committee prior to using the Party logo or any variation thereof.
7. The State Executive Committee has the authority to require removal or disuse by any member or organization of any former or current Party logo, brand, website, material, or other items endorsed by the Party.

## **VII. CANDIDATES AND OTHER PUBLIC MATTERS**

1. Candidates for Public Office
  - a. Candidates for public office established by the Laws or Constitution of the State of Arkansas may not run for such as the Libertarian Party candidate unless approved for such in accordance with these Bylaws and the rules and procedures established by the State Executive Committee.
  - b. Only Members of the State Party will be the Libertarian Party candidate for any public office covered by this Article.
  - c. The State Executive Committee shall establish rules, procedures and fees, consistent with these Bylaws and applicable state and federal law, for the approval and selection of candidates for public office.
  - d. The State Executive Committee shall establish rules and procedure for the support of Libertarian Candidates for public office.
  - e. The State Executive Committee shall not appropriate funds to, or for the support of any candidate for public office unless they are a Member of the Party.
2. Ballot Initiatives
  - a. The Party shall support only ballot initiatives or referenda that are consistent with the Platform adopted during the State Convention and that are approved by two-thirds (2/3) of the State Executive Committee.
3. Ballot Access
  - a. Gaining access to the ballot in the State of Arkansas for Libertarian Party candidates, being of the highest priority for the Party, the State Executive

Committee shall enact such measures as may be deemed necessary and proper for the establishment and maintenance of ballot access in Arkansas.

- b. The State Executive Committee shall establish rules and procedures for the appropriation of funds to support the establishment and maintenance of ballot access in Arkansas.
- c. In the event that the Party attains major party status as the result of an election, the Party shall comply with the laws, regulations, and rules applicable to such status and the State Executive Committee is authorized to adopt such temporary bylaws as it deems reasonably necessary to comply in accordance with the procedure for adopting temporary amendments set forth in Article VIII.3.

## VIII. **ADOPTION, STATUS, AMENDMENT AND PUBLICATION OF THESE BYLAWS**

### 1. Effective Date of Original Bylaws

These Bylaws shall become effective upon the final adjournment of the State Convention at which they are adopted.

### 2. Permanent Amendments

- a. These Bylaws shall be amended only upon the approval of two-thirds (2/3) of the Members present and voting, and only during a State Convention.
- b. Amendments to these Bylaws may be proposed for consideration during a State Convention in writing, signed and verified by no less than ten percent (10%) or five (5) members, whichever is less, delivered to the State Secretary no less than ninety (90) days prior to the State Convention at which such amendment is to be considered.
- c. Within the same time frame set for members in (VIII.2.b.) above, the State Executive Committee, by majority vote of the members present and voting, may refer amendments to the members for consideration and approval during the next State Convention.

### 3. Temporary Amendments

- a. Between State Conventions these rules may be temporarily amended for good cause by a vote of four-fifths (4/5) of the entire membership of the State Executive Committee, provided:
  - i. Each member of the State Executive Committee shall receive written notice including the full text of any proposed amendment at least two weeks prior to any meeting held to consider temporary amendments to the Bylaws; or
  - ii. If the vote on the proposal is by mail, then the ballot shall contain the full text of any proposed amendment.
- b. All such temporary amendments shall remain in effect only until the final adjournment of the next State Convention after their adoption, and they must be presented to that Convention for approval in the form of proposed amendments to these Bylaws in order to become permanent.
- c. If any temporary amendment is rejected by a State Convention following its temporary adoption, neither that amendment nor any other amendments having substantially the same effect may be considered until the next State Convention thereafter.
- d. As used in this section, the term "good cause" shall mean the discovery or passage of state or federal law, including case law, statutes, administrative regulation, and any other rule, law, or regulation governing political parties, attainment of major



party status as the result of an election in accordance with Arkansas law, and only upon the advice, counsel and recommendation of the party's attorney or the Attorney General of the State of Arkansas.

4. Effective date of Permanent Amendments

Permanent amendments to these Bylaws shall become effective upon the final adjournment of the State Convention at which they are adopted except that rules pertaining to the handling or selection of candidates and nominees for public office do not take effect until the end of the current election cycle.

5. Superiority and Permanence of Bylaws

a. Superiority

- i. These Bylaws, as permanently amended by State Conventions, shall constitute the permanent and continuing Bylaws of the Libertarian Party of Arkansas, wholly superseding, amending, nullifying and rescinding all previous rules, Constitutions, Bylaws, resolutions and customs of whatever type or kind.
- ii. On Subjects not covered by these Bylaws, the State Chair may specify a temporary rule to take effect the adjournment of the next meeting of the State Executive Committee if the rule is approved by that body by a four-fifths (4/5) vote. This temporary rule, once approved, is treated as a temporary amendment as described herein.

b. Permanence

These Bylaws shall continue in force until rescinded or changed by action of a State Convention or as temporarily amended by the State Executive Committee as provided herein.

6. Publication of Bylaws and Amendments

- a. County Chairs shall be notified of amendments to these Bylaws (whether permanent or temporary) by the Secretary of the State Executive Committee within thirty (30) days following the adoption of such amendments.
- b. The State Executive Committee shall have copies of these Bylaws made and shall furnish such copies to any Member on request, provided, however, that Members to whom copies of the Bylaws are furnished may be required to pay the expense incurred in making and mailing their copies.
- c. These Bylaws shall be placed on the Party website within thirty (30) days of the adjournment of the State Convention in which they are adopted, and any amendments (whether permanent or temporary) shall be placed on the website within thirty (30) days of the adjournment of the meeting at which the amendment is approved.

7. Severability

In the event that any provision of these Bylaws is determined to be unlawful under an applicable law, regulation or rule, it shall not be null and void and of no effect, but such a finding shall not invalidate any other provision of these Bylaws.