



The American Capitalist Party

Bylaws of the American Capitalist Party National Organization

October 2024

BYLAWS OF THE AMERICAN CAPITALIST PARTY NATIONAL ORGANIZATION

(Bylaws of the American Capitalist Party National Organization October 2024)

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Bylaws of the American Capitalist Party National Organization

(October 2024)

Article I, Name, Emblem(s), and Slogan

1. The name of the national organization governing the National Party, as well as any future local committees affiliated with, will be known as the American Capitalist Party National Organization, hereinafter referred to as the ACPNO, until such a time as the Federal Election Commission (FEC) requires the organization to register as a Committee, in accordance with Federal and State law.
2. The emblem of the ACPNO will, primarily, be the depiction of the Liberty Torch with a red ribbon around the base of the torch, circled by stars. Alternatively, the Statue of Liberty, accompanied with the party name and slogan may also be used.
3. The slogan of the ACPNO shall be “Liberty: Parent of Science and Industry”.
4. No Persons, Groups, Organizations, Businesses, or Similar will be permitted to use the name “American Capitalist Party”, nor use the aforementioned emblems associated with the ACPNO, without the expressed, written permission of the ACPNO.

Article II, Objects and Purposes

1. The object of the ACPNO is to build and promote the American Capitalist Party for the purposes of screening and selecting potential candidates to campaign for election at the Federal, State, and Local levels of government.
2. The ACPNO shall perform the duties imposed by applicable law and shall exercise the rights granted by law to direct, manage, and supervise the affairs and business of the American Capitalist Party; determine party policies; issue

calls and prescribe rules for conventions and primaries for the election of party officers and the nomination of candidates for public office; give direction and assistance to all future American Capitalist Party organizations at State and Local levels; further party goals and objectives as adopted, from time to time, by the party; and otherwise enjoy all privileges and perform all duties and responsibilities granted or imposed by applicable law or by the rules adopted by the American Capitalist Party.

Article III, Board of Directors and Officers of the American Capitalist Party National Organization

1. The American Capitalist Party National Organization shall be composed of the following members, performing their respective duties:

i). Chairman, who shall serve as the Chief Executive Officer of the national party organization on the Board of Directors, and whose duties and responsibilities include, but are not limited to, oversight of party operations, with the assistance of other Party Officers; oversee and ensure regulatory compliance in accordance with applicable law; settlement of interparty disputes; oversee national fundraising efforts; screen and select nominees as candidates for public office; call the National Organization to meeting, or delegate the task to other Officers; facilitate consistent messaging throughout the party; ensure party platform is adhered to at the National, State, and Local levels; serves as an additional vote should ever there be a tie within the national organization on matters necessitating a vote; attend ACPNO monthly meetings and national conventions; direct oversight of events; work in coordination with the ACPNO treasurer for the approval of expenditures and/or disbursement of funds; give final approval of yearly proposed budgets; work in coordination with other party officers to develop a legislative agenda consistent with the party's platform.

ii). Vice Chairman, who shall serve as an Executive Officer of the National Party organization, directly below the Chairman on the Board of Directors, and whose duties and responsibilities include, but are not limited to: assisting the Chairman in his/her official capacity; work directly in coordination with the national party Treasurer and Secretary to maintain and ensure accurate documentation and maintenance of records; investigate any

discrepancies regarding party finances and/or records or documents; serves as Chairman in the event that the Chairman is unable to fulfill his/her duties or responsibilities; attend ACPNO monthly meetings and national conventions; coordinate with the Chairman to ensure any future State and Local party affiliate organizations are in compliance with applicable laws governing their respective territories; other duties as assigned by the Chairman.

iii). Chief Policy Advisor, who shall serve as an Executive Officer of the National Party organization, directly below the Vice Chairman on the Board of Directors, and whose duties and responsibilities include, but are not limited to: assisting the Chairman and Vice Chairman in policy oversight; ensuring organization policy adheres to the American Capitalist Party platform and purposes; coordinating with marketing and fundraising personnel and/or committees to ensure that governing laws and any applicable rules set forth by the organization are adhered to; ensure that any new proposed changes in bylaws, policy, or platform satisfy and are consistent with the party's goals and objectives; assist and give direction to any and all future State and Local affiliate party organization policy advisors; attend all ACPNO monthly meetings and national conventions; assist in screening potential candidates for public office; investigate and make aware any outside organization financial contributions that may present a conflict of interest; propose further policy as deemed appropriate to further the overall goals and objectives of the party; other duties as assigned by Chairman.

iv). Treasurer, who shall serve as an Officer of the National Party Organization, and whose duties and responsibilities include, but are not limited to: maintaining accurate accounting of all ACPNO financial records, bank statements, donations, and receipts in accordance with IRS and FEC regulatory laws and requirements; comply with all IRS and FEC periodic reporting laws and regulations; advise the Board of Directors of financial status of the party and provide documentation to support reporting of status; work in cooperation with the Chairman for any and all approved expenditures and the disbursement of such; ensure proper organizational and tax filings are submitted in a timely fashion; attend all monthly ACPNO meetings, and national conventions, prepared to disclose financial statements with complete transparency at all times; coordinate and guide any and all future State and Local party affiliated organization treasurers; other duties as assigned by the Chairman.

v). Secretary, who shall serve as an Officer of the National Party Organization, and whose duties and responsibilities include, but are not limited to: act as custodian of records for the

ACPNO; coordinate with the Chairman, or Vice Chairman in the event the Chairman cannot fulfill his/her duties, to set and attend monthly ACPNO meetings and national conventions; coordinate with fundraising events; facilitate organization within the party to ensure deadlines are adhered to; coordinate with content creators, journalists, and other individuals the organization deems necessary to promote and further party goals and objectives; make approved changes to party bylaws, rules, and/or policies as voted upon and adopted by the ACPNO; maintain all IRS documentation and coordinate with the Treasurer to ensure compliance with applicable laws and regulations; coordinate with marketing and/or fundraising committees to ensure events on websites are current; identify, and communicate with other officers of the organization, areas of need as the party grows and more positions are required for optimal functioning of the party; act as mediator during interparty debates; coordinate with venues in the event of National Conventions and fundraising events; bring to attention any items still necessitating discussion and/or vote during monthly meetings; coordinate with other ACPNO Officers to plan and facilitate National Party Conventions; oversee party communications with party delegates and members; send written party membership approval/denials to new party membership applicants within fourteen (14) days of ACPNO decisions via electronic mail; prepare and submit to the ACPNO Board of Directors agendas for monthly meetings and National Conventions; other duties as assigned by the Chairman.

vi) Marketing and Fundraising Coordinator, who shall serve as an Officer of the National Party Organization, and whose duties and responsibilities include, but are not limited to: tracking and proposing state by state events and opportunities to educate the public regarding the ACPNO, working with State ACPNO members and volunteers, as well as future State Delegates, to organize fundraising events; coordinating with the Secretary to promote ACPNO goals and objectives; assisting the Treasurer to meet fundraising goals; working in coordination with social media content creators to promote events and any workshop events for the public; other duties as assigned by the Chairman.

2. ACPNO Board of Directors, and its Officers, shall initially be appointed by the American Capitalist Party Founders and shall enjoy their titles, duties, and responsibilities for a period of six (6) years before they are required to seek re-election for their current role, or seek election to other positions within the ACPNO. Election of ACPNO Board of Directors and its Officers will be voted upon by the ACPNO, and its State Delegates, at the appropriate ACPNO National Convention and elected by popular vote via interparty election.

3. Those seeking election to either the Board of Directors or an Officer position within the ACPNO must declare their intent to be elected to said position at least two years prior, must be in good standing with the ACPNO, and must be prepared to demonstrate to the ACPNO, as well as ACPNO State Delegates, their qualifications and capabilities at the ACPNO National Convention via speech, limited to 15 minutes. State delegates who wish to be elected to the ACPNO Board or as an Officer will be expected to resign from their state level positions to avoid any conflict of interest(s).
4. In the event that two (2) members are competing for the same position within the ACPNO, the same debate rules for selecting a candidate to campaign for public office will apply.
5. The ACPNO reserves the right to expand its number of Board Members, Officers, create new Officer roles and responsibilities, create committees, subcommittees, and similar as it requires and as voted upon and adopted by the ACPNO at national conventions.

Article IV, Fiscal Year Commencement and Budget Approvals

1. The fiscal year shall commence on January 1st of each year.
2. Yearly budget proposals must be submitted to the Board no later than February 15th of each year and must be in accordance with the budget plan approved at the national convention, when applicable.
3. The ACPNO will approval all yearly budgets no later than April 1st of each year.
4. Any discrepancies in yearly fiscal reports that are not resolved by December 30th of each year will be automatically subject to outside, third party audit by a certified accountant.

Article V, American Capitalist Party National Organization Delegates.

1. The ACPNO shall nominate and designate, at the first ACPNO National Convention, the first State Delegates to represent their respective States. Through guidance of the ACP Founders, the ACPNO Board of Directors, and by a majority vote of ACPNO Board members and Officers, shall appoint those State Delegates who have who have demonstrated commitment to the party's platform, goals, and growth. Delegates assigned to such positions shall serve as party representatives of their respective state; coordinate with ACPNO events, goals, and objectives; assist in screening and selecting potential candidates for public office respective of the State in which they represent; any additional duties as assigned by the ACPNO Chairman. State Delegates will be expected to attend all monthly ACPNO meetings. If a Delegate cannot, for any reason, attend a meeting, the Delegate will coordinate with the Secretary to listen to the recording of the meeting.
2. Assigned Delegates of the ACPNO shall enjoy their position, responsibilities, and duties until the next primary election, or caucus, of the state in which they reside, provided there is at least two years prior to the next state primary election, before they are required to seek nomination from the ACPNO for Delegate candidacy at their state level on the primary ballot. Delegates who live in states that allow for caucus determination of State Delegates may pursue such avenues, provided they are in alignment with, and adhere to, state law.
3. To be considered for a State Delegate position, hopeful members of the party must meet the following criteria: Must reside in the state they will represent if elected; be eligible to vote in State and Federal elections; maintain a status of "good standing" with the ACPNO; have demonstrated a commitment to the growth of the party through volunteer work AND have attended at least eight (8) out of twelve (12) of the previous, consecutive ACPNO monthly meetings.
4. The ACPNO reserves the right to assign or expand Delegate positions to any regional territories, States, or congressional districts as party supports expands in those respective areas, and as deemed necessary, and adopted by popular vote of at least 2/3rds the ACPNO and its State Delegates at ACPNO conventions.
5. Should, for any reason, a Delegate be unable to fulfill his/her obligations, become critically ill, or become deceased, the ACPNO shall hold, by special meeting, a vote to determine and assign a temporary replacement until the next ACPNO convention.

Article VI, American Capitalist Party Membership and Fees

1. Those wishing to obtain ACP membership must contact the ACPNO and will be expected to part ways from any other political party organization within six (6) months of approval of membership application. New applicant approval will be voted upon at monthly ACPNO meetings by the Board of Directors and its Officers. New members will be notified of their membership application status, in writing via electronic communication, within fourteen (14) days of approval/denial.
2. In the event that no American Capitalist Party candidate appears on a State or Federal ballot, members are encouraged to write in "None Of The Above".
3. A membership fee of \$35.00 will be due upon approval of application and a membership card will be shipped out to new party members. New members will have 14 business days, from the time they receive their written approval status via electronic mail, to pay their membership fees to the ACPNO. Non-payment of membership fees will result in a status of "poor standing" within the party. Members must pay any past due membership fees to regain "good standing". Poor standing within the party may result in loss of discounted party events and/or fundraising merchandise, as well as ineligibility to be considered for Delegate, Officer, or Board positions. Members in "poor standing" face potential loss of party membership if their account is left in arrears for a period of six months or longer.
4. After initial membership fees are paid, members will be charged an annual fee of \$35.00 that will be due January 15th of each year and members will enjoy a grace period of 30 days. After February 15th, annual dues not yet paid will be considered "late". If by March 15th, a member has still not paid their dues, they will be considered in "poor standing" with the party.
5. Members of the party who are in "good standing" will enjoy a twenty percent (20%) discount on party merchandise, tickets to party fundraising events, as well as first opportunity to purchase tickets to any exclusive or limited availability

events hosted by the party for the purposes of fundraising. Members in “good standing” will also be eligible to become nominated and considered as potential candidates for Local, State, or National Delegate positions, Officer or Board of Director positions, as well as any future Regional position.

6. No person shall be denied membership, or nomination/candidacy for positions within the ACPNO, based upon race, sexual orientation, disability, or gender. Age requirements apply insofar as a member must be eligible to vote in Local, State, and Federal elections. The ACPNO, and its future affiliate organizations, and/or committees, will not discriminate against any person based upon religion, however, religion is prohibited from serving any role in the party’s platform and shall serve no moral basis for any party policies. Those applying to become party members must be legal US citizens to obtain membership.

Article VII, American Capitalist Party National Organization Conventions and Rules

1. The ACPNO shall hold a National Convention every two (2) years in which it will address special organization, and party, business including, but not limited to, addressing the party’s State Delegates, conducting interparty elections, motions, resolutions, and the selecting of potential candidates to public office.
2. The ACPNO shall hold its National Conventions in the spring of appropriate years at a location and date to be determined by the ACPNO Board and its Officers. The ACPNO Secretary shall send the appropriate invitations out to qualified members six (6) months prior to the National Convention taking place.

Convention Rules:

Rule #1: Order Of Business

1. Call To Order
2. Adoption of Agenda
3. Treasurer's Report and Proposed Year-by-Year Budget
4. Bylaws and Rules Proposed Amendments
5. Party Legislative Agenda and Policy Proposals
6. Proposed Expansion of Officers and/or Committees
7. Nomination, Appointment, and/or Election of Delegates, Officers, and Board Members
8. Nomination of Party Candidates for Public Office, including Presidential and Vice Presidential when appropriate and in appropriate years.
9. Resolutions
10. Other Business Necessitating Address

Rule #2: Voting Procedure and Motions

1. Every Board Member, Officer, and Delegate will be afforded 1 (one) vote per motion, nomination, and/or interparty electoral vote to fill open positions at the national organization level.
2. Should the outcome of a vote result in a 50/50 tie, the Chairman of the ACPNO shall cast an extra vote to determine the outcome of vote.
3. Discrepancies, or disagreements, in a voting outcome will result in a by-hand recount of the votes.
4. Votes on motions, policy, bylaw amendments, or platform amendments may be taken by vocal poll voting. The Secretary shall call upon each State Delegate, Officer, and Board member to cast their vote by means of vocal "yay" or "nay" and it shall be documented and later made public.
5. Votes for the nomination and election of interparty positions, or to select nominees and candidates for public office will be conducted by anonymous, private vote at party conventions only.

6. No candidate for any position, nor nominee, shall engage in coercion, bribery, exchanging votes for gains and/or services, or any activity that may be seen as attempting to unfairly, unlawfully, or unjustly improve their chances at winning an election or nomination. Any reports of such activity will be fully, and immediately, investigated and those found guilty will immediately be disqualified from proceeding forward, as well as face additional consequences as determined and voted upon by the ACPNO and its Delegates, including potential expulsion from the party altogether, as well as any potential criminal consequences as applicable under State and/or Federal law.
7. The Chairman of the ACPNO may require any motion, or amendment, offered from the convention floor to be submitted in writing, signed by the mover, and submitted to the Secretary.
8. Votes cast by anonymous, private ballot shall be submitted to the Secretary, in a sealed envelope that shall accompany the ballot. Once all votes have been collected, the Secretary shall read the votes to the Chairman and the Chairman will announce the outcome of said vote. Once the vote is settled and accepted, convention business will continue uninterrupted.

Rule 3: Bringing Motions to the Floor and Debating.

1. Should a member or Delegate have a motion to bring to the floor, which has not yet been addressed in the course of normal business, they will be afforded a period of five (5) minutes in which to propose their motion and explain its purpose at the end of convention business.
2. Strong opponents of proposed motions will, likewise, be afforded five (5) minutes to offer counter perspective and arguments before a vote or vocal poll is taken on the motion by the Secretary.
3. Motions must reach a 2/3rds favorable vote to be successfully passed.
4. Adoption, or rejection, of any new motions will be recorded by the Secretary and the Secretary shall enter said changes as new policy and/or bylaw change where applicable. The Secretary shall make all motions and resolutions proposed, as well as their outcomes, part of the official record.

Rule 4: Sour Lemon Policy

1. Those who have failed to successfully obtain position, title, who have lost interparty elections, or who have not been selected to become candidates for public office in fair nomination processes and/or elections are expected to concede defeat in a respectful manner and will be expected to support the successful individuals of said elections and/or nominations.
2. Any attempts to harass, intimidate, slander, commit libel against, or otherwise cause undue distress to a successful opponent within the party may be subject to disciplinary action, at the discretion of the ACPNO Board and its Officers, including, but not limited to, a temporary suspension of eligibility to seek position(s) in the next interparty election cycle, potential loss of party membership, and any criminal action applicable under law.

Rule 5: Nomination of a Presidential, Vice Presidential, or Other Candidates for Public Office.

1. Those seeking to run as candidates for State or Federal public offices must make their intentions known to the ACPNO Board, and its Officers, and must be willing to undergo screening of credentials at least four (4) years prior to the public election cycle in which they will campaign for.
2. The ACPNO Chairman, after successful completion of the screening process, will give consent to potential candidates to announce their intent at the appropriate ACPNO convention. After meeting a favorable 2/3rds vote of the ACPNO Board, its Officers, and Delegates, the Chairman shall declare the hopeful a “nominee”.
3. Delegates, as well as the ACPNO Board and its Officers, will vote upon all nominees, in their respective areas of campaign, to narrow the selection to two (2) potential candidates. The two (2) potential candidates with the highest numbers of votes will proceed to the debate process.

4. Each of the two (2) potential candidates will be afforded five (5) minutes to make opening statements to the ACPNO Board, Officers, and Delegates before the Secretary, acting as the mediator, will ask up to six (6) questions of the potential candidates. Each potential candidate will be afforded four (4) minutes to answer questions. Potential candidates will be afforded two (2) minutes for rebuttals.
5. At the conclusion of the debate, Delegates, Board Members, and Officers will cast their votes by anonymous ballot. Whichever candidate has the highest number of votes shall be endorsed by the party as the selected party candidate and will move forward with the campaign procedures and processes respective of the public office they wish to campaign for, and in accordance with applicable State and Federal laws.

Rule 6: Resolutions

1. Resolutions must receive at a favorable vote of at least 2/3rds majority to be considered passed and become adopted by the ACPNO.
2. The Secretary shall record passed, and failed, resolutions as part of the official record, and apply any changes necessary in the event of passed resolutions.

Article VIII, American Capitalist Party National Organization Meetings

1. The ACPNO shall hold monthly meetings, held on public social media platforms (such as on X Spaces calls) in order to provide transparency to the public regarding ACPNO business. The date of these meetings shall be announced at least one week prior to the meeting.
2. The ACPNO will attempt to answer reasonable questions from its members and/or the general public, however, the ACPNO reserves the right to remove any who attempt to frustrate, or prevent the conduct of, business at said meetings.
3. The ACPNO reserves the right to change the way in which meetings are held, should social media prove to be an inadequate or counterproductive means of holding meetings.

Article IX, American Capitalist Party National Organization Committees and Subcommittees

1. The ACPNO reserves the right to form, or establish, Committees and Subcommittees for the purposes of efficient management of the party's growth and success. Such Committees may include, but are not limited to, Membership Committees, Fundraising Committees, State and Regional Party Committees, Public Relations Committees, Judiciary Committees, and so forth.
2. Proposed formation of such committees, or subcommittees, shall be discussed and voted upon at the ACPNO national convention, and its initial position appointments will be dictated by the ACP party founders, the ACPNO Board of Directors, and its Officers by popular vote and consensus. After a period of four (4) years, those seeking re-election to their, or other, positions on any National Committee(s) or the ACPNO will be subject to the interparty voting process and rules.

Article X, American Capitalist Party National Organization Bylaw Addendums

1. The ACPNO reserves the right, at any time, to amend its bylaws to be in compliance with applicable laws that may arise by means of special meeting. Further considerations and discussion will be held on any special change at the ACPNO National Convention.
2. The ACPNO shall not accept or solicit donations from any foreign persons, corporations, or similar. Any such donations received will be returned, and documented, within a ten (10) day period.
3. The ACPNO will not accept any non-US citizen as a member, nor endorse ineligible potential candidates for public office.

4. The ACPNO reserves the right to reject membership applications, terminate memberships, or otherwise act in the best interests of the party regarding its members, as well as address any improper conduct of its members.

5. Individual members of the American Capitalist Party (including organization Board Members, Officers, and Delegates) are prohibited from accepting payments of any kind from any foreign person(s), business(es), corporations, government officials, and similar in relation to party policy, politics, legislation, and similar. Promotion of any foreign government agenda, and/or political propaganda from known foreign enemies, is strictly prohibited Any individual(s) found guilty of such will have their membership revoked, as well as face potential criminal charges where applicable.

6. Any personal gain, to any member of the American Capitalist Party, from a foreign entity must be separate and non-related to the American Capitalist Party. Members may conduct business with foreign entities on a separate basis, in relation to their own personal business affairs only.

7. The ACPNO reserves the right to investigate, and to determine any disciplinary action, regarding any individual(s) suspected of being in violation of the rules set forth by the ACPNO.