

2024 MCRC Bylaw Amendments Status as of Nov. 04

Proposal Ref #	MCRC Article #	Section #	Initiated by *	Reviewed by Committee	Moved	Seconded	Withdrawn	Edited for composition	Mtg Date	Vote Type							Adopted by Committee	
										Viva Voce	Counted	Roll Call	Postponed	Referred to subcommittee	Aye	No		Lost
1 Proxy form modifications	N/A	N/A	P	X					11/04									X
2 Proxy carriers outside of precinct	IV	3	P	X					11/04									X
3 Clarify PC appointment authority	II	2	P	X	X	X			11/04	X								X
4 Removal due to violent crime	II	2	P	X					11/04									X
5 Notify LD Chair of absense	II	2	P	X					11/04									X
6 Banning & Shunning of GOP Reps	II	2	P	X					11/04									X
7 LD Chair EGC absences	II	4	P	X	X	X			11/04	X								X
8 New Business in LD meetings	II	4	P	X	X	X		X	11/04	X								X
9 Limit proxies in LD's to One	IV	3	P	X	X				11/04									X
10 Limit proxies in LD's to One	IV	3	P	X	X	X			11/04	X								X
11 MAL's plurality election in 3 rd round	IV	2	P	X	X	X			11/04	X								X
12 PC appointments w/o B.O.S. action	II	B	P	X	X	X			11/04	X								X
13 (Duplicate of #12)	II	B	P	X					11/04									X
14 PC comments by drawing	VI	3	P	X	X	X			11/04	X								X
15 Clarifies disciplinary process	VI	5	P	X	X	X		X	11/04	X								X
16 Censure process	VI	7	P	X	X	X			11/04				X					
17 Bylaw Committee procedures	VIII	1	P	X					11/04									X

* "P" = initiated by PC, "C" = initiated by Bylaws Committee

Pages 2 – 6: Amendment proposals moving forward (as of Nov 4)

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Filling LD Chair Vacancy	Article II – Members Section 4 – District Chairman Subsection B – Duties (new) 3 – District Meetings
Insert new paragraph 3 and renumber subsequent paragraphs.	
<p>3. The District Chair will shall include new business on the agenda for all regular district meetings. Any eligible member of the District shall be allowed to introduce New Business with no prior notice required, except for prior notice that is required by our Parliamentary Authority.</p>	
<p>Rationale: Unfortunately, this change is being proposed by necessity. Our LD board has taken full control of communication and ideas that can be shared within the body, and by various means effectively blocked a great deal of business. This change is to prevent such abuse of control in the future.</p>	

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Proxy Limit of One	Article IV – Nominations & Elections Section 3 – Proxies Subsections A & D
<p>In subsection A, insert “and its subsidiaries (i.e., Legislative District Committees),” after “MCRC”, and append “however, no participant shall carry more than one (1) proxy. Legislative District Committees may set a lower limit”. Strike out subsection D.</p>	
<p>A. At all meetings of the MCRC <u>and its subsidiaries (i.e., Legislative District Committees)</u>, members shall be entitled to vote in person or by proxy; <u>however, no participant shall carry more than one (1) proxy. Legislative District Committees may set a lower limit.</u></p> <p>D. No precinct committeeman shall carry more than one (1) proxy in the MCRC Statutory and Mandatory meetings.</p> <p>If Adopted Will Read:</p> <p>A. At all meetings of the MCRC and its subsidiaries (i.e., Legislative District Committees), members shall be entitled to vote in person or by proxy; however, no participant shall carry more than one (1) proxy. Legislative District Committees may set a lower limit.</p> <p>B. The proxy must be carried by a precinct committeeman currently residing in the same Precinct, and must be signed by a Notary or two (2) witnesses other than the proxy carrier and the PC.</p> <p>C. The proxy shall be substantially the same as the one found attached to these Bylaws (see Appendix I for proxy form) and shall be used at all meetings, and in the event that a member should not be in possession of a printed form, may copy and execute the same as if it were an official form issued by the MCRC.</p>	
<p>Rationale: Limits use of Proxies at ALL Meetings of the MCRC and Legislative Districts to no more than one (1) proxy per PC. Empowers Legislative Districts to reduce this limit to zero. The form of the revision mirrors the language used in the State Party Bylaws for consistency.</p>	

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<p>MCRC MAL Election Procedure</p>	<p>Article IV – Nominations & Elections Section 2 – Nominations & Elections of MCRC Officers Subsection – C.2.c</p>
<p>Strike out paragraph c and insert “c. If one or more offices remain unfilled after two rounds of voting have been completed, the remaining offices shall be filled by plurality vote on the third ballot.”</p>	
<p>c. In the event that all of the offices are not filled on the second ballot, the procedures shall be repeated until all offices are filled.</p>	
<p><u>c. If one or more offices remain unfilled after two rounds of voting have been completed, the remaining offices shall be filled by plurality vote on the third ballot.</u></p>	
<p>If Adopted Will Read:</p>	
<p>c. If one or more offices remain unfilled after two rounds of voting have been completed, the remaining offices shall be filled by plurality vote on the third ballot.</p>	
<p>Rationale: Due to single-shot voting, it is possible that a majority is not achievable. In this situation, numerous rounds of voting may be conducted to no avail. This amendment limits the process to a maximum of three ballots.</p>	

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<p>EGC PC Comment Period</p>	<p>Article VI – Executive Guidance Committee Sections 3 – Meeting Subsection - A3</p>
<p>Strike out paragraph 3 and replace with “The EGC shall allow ten PC’s to speak for one minute maximum each. Speakers and speaking order shall be determined by random drawing from all names submitted to the Sgt. at Arms after the meeting is called to order and before the first speaker is recognized.”</p>	
<p>3. The EGC shall allow, on a first come, first served basis, a minimum of 10 minutes (one minute maximum each) for PC comment.</p>	
<p><u>3. The EGC shall allow ten PC’s to speak for one minute maximum each. Speakers and speaking order shall be determined by random drawing from all names submitted to the Sgt. at Arms after the meeting is called to order and before the first speaker is recognized.</u></p>	
<p>If Adopted Will Read:</p>	
<p>The EGC shall allow ten PC’s to speak for one minute maximum each. Speakers and speaking order shall be determined by random drawing from all names submitted to the Sgt. at Arms after the meeting is called to order and before the first speaker is recognized.</p>	
<p>Rationale: The previous “first come, first served” basis for selecting speakers has been gamed by members showing up hours before the meeting begins and taking all the speaking slots. A lottery system assures that all PC’s will have an equal chance at obtaining a speaking slot.</p>	

<p>Election Neutrality</p>	<p>Article VI – Executive Guidance Committee Section 5 – Election Neutrality Paragraph B – Endorsement of Non-Republican Candidates</p>
<p>Insert “The following restraint shall not apply to candidates who have been censured by the AZGOP, the MCRC EGC, or the LD in which he resides.” Strike out “holding an elected position”.</p>	
<p><u>The following restraint shall not apply to candidates who have been censured by the AZGOP, the MCRC EGC, or the LD in which he resides.</u> No member of the MCRC shall lend an endorsement to a non-Republican candidate in any election that has a Republican candidate on the ballot, and any MCRC member holding an elected position who publicly supports, campaigns, or endorses any candidate from any party other than the Republican party shall lose all privileges provided:</p> <ol style="list-style-type: none"> 1. The member was provided written notice mailed via certified US mail to the member's last known address, 2. The member was provided an opportunity to defend himself at the next EGC meeting but not less than 10 days after notification, 3. The EGC by majority vote removed the member's voting rights. <p>The member will be removed from any and all affiliation with the MCRC, shall no longer have any standing, support, or endorsement and shall no longer use or represent themselves as an MCRC member.</p> <p>If Adopted Will Read:</p> <p>The following restraint shall not apply to candidates who have been censured by the AZGOP, the MCRC EGC, or the LD in which he resides. No member of the MCRC shall lend an endorsement to a non-Republican candidate in any election that has a Republican candidate on the ballot, and any MCRC member who publicly supports, campaigns, or endorses any candidate from any party other than the Republican party shall lose all privileges provided:</p> <ol style="list-style-type: none"> 4. The member was provided written notice mailed via certified US mail to the member's last known address, 5. The member was provided an opportunity to defend himself at the next EGC meeting but not less than 10 days after notification, 6. The EGC by majority vote removed the member's voting rights. <p>The member will be removed from any and all affiliation with the MCRC, shall no longer have any standing, support, or endorsement and shall no longer use or represent themselves as an MCRC member.</p>	
<p>Rationale: This amendment adds teeth to censures. Additionally, this change makes it clear that censures can apply to any MCRC member, not just those holding elected positions.</p>	

MCRC Bylaw Amendment

Bylaw Article: ARTICLE IV - NOMINATIONS AND ELECTIONS

Bylaw Section: Section 3 - Proxies

Proposed Amendment:

Section 3 - Proxies

- A. ~~At all meetings of the MCRC, m~~Members shall be entitled to vote in person or by proxy.
- B. The proxy must be carried by a precinct committeeman currently residing in the same Precinct, and must be signed by a Notary or two (2) witnesses other than the proxy carrier and the PC.
- C. The proxy shall be substantially the same as the one found attached to these Bylaws (see Appendix I for proxy form) and shall be used at all meetings, and in the event that a member should not be in possession of a printed form, may copy and execute the same as if it were an official form issued by the MCRC.
- D. No precinct committeeman shall carry more than one (1) proxy ~~in the MCRC Statutory and Mandatory meetings~~
- E. This requirement also applies to Legislative Districts

If Adopted Will Read:

Section 3 - Proxies

- A. Members shall be entitled to vote in person or by proxy.
- B. The proxy must be carried by a precinct committeeman currently residing in the same Precinct, and must be signed by a Notary or two (2) witnesses other than the proxy carrier and the PC.
- C. The proxy shall be substantially the same as the one found attached to these Bylaws (see Appendix I for proxy form) and shall be used at all meetings, and in the event that a member should not be in possession of a printed form, may copy and execute the same as if it were an official form issued by the MCRC.
- D. No precinct committeeman shall carry more than one (1) proxy
- E. This requirement also applies to Legislative Districts

Rationale:

The entire dispute with the MCBOS denying 200 pc appointments for 8 weeks is over voting power. This amendment clarifies that 1 Proxy is the limit across all Legislative Districts and not limited to only MCRC meetings and puts the amendment to the vote of the entire membership at the Mandatory January meeting. All Precinct Committeemen are clearly members under the authority of the Maricopa County Republican Committee per A.R.S. 16-821. County committee; vacancy in office of precinct committeeman

- A. At the primary election the members of a political party entitled to representation pursuant to section 16-804 residing in each precinct shall choose one of their number as a county precinct committeeman, and the members shall choose one additional precinct committeeman for each one hundred twenty-five voters or major fraction thereof registered in the party in the precinct as reported pursuant to section 16-168, subsection G on January 2 of the year in which the general election is held. The whole number of precinct committeemen of a political party shall constitute the county committee of the party.
- B. The board of supervisors upon the recommendation of the county chairman, or the recommendation of a committee designated in the bylaws of the county committee for that purpose, shall determine when a vacancy exists in the office of precinct committeeman. If a vacancy exists, the vacancy shall be filled by the Maricopa Board of Supervisors from a list of names submitted by the MCRC Chairman. Only a precinct committeeman elected at the primary election prior to the date of a state or county committee organizing meeting shall be permitted to vote at such meeting. The criteria used to establish when a vacancy exists in the office of precinct committeeman shall be as established in section 38-291.

Excessive Proxy Use Violates RONR 11th ed p 2 II 11-15 stating Members present act for the entire membership
RONR 11th ed p 263 II 18-21 fundamental principle of parliamentary law right to vote is limited to the members of an organization actually present
RONR 11th ed p 423 17-25 fundamental principle of parliamentary law the right to vote limited to members actually present
RONR xxvi 12-13 "one person one vote"
p407 1-8 One person one vote Over use of proxies has cause attendance to drop, business to slow down, and allowed for documented cases of proxy abuse. One proxy per PC is sufficient to cover illness.

MCRC Bylaw Amendment

Bylaw Article: ~~ARTICLE IV - NOMINATIONS AND ELECTIONS~~
Bylaw Section: Article II - Members
Sub Section: Section 2 - PCS, C. Vacancies

Proposed Amendment:
(strike all and replace with below)

Vacancies exist when there are fewer elected or appointed Precinct Committeemen in a precinct than the maximum number of allotted Precinct Committeemen positions. Vacancies result from the following events prior to the expiration of a term:

1. Death of the Precinct Committeeman.
2. Insanity of the Precinct Committeeman, when judicially determined.
3. Resignation of the Precinct Committeeman and the lawful acceptance of the resignation.
4. The Precinct Committeeman ceasing to be a resident of the state or ceases being resident of the district, county, or precinct (i.e., moves out of the precinct in which they were elected or appointed).
5. The Precinct Committeeman officially and intentionally registers with a different political party (i.e., other than the Republican party).
6. Absence from the state by the person holding the office, without permission of the MCRC Chairman, beyond the period of five consecutive months.
7. The Precinct Committeeman ceasing to discharge the duties of office for the period of three consecutive months (i.e. misses 3 consecutive meetings, either LD or County Mandatory/Statutory, and makes no attempt to perform their Precinct Committeeman duties).
8. Conviction of the Precinct Committeeman of a felony.
9. A decision of a competent tribunal declaring void the election or appointment of the Precinct Committeeman.
10. Failure of a Precinct Committeeman to be elected or appointed to the office.

Procedure After Missing 3 Consecutive Meetings:

- The Legislative District Chair will attempt to contact the Precinct Committeeman at least 3 times, by phone and/or email, and give them the opportunity to discuss why they are missing meetings and if they are performing their Precinct Committeeman duties.
- The Precinct Committeeman will need to attend the next Legislative District or County Mandatory/Statutory meeting to maintain their Precinct Committeeman position or prove they have been performing their duties.
- The Legislative District Chair shall contact the Precinct Committeeman at least 3 days apart while also allowing the Precinct Committeeman at least 1 week notice before the next LD or County Mandatory/Statutory meeting.
- If the PC misses 4 consecutive Legislative District or County Mandatory/Statutory meetings without proving they have performed their duties, the Legislative District Chair shall provide written notice mailed via certified US mail to the Precinct Committeeman's last known address.
- The Precinct Committeeman will be provided the opportunity to defend themselves at the next MCRC Executive Guidance Committee meeting with no less than 10 days after notification.
- The MCRC Executive Guidance Committee shall vote on establishing a vacancy. If the vote reaches a majority in favor of the vacancy, a vacancy notification shall be submitted to the Maricopa Board of Supervisors.
- If a precinct is full and a Precinct Committeeman has not been performing their duties, any Precinct Committeeman in the same precinct may petition the Legislative District Chair to initiate the process listed in above. If no action is taken by the LD chair after 1 month of the request, the Precinct Committeeman may petition the MCRC chairman to initiate the above process

Rationale:

The dispute with the MCBOS has identified a lack of clarity in the MCRC Bylaws over the definition and process of a vacancy. This change is needed for clarity and to return control of the vacancy process to the Party.