

**Proposed Charter Amendment (MARCH 17, 2018)
"Amendment"**

**VARIOUS CHANGES TO THE CHARTER INCLUDING RETIREMENT OF COUCIL OF
COUNTY REPRESENTATIVES**

NEW CALIFORNIA STATE CHARTER

As Amended MARCH 17, 2018.

New California is a new state in development exercising it's Constitutional Right to form from the State of California. The process to form New California is authorized and codified in Article IV Sections 3 & 4 of the United States Constitution.

Our Vision: Is of a New California State

Our Mission: Formation New California State

I PURPOSE

The ***New California State*** (Movement). is made up of representatives from each *Qualified* County. Its main purpose is to guide the vision and implementation of all aspects of efforts to support the creation of ***the NEW CALIFORNIA STATE*** composed of California Counties based on the representative votes of the participating counties.

II. INVOLVEMENT

The NEW ***CALIFORNA*** STATE Movement is a group of citizens exercising their First Amendment Rights of Free Speech, Freedom of Association, Freedom of Assembly, and Freedom to Petition their Government. At any point in the future, NEW CALIFORNIA STATE has the authority to change this association of citizens to a Legal Entity or to create a sister Legal Entity.

III. MEMBERSHIP

Counties are Eligible to join the Movement if: a) they have formed a committee within their county for the purpose of joining with other like-minded counties to separate from California to form a new state within the United States of America, **OR** (b) their citizens voted affirmatively to divide California in their county's advisory measure of 1992, or through petition to the STATE to join the Movement.

Counties become Participating Members "**Qualified**" in the NEW CALIFORNIA STATE upon Acceptance of this Charter by their County Committee.

Each Participating County shall have a voting Representative. They may also name up to two (2) Alternates who may attend all meetings, but otherwise are not entitled to vote or participate in the meeting as a county representative. One may act as the Representative when the Representative is not present. This is to ensure full representation at STATE meetings as much as practical.

Each County Committee shall select its Representative and Alternates at a time, place and process of their own choosing. The Representative and the Alternates serve at the pleasure of the County Committee.

Each County Committee shall select/elect a STATE SENATOR and two STATE ASSEMBLY MEMBERS. The STATE SENATOR and ASSEMBLY MEMBERS are to be selected/elected immediately upon vacancy. The term of office for STATE SENATE AND ASSEMBLY MEMBERS will be for no more than 1 year upon selection. Elections for new STATE SENATOR and ASSEMBLY MEMBERS will be established by the NEW CALIFORNIA STATE LEGISLATURE. Future state elections provided by the NEW CALIFORNIA STATE CONSTITUTION and/or elections will supersede any selected or appointed terms of office.

County Committees shall formally notify the STATE of the selectees within thirty (30) days of their selection.

IV. STRUCTURE

NEW CALIFORNIA STATE: The NEW CALIFORNIA STATE is the legislative and executive bodies of the New California movement. NEW CALIFORNIA STATE is comprised of Representatives of the Counties of NEW CALIFORNIA STATE with the direct responsibility to establish a governance system for the NEW CALIFORNIA STATE . There are three divisions of NEW CALIFORNIA STATE . Executive, Bicameral Legislature comprised of a Senate and Assembly and a Judiciary.

THE STATE: NEW CALIFORNIA STATE shall create and guarantee a Republican model of governance including a Bicameral Legislative, Executive and Judicial system over the COUNTIES of NEW CALIFORNIA STATE as guided by the ***CONSTITUTION OF THE UNITED STATES OF AMERICA***.

THE COUNTY: The fundamental unit of NEW CALIFORNIA STATE is the COUNTY. COUNTIES in NEW CALIFORNIA STATE will create a REPUBLICAN model of governance in their respective COUNTY.

PROHIBITED GOVERNANCE: Regionalism, also known as “Soviet” governance is a prohibited form of governance in NEW CALIFORNIA STATE.

V. MEETINGS

The STATE and COUNTIES shall meet regularly on a schedule of their choosing. The STATE Chairman or County Chairman or their designee is authorized to call a Special Meeting as necessary with a minimum 24 hours for emergency purposes and seven (7) day notice to all Representatives of a regular meeting.

Notice of meetings shall be given to all Representatives and Alternates. Meetings of the STATE may be held by means of telephone conference or other communications equipment by which all persons participating in the meeting can hear and speak to each other.

VI. QUORUM

Two-thirds (2/3) of the Representatives of the STATE shall constitute a quorum. A three-fourths (3/4) vote of the STATE Representatives present at a meeting at which a quorum exists shall be needed to pass an act of the STATE.

THE NEW CALIFORNIA STATE BICAMERAL LEGISLATURE will establish rules for the Assembly and Senate and a legislative schedule necessary to meet the objective to create the NEW CALIFORNIA STATE.

Once NEW CALIFORNIA STATE is authorized by the UNITED STATES CONGRESS and the necessary enabling legislature is approved by CONGRESS and signed by the PRESIDENT OF THE UNITED STATES authorizing NEW CALIFORNIA to convene a constitutional convention NEW CALIFORNIA will then establish a Constitutional legislative schedule (calendar) by AUTHORITY of the NEW CALIFORNIA STATE CONSTITUTION.

VII. AUTHORITY

In discharging its role, *the* NEW **CALIFORNIA** STATE is empowered to initiate and carry out all activities necessary to create *the* NEW **CALIFORNIA** STATE. The *the* NEW **CALIFORNIA** STATE and COUNTIES shall be authorized to raise funds for Reasonable Expenses. (Reasonable Expenses are those nominal expenses required for a basic organization to function such as those needed to conduct meetings, informational materials for the general public, travel and additional expenses related to the function of NEW **CALIFORNIA** STATE.

NEW **CALIFORNIA** STATE shall follow the current issue of Robert's Rules of Order, Newly Revised, for actions of the NEW **CALIFORNIA** STATE and in all matters not covered by this Charter.

VIII. KEY RESPONSIBILITIES

The NEW CALIFORNIA STATE shall undertake the following responsibilities, which are set forth as a guide. The NEW CALIFORNIA STATE is authorized to

carry out these activities and other important actions related to the NEW CALIFORNIA STATE 's purpose from time to time. To fulfill its purposes, the NEW CALIFORNIA STATE shall:

1. Act on matters that arise to the extent permitted by applicable law and regulations.
2. Maintain public record of minutes.
3. Create a Republican model of governance including a Legislative, executive and Judicial system.
4. Conduct Elections as needed to the extent permitted by applicable law and regulations as pertains to NEW CALIFORNIA STATE.
5. Create and dissolve subcommittees as needed.
6. Keep all members of the NEW CALIFORNIA Movement informed through their County Committees on a regular basis.
7. Modify or change this charter at anytime.
8. Members shall be interested supporters in every Qualified County.
9. NEW **CALIFORNA** STATE shall have the power or authority to change the membership of, or fill vacancies in NEW CALIFORNIA STATE, including adding additional Qualified Counties.

IX. OFFICERS, TERMS OF OFFICE

Term of office for Representatives to County Committees shall be one (1) year.

Term of office for Representatives to NEW CALIFORNIA STATE shall be one (1) year.

X. EXECUTIVE OFFICERS

NEW CALIFORNIA EXECUTIVE BRANCH OFFICERS: The NEW CALIFORNIA STATE EXECUTIVE OFFICERS will constitute the EXECUTIVE BRANCH of NEW CALIFORNIA STATE. The Chairman, Vice Chairman, Secretary and Treasurer shall be selected from among the county representatives. The EXECUTIVE BRANCH may create other positions as needed.

Duties of the Executive Officers

The Executive Board shall make any decisions needed between Council meetings, or on matters of a Confidential nature and report in the next Council meeting as appropriate.

All Officers must be elected from among the County Representatives. If needed, a Secretary and Treasurer may be hired to do their tasks and have no voting privileges in the Council or Executive Board. **Treasurer is required to be bonded, background checked and insured.**

President

The **President** shall call Executive Board meetings at his discretion and report on the proceedings in the Chair's Report in the next Council meeting as appropriate. The **President** shall maintain continuation of the work of the Council, approve ratification applications entering Counties, create and dissolve Committees and Subcommittees as needed, appoint the Chairs of Committees, and conduct any other business as shall be required.

Vice President

The **Vice President** shall maintain continuation of the work of the body and shall assist the **President** as requested and preside over meetings in the absence of the Chairman.

Secretary

The **Secretary** shall take minutes of the Council meetings and present a draft to the **President** and **Vice President** for approval. The Secretary shall perform other duties as specified and agreed by the **President** and **Vice President**.

COUNTY OFFICERS of NEW CALIFORNIA STATE: The EXECUTIVE OFFICERS of the Counties of NEW CALIFORNIA STATE shall be: Chairman, Vice-Chairman, Secretary and Treasurer. Each will be selected/elected by their respective counties.

DUTY OF LOYALTY: Elected and appointed officers of NEW CALIFORNIA STATE movement acknowledge and agree they owe a fiduciary duty of loyalty to act at all times in the best interests of NEW CALIFORNIA STATE movement to perform their duties and responsibilities under this Agreement.

Officers of the NEW CALIFORNIA STATE movement will not conduct activities that are considered detrimental to NEW CALIFORNIA STATE movement. Conducting activities considered by the executive branch to be detrimental to the NEW CALIFORNIA STATE movement may result in immediate dismissal from the NEW CALIFORNIA STATE movement. Items under consideration will be deemed confidential and will be conducted in closed session at all times.

XI. BYLAWS

The NEW CALIFORNIA STATE is authorized to create By-laws under which it will operate within the confines of this charter.

XII. Amendments

This Charter must be submitted to the County Committees for Acceptance. Upon acceptance by three-fourths (3/4) of the Qualified Counties, the Charter shall be officially amended.