



Department of North Carolina

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To: Marine Corps League National COO Bob Borka
From: Dennis Mathias, MCL Member, Life#: 39636

Subj: **Proposed Amendment to the:
National Administrative Procedures, Article Ten, Section 10020.d**

In accordance with the Administrative Procedures Article Ten, Section 10020, the following is submitted for consideration by the body assembled at the 2023 National Convention.

CURRENT SECTION 10020.d.

d. When a proposed amendment is brought to the floor of the National Convention for consideration and a motion is made relevant to adoption thereof, that motion becomes a Main Motion, and as such the proposed amendment may be amended from the floor in accordance with parliamentary law. Such amendments to the Main Motion, however, must be germane to the Main Motion and must not exceed the scope of the Main Motion.

PROPOSED SECTION 10020.d.

d. If, after discussions with the Convention Committee, the proposing member had agreed to a revision to their proposed amendment, their revision will be noted when presenting the proposed amendment to the floor. When a proposed amendment is read by the Bylaws Committee member, it becomes the Main Motion made on behalf of the proposing member. The Bylaws Committee member opens the discussion by making a recommendation from the Committee to accept or reject the proposed amendment. Additional comments from the floor can be made.

(1) The proposed amendment, including any agreed-upon changes made by the proposing member prior to the Convention, is the Main Motion and as such, can only be amended on the Convention floor if the proposing member agrees to the change.

(2) If there are any changes made on the floor with the approval of the proposing member, the reworded proposal is read and displayed on a video screen if possible.

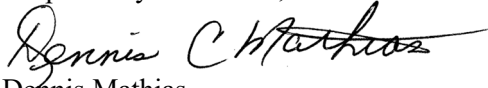
(3) A majority will approve or reject the final version of the proposed amendment.

CHANGE RATIONALE:

1. The wording of "germane to the Main Motion and must not exceed the scope of the Main Motion" is subjective and should not be included in the NAP.
2. If any member from the floor can raise issues that would change the initial intent of the proposed amendment without the proposing member being present at the Convention, the proposal could be amended beyond the intention of the member making the initial proposal.

3. If the Committee's recommendation is the Main Motion, there is the possibility, and frequently occurs, of a double-negative vote: The Committee recommends to reject, the floor vote rejects the recommendation to reject, and another motion to accept the initial recommendation is required to approve the proposed amendment. It is messy. KISS: Vote to approve or reject the proposed amendment, as revised from the floor, in one vote without voting to accept the Bylaws Committee's recommendation.
4. Citing "in accordance with parliamentary law" assumes the members are knowledgeable of parliamentary law, with all its nuances. The League's current majority is a simple majority (NAP 10020.a) which not consistent with Robert's Rules (RRoO 56:50) or "parliamentary law". Robert's Rules requires a majority of the entire membership or 2/3 majority of those present if prior notice was given to the entire membership. The League's Bylaws superseded Robert's Rules, in this instance, once approved by the membership. Keeping "parliamentary law" out of the NAP removes conflicting authorities in which to follow.

Respectfully Submitted,



Dennis Mathias
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