



2023 Rules Committee

Chair: Brent Regan

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Parliamentarian: Luke Sommer

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Region 1: Elena Wise

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Region 2: LeeAnn Caller

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Region 3: Chris Boyd

Region 4: Kimberly Kaehler

Region 4: Mark Johnson

Region 5: Grant Loeb

Region 5: Paul Ross

Region 6: Ben Fuhrman

Region 6: Terrel Tovey

Region 7: David Taylor

Region 7: Jeff Siddoway

2023 Rules Committee: Rule Proposals

Rule 2022-04

Title: Crossover Voting

Rule 2023-2

Title: Regarding Litigation

Rule 2023-3

Title: Regarding Idaho Residency and Registered Voter Status of State Executive Committee Members

Rule 2023-4

Title: Judicial Oversight

Rule 2023-5

Title: A Rule to Modify the Method of Collecting the State Quota and to Correct Discrepancies in the Current Idaho Republican Party Rules

Rule 2023-6

Title: Article XI: Electronic Meetings

Rule 2023-7

Title: Amending Article II Section 2

Rule 2023-8

Title: Idaho Republican Party Platform Enforcement

Rule 2022-04

Title: Crossover Voting

Sponsor: Branden Durst from Ada County

ARTICLE IX: CENTRAL COMMITTEE ENDORSEMENT AND REPUBLICAN PARTY REGISTRATION REQUIRED TO VOTE IN A REPUBLICAN PRIMARY ELECTION RULES GOVERNING THE ELIGIBILITY TO AFFILIATE WITH THE IDAHO REPUBLICAN PARTY

Section 1: County Central Committees may determine the political affiliation of candidates filing or declaring an intent to file as Republican candidates for county political offices and may endorse Republican candidates for ~~their respective positions~~ any position being voted on in that county in the primary and general election.

Section 2: The Legislative District Central Committees may determine the political affiliation of candidates filing or declaring an intent to file as Republican Party Candidates for the State Legislature, and the Committee may endorse Republican candidates for legislative positions in the primary and general election.

Section 3: The State Central Committee may determine the political affiliation of candidates filing or declaring intent to file as Republican Party Candidates for state political offices and U.S. federal offices, and may endorse Republican Party candidates for the various positions. Endorsement of Congressional District Candidates shall be by voting members from the respective Congressional Districts in the primary and general election.

Section 4: Only ~~persons~~ qualified electors, as defined in Idaho Code 34-104, who ~~have~~ are affiliated as Republican ~~prior to the Primary Election, including a presidential primary election,~~ will be allowed to vote on an Idaho Republican Party ballot in ~~that the~~ Primary Election or presidential primary election.

Section 5: Rules Governing the Eligibility to Affiliate with Idaho Republican Party.

- A) Any qualified elector, as defined in Idaho Code 4-104, shall be eligible to affiliate with the Idaho Republican Party and must affiliate by Dec 30th of each year in order to vote in the ID Rep Primary. In an elector was affiliated with any party other than the Rep Party when seeking to change their affiliation, they must wait 12 months from Dec. 30th of the year they wish to affiliate in order to affiliate with the Rep Party.
- B) The provisions set forth in this section shall not apply to newly qualified electors.

Rule 2023-2:

Regarding Litigation

Submitted by: Kelly Porter

Approved by: Bonneville County Central Committee on October 13, 2022.

This Proposal shall be presented by: Nick Contos, Bonneville County Chair; Bryan Smith, Bonneville County State Committeeman; Lisa Keller, Bonneville County State Committeewoman; Andrew Russell, Bonneville County Youth Committeeman; Jilene Burger, Legislative District 33 Chairwomen; Doyle Beck, Legislative District 32 Chairman; or Doug Toomer, Legislative District 35 Chairman.

The Rules of the Idaho State Republican Party shall be modified by adding the following to Article 1,

Section 25: The State Central Committee shall retain all authority to file litigation on behalf of the Idaho State Republican Party. Except as required by Article I, Section 24, no litigation of any kind or nature shall be initiated by the State Party through its Chairman, acting as Chairman, without approval of the State Central Committee, which shall be considered only after completion of the internal review procedures mandated by State Party Rules, Article 12, if applicable. In the case of an emergency, the State Party through its Chairman may file litigation on behalf of the State Party upon advanced approval of a majority of the Executive Committee. However, such approval must be ratified by the State Central Committee at the next regularly scheduled State Central Committee meeting or the Chairman must dismiss the litigation.

Rule 2023-3:

Regarding Idaho Residency And Registered Voter Status Of State Executive Committee Members

Submitted by: Kelly Porter

Approved by: Bonneville County Central Committee on October 13, 2022.

This Proposal shall be presented by: Hari Heath, Benewah County YC; Elena Wise, Shoshone YC; Nick Contos, Bonneville County Chair; Bryan Smith, Bonneville County State Committeeman; Lisa Keller, Bonneville County State Committeewoman; Andrew Russell, Bonneville County Youth Committeeman; Jilene Burger, Legislative District 33 Chairwomen; Doyle Beck, Legislative District 32 Chairman; or Doug Toomer, Legislative District 35 Chairman.

The Rules of the Idaho State Republican Party shall be modified by adding the following to Article II,

Section 6: The members of the State Executive Committee shall at election and during all times of service as members maintain a primary residence within the State of Idaho and be registered voters of the State of Idaho. The termination by any member of the State Executive Committee from residency or registered voter status of the State of Idaho shall cause the immediate discharge of such Executive Committee member from continued service.

Rule 2023-4:

Judicial Oversight

Proposed Rule Change

Submitted by: Hari Heath

Approved by: Shoshone County Republican Central Committee

To be presented by: Hari Heath, Benewah State Committeeman and Elena Wise, Shoshone YC

Summary:

Article XII of our State Party Rules was added during the 2019 Winter Meeting. The original intent was to provide a regular system of appeals to resolve disputes. As part of that process the State Executive Committee with the State Party Chairman recused was given the name “Judicial Committee.” The new section did not fully define the powers and limitations of this arraignment which has led to some confusion.

Amend Article XII title and sections 3 thru 8 as follows:

ARTICLE XII: ~~JUDICIAL COMMITTEE~~ OVERSIGHT

Section 1: The State Republican Party shall exercise supervisory and judicial oversight of all Region Executive Committees, Region Central Committees, County Central Committees, Legislative District Central Committees, and any other affiliated clubs or groups denominated in the Rules.

Section 2: The State Republican Party may issue orders to compel performance, prohibit an act from being done, and to otherwise remedy violations of the Idaho Republican Party Rules.

Section 3: The Judicial Power of the State Republican Party shall be exercised in the following ways:

(a) Any party or parties aggrieved by any violation of the State, Region, County, or Legislative District rule(s) or bylaw(s), or by a violation of any Idaho State election law, may file a complaint with the State Chairman.

(b) The State Chairman shall investigate the complaint and give opportunity to the affected parties to be heard.

(c) The State Chairman shall rule on the complaint within sixty (60) days of filing and shall issue an appropriate order, sanction, or remedy. Such shall be in writing.

(d) Any party aggrieved by a decision of the State Chairman may appeal such decision to the ~~Judicial Executive~~ Executive Committee of the State Republican Party within thirty (30) days of issuance of the decision. The State Executive Committee shall give opportunity to the affected parties to be heard and may uphold, amend, or overturn the decision of the State Chairman. The appeal will be heard and decided at the next regular meeting of the State Executive Committee that occurs at least 14 days after the appeal is filed. During the consideration of the appeal, the State Party Chairman shall recuse himself or herself and turn the meeting over to the next available officer.

(e) Any party aggrieved by a decision of the State Executive Committee may appeal such decision to the State Central Committee within thirty (30) days of issuance of the decision. The State Central Committee shall give opportunity to the affected parties to be heard and may uphold, amend, or overturn the decision of the State Executive Committee. The appeal will be heard and decided at the next regular meeting of the State Central Committee that occurs at least 14 days after the appeal is filed.

(f) Nothing in this section precludes Article I Section 3 or Article II Section 3 of these rules.

~~Section 4: The Judicial Committee shall be comprised of all voting members of the State Executive Committee, excluding the State Chairman.~~

~~Section 5: The Judicial Committee shall create rules and/or procedures to assist in the orderly and timely determination of appeals, but must give all affected parties the opportunity to present their case. Such rules and/or procedures may be amended, repealed, or replaced by the State Central Committee pursuant to Article 1, Section 15 (a).~~

~~Section 6: The Judicial Committee shall rule on all appeals within sixty (60) days after filing of the appeal, and shall issue any appropriate order, sanction, or remedy. Such determinations shall be made by a majority of the serving members of the Judicial Committee.~~

~~Section 7: Any aggrieved party may further appeal within thirty (30) days of issuance of a ruling to the full body of the State Central Committee, who may uphold, amend, or overturn the decision of the Judicial Committee.~~

~~Section 8: To assist in uniform enforcement of the rules, all decisions and any interpretation of a rule by any Committee shall be posted on the State Party's website and submitted by email to all Region Chairmen and all County Central Committee Chairmen.~~

Rule 2023-5:

A Rule to Modify the Method of Collecting the State Quota and to Correct Discrepancies in the Current Idaho Republican Party Rules

Submitted by: Steve Bender, Idaho Republican State Party Treasurer

Passed by: Chairwoman Dorothy Moon on November 18, 2022

The following Rules amendment addresses the existing quota system and modifies the two references to the quota in the current rules.

The Rules of the Idaho Republican Party are modified as follows:

1. Following Article XVIII, insert the following new Article:

Article XIX: Membership Dues

Section 1: The State Party operation costs shall be funded in part through a system of Membership Dues to be paid by each County Central Committee.

Section 2: Operation costs shall include only those budget line items directly related to operating the office and staff at the state party headquarters, including the following accounts: Wages and Payroll Expense, -Payroll Taxes; -Rent, -Office Supplies, -Postage, -Computer Supplies and Repair, -Equipment Lease, -Insurance, -Dues and Subscriptions, -Printing, and any accounts created after January 1, 2023 if approved by the Executive Committee when establishing a budget.

Section 3: Notwithstanding the established budget for the above accounts, the amount used to calculate County Membership dues for the two-year budget shall be capped at \$250,000 (\$125,000 per year).

Section 4: Membership Dues shall be apportioned as a percentage of the number of registered Republican voters within each county divided by the total number of registered Republican voters in the state of Idaho as of the date on which registration and affiliation closes prior to the even year primary election. That percentage shall then be multiplied by the operations portion of the Idaho Republican Party Budget as defined in sections 2 and 3 above.

Section 5: Counties shall pay the first half of their Membership Dues by December 31 in the odd-numbered year and the second half by June 30th in the even numbered year.

Section 6: Counties that have unpaid Membership Dues by the date of the state convention shall be assessed a convention registration surcharge equal to the unpaid Membership Dues. Such surcharge must be paid by the county prior to the release of credentials for any delegates from that county. In the event that the county has not paid the surcharge and does not have sufficient funds to pay the

surcharge as evidenced in their latest Idaho Secretary of State Campaign Finance Report, a delegate or alternate may pay a surcharge equal to the unpaid Membership Dues divided by the number of delegates allocated to that county and his or her credentials will be released.

2. ARTICLE III, Section 3(e) is amended as follows:

(e) To encourage the counties in the region to *pay their membership dues*.

3. ARTICLE III, Section 3(k) is amended as follows:

(k) The Regions shall not operate independent checking or savings accounts. Any funds earned by or donated to the Region shall be immediately distributed to the counties within that Region based upon the *membership dues* formula.

Rule 2023-6:

Article XI: Electronic Meetings

Submitted by: Wayne Hurst, Paul Ross, McCord Larsen, Jana Darrington, Paxton Robinson

Passed by: Cassia County Republican Central Committee, 3 November 2022

To be presented by: Wayne Hurst, Paul Ross.

ARTICLE XI: ELECTRONIC MEETINGS

Section 1. Any Committee Meeting (State, Region, Legislative, and County Central Committees, Judicial Committee, Special Committee, etc), except reorganizational meetings, at the Committee Chairman's discretion, may provide ~~Central Committee~~ members with the option to participate ~~in state, region, and county meetings~~ through electronic means, including, but not limited to, teleconferencing, audio conferencing, and video conferencing. Committee meetings may include physical and/or electronic attendees. ~~The chairman of special committees established by the State Chairman may also offer an electronic option for committee meetings.~~

(Note to the committee. The term "Judicial Committee" may conflict with Rule 2023-4. Chairman Regan)

Rule 2023-7:

Amending Article II Section 2

Submitted by: Linda Yergler, Shoshone County Republican Central Committee

Passed by: Shoshone County Central Committee on 11/15/22

Presented by: Phil Hart, Shoshone State Committeeman & Dan Bell Kootenai Youth Committeeman

Amend Article II section 2 (A) & (B) as follows:

Section 2: The State Executive Committee shall consist of the following members:

(A) Voting members:

- (1) The State Chairman
- (2) The First Vice Chairman
- (3) The Second Vice Chairman
- (4) The National Committeeman
- (5) The National Committeewoman
- (6) The Secretary of the State Central Committee
- (7) The Treasurer of the State Central Committee
- (8) The Region Chairmen

(B) Non-voting (ex-officio) members:

- ~~(9~~ 1) The State Finance Chairman
- ~~(10~~ 2) The Young Republican State Chairman
- ~~(11~~ 3) The President of the Idaho Republican Women's Federation
- ~~(12~~ 4) The President of the College Young Republicans

~~(B) Non-voting (ex-officio) members:~~

- ~~(1~~ 5) The Immediate Past State Chairman
- ~~(2~~ 6) The Executive Director
- ~~(3~~ 7) The chairman or designee of each officially recognized Republican Donor club
- ~~(4~~ 8) The Teenage Republican Representative
- ~~(5~~ 9) The national committeeman and national committeewoman elect.
- ~~(6~~ 10) One representative of each Republican Congressional office.
- ~~(7~~ 11) One representative of each Republican State Constitutional Office or their designated representative

Rule 2023-8:

Title: Idaho Republican Party Platform Enforcement

Proposed new Article XIX of the Idaho Republican Party Rules

Submitted by Hari Heath, Benewah County State Committeeman; LD2 Vice Chair, and Linda Yergler, Shoshone County Chair.

Whereas, the Idaho Republican Party Platform expresses the policies and principles of the Idaho Republican Party, and;

Whereas, the assumption of public office requires taking an oath to support the constitutions, and;

Whereas, the integrity of the Idaho Republican Party and the confidence of those who vote for Republicans require that Republicans who are elected to a public office uphold those expressed policies and principles, and their oath of office, and;

Whereas, Republican officeholders have, at times, conducted their official duties contrary to the expressed policies and principles of the Idaho Republican Party and in disobedience of their oath of office, and;

Whereas, it is the duty of the Idaho Republican Party to enforce the policies and principles it claims as its foundation, ensuring public confidence in the integrity of the Party, and Republican office holders;

Therefore, a new Article XIX is added to the Idaho Republican Party Rules as follows:

ARTICLE XIX: IDAHO REPUBLICAN PARTY PLATFORM ENFORCEMENT

Section 1. The Idaho Republican Party is a private organization dedicated to the promotion of certain political ideals, primarily by supporting candidates who pledge to support the Idaho Constitution and the Idaho Republican Party Platform under Article XIII of these Rules. The support from this Party is very beneficial to those who make such a pledge and once elected, keeping that pledge is paramount to the integrity of the Party and the confidence of the voters who elected them.

Section 2. Without enforcement, the expressed policies and principles of the Party are nothing more than ideals and philosophy. Republican legislators have, at times, defied their pledge and oath, voting on legislative matters substantially contrary to the Party's expressed policies and principles. Republican executive officers also have, at times, conducted their offices contrary to Republican and constitutional principles.

Section 3. The Idaho Republican State Central Committee, Legislative District Committees, and County Central Committees are hereby empowered to call into question the conduct of a Republican elected official; give fair consideration to alleged violations and provide a meaningful opportunity for the official to be heard; determine if substantive violations of the Party Platform or the constitutions have occurred; provide censure and guidance upon the first determination of substantive violations; and for any substantive violations by the same elected official occurring after the first determination has issued and following the same procedures outlined below, may remove Party support and prohibit the use of Republican Party identifiers on campaign information and advertising from the elected official during their current term and any subsequent campaign for political office for a period of five (5) years.

a) The Idaho Republican State Central Committee, by petition to the State Chair from at least 15 Central Committee members from at least 5 counties, shall call a US Senator for Idaho, a US Representative for Idaho, or an Idaho State constitutional officer to a Republican State Central Committee meeting to answer the alleged violations. Within ten (10) days of receipt of the petition, the State Chair shall notify the elected official of the petition and set a date for a meeting to determine the merits of the petition not more than one hundred (100) days or less than forty (40) days from receipt of the petition. The meeting may be in conjunction with a regular meeting of the State Central Committee or at a Special Meeting.

b) An Idaho Legislative District Committee, by petition to the Legislative District Chair from at least 8 of its Legislative District Committee members, shall call an Idaho State Legislator representing that District to a Legislative District Committee meeting to answer the alleged violations. Within ten (10) days of receipt of the petition, the Legislative District Chair shall notify the legislator of the petition and set a date for the meeting to determine the merits of the petition not more than one hundred (100) days or less than forty (40) days from receipt of the petition. The meeting may be in conjunction with a regular meeting of the Legislative District Committee or at a Special Meeting.

c) A County Central Committee, by petition to the County Chair of at least 5 County Central Committee members, shall call an elected county official of that county to a County Central Committee meeting to answer the alleged violations. Within ten (10) days of receipt of the petition, the County Chair shall notify the elected official of the petition and set a date for the meeting to determine the merits of the petition not more than one hundred (100) days or less than forty (40) days from receipt of the petition. The meeting may be in conjunction with a regular meeting of the County Central Committee or at a Special Meeting.

Section 4. The elected official called to answer the alleged violations may, at their discretion, appear in person or by video, if the video system provides two-way communication between the official and the committee and video conferencing is available at the venue where the meeting is to be held.

Section 5. At the meeting, one or more of the petitioners will present the alleged Party Platform or constitutional violation(s). The responding elected official shall be afforded adequate time and opportunity to answer the alleged violations.

Section 6. The State or County Central Committee or the Legislative District Committee, after fair consideration of the merits of the petition and the response, if any, by the elected official, shall make a determination of the merits of the petition. If this is the first time the elected official has been called to answer for violation(s) a simple majority vote of fifty (50) percent of the Committee members present is required to provide censure and guidance to the elected official. If this is a subsequent time the elected official has been called to answer for violation(s) which occurred after the first determination of censure, a super majority vote of sixty (60) percent of the Committee members present is required to remove Party support and prohibit the use of Republican Party identifiers on campaign information and advertising from the elected official during their current term and any subsequent campaign for political office for a period of five (5) years.

Section 7. If a Committee determines to censure an elected official, or upon subsequent determination, remove Party support and prohibit the use of Republican Party identifiers on campaign information and advertising from the elected official during their current term and any subsequent campaign for political office for a period of five (5) years, the State Party shall publish the same on the State Party website. It shall be the duty of the State Party to maintain a website page, publicly accessible, of any such determinations made by the respective Committees.

Section 8. The Idaho Republican Party has a proprietary interest in its name, logos, Party identifiers and the support it gives to Republican candidates. Candidates do not have an independent right to make use of the same.

Section 9. Quorum rules for regular meetings of the State Central Committee, County Central Committees, and Legislative District Committees, as per their individual Bylaws, apply for any meetings operating under this Article.

Section 10. A determination to remove Party support and prohibit the use of Republican Party identifiers on campaign information and advertising from the elected official during their current term and any subsequent campaign for political office for a period of five (5) years does not change the elected official's party affiliation on their voter registration, prevent the exercise of their voting rights, or remove them from public office.