

CALIFORNIA DELEGATE SELECTION PLAN

FOR THE 2008 DEMOCRATIC NATIONAL CONVENTION

**ADOPTED BY
THE CALIFORNIA DEMOCRATIC PARTY EXECUTIVE BOARD
JULY 15, 2007**

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TABLE OF CONTENTS

I.	Introduction & Description of Delegate Selection Process.....	3
II.	Presidential Candidates	4
III.	Selection of Delegates and Alternates	5
	A. District-Level Delegates and Alternates	5
	B. Unpledged Delegates	9
	C. Pledged Party Leader and Elected Official (PLEO) Delegates.....	10
	D. At-Large Delegates and Alternates	11
	E. Replacement of Delegates and Alternates.....	13
IV.	Convention Standing Committee Members	15
	A. Introduction.....	15
	B. Permanent Standing Committee Members.....	16
V.	The Delegation.....	17
VI.	General Provisions and Procedural Guarantees	18
VII.	Affirmative Action and Outreach Plan	20
	A. Statement of Purpose and Organization.....	20
	B. Efforts to Educate on the Delegate Selection Process	21
	C. Efforts to Publicize the Delegate Selection Process	22
	D. Representation Goals	23
	E. Obligations of Presidential Candidates to Maximize Participation	24
VIII.	Challenges.....	24
	A. Jurisdiction and Standing	24
	B. Challenges to the Status of the State Party and Challenges to the Plan.....	25
	C. Challenges to Implementation	25
IX.	Summary of Plan.....	26
	A. Selection of Delegates and Alternates	26
	B. Selection of Standing Committee Members	27
	C. Selection of Delegation Chair and Convention Pages	27
	D. Presidential Candidate Filing Deadline.....	27
	E. Timetable	28
	List of Exhibits & Attachment to the Affirmative Action Plan	30

A. INTRODUCTION

1. California has a total of 441 delegates and 62 alternates. (Call, I. & Appendix B.)
2. The delegate selection process is governed by the *Charter and Bylaws of the Democratic Party of the United States*, the *Delegate Selection Rules for the 2008 Democratic National Convention* (“Rules”), the *Call for the 2008 Democratic National Convention* (“Call”), the *Regulations of the Rules and Bylaws Committee for the 2008 Democratic National Convention* (“Regs.”), the rules of the Democratic Party of California, the California election code, and this Delegate Selection Plan. (Call, II.A.)
3. Following the adoption of this Delegate Selection Plan by the Executive Board of the California Democratic Party, it shall be submitted for review and approval by the DNC Rules and Bylaws Committee (“RBC”). The California Democratic Party Chair shall be empowered to make any technical revisions to this document as required by the RBC to correct any omissions and/or deficiencies as found by the RBC to ensure its full compliance with Party Rules. Such corrections shall be made by the California Democratic Party Chair, and the Plan resubmitted to the RBC within 30 days of receipt of notice of the RBC’s findings. (Regs. 2.5, 2.6 & 2.7)
4. Once this Plan has been found in Compliance by the RBC, any amendment to the Plan by the State Party will be submitted to and approved by the RBC before it becomes effective. (Reg. 2.9)

B. DESCRIPTION OF DELEGATE SELECTION PROCESS

1. California will use a proportional representation system based on the results of the primary for apportioning delegates to the 2008 Democratic National Convention.
2. The “first determining step” of California’s delegate selection process will occur on February 5, 2008, with a presidential preference primary.
3. Voter Participation in Process
 - a. Participation in California’s delegate selection process is open to all voters who wish to participate as Democrats. Any U.S. citizen resident in California who is not on parole for a felony conviction may register to vote as a Democrat. The registration deadline for the February 5, 2008 presidential preference primary is January 22, 2008. In order for a voter to register as a Democrat, the voter must indicate that desire on the voter registration card. (Rules 2.A. & 2.C. & Reg. 4.3.)
 - b. For all activities before or after the February 5, 2008 primary election, a participant in the delegate selection process must do so as a Democrat. For the actual February 5, 2008 primary election, under California law all voters may participate in the election who have either (1) registered as Democrats by the close of the registration period before the February 5, 2008 primary election or (2) have declined to state a recognized political party (qualified under California law) preference by the close of the registration period before the February 5, 2008 primary election and request a Democratic primary ballot for the February 5, 2008 primary election. Those voters who have declined to state a political party preference by the close of the registration period before the February 5, 2008 primary election and then request a Democratic primary ballot for the February 5, 2008 primary election shall have such request noted on the voter file.

- c. At no stage in California's delegate selection process shall any person be required, directly or indirectly, to pay a cost or fee as a condition for participating. Voluntary contributions to the Party may be made, but under no circumstances shall a contribution be mandatory for participation. (Rule 2.D. & Reg. 4.4.)
 - d. No person shall participate or vote in the nominating process for the Democratic presidential candidate who also participates in the nominating process of any other party for the corresponding elections. (Rule 2.E.)
 - e. No person shall vote in more than one meeting which is the first meeting in the delegate selection process. (Rule 3.E. & Reg. 4.6.)
4. California is participating in the state government-run presidential preference primary that will utilize government-run voting systems. The State Party will take provable positive steps to:
- a. Promote the acquisition of accessible precinct-based optical scan systems, wherever possible. (Rule 2.H.(1))
 - b. Seek enactment of legislation, rules, and policies at the state and local level to ensure that direct recording electronic systems include a voter verified paper trail (Rule 2.H.(2))
 - c. Seek enactment of legislation, rules and policies at the state and local level to ensure that both optical scan and direct recording electronic systems include recognized security measures. These measures include automatic routine manual audits comparing paper records to electronic records following every election and prior to certification or results where possible; parallel testing on election day; physical and electronic security for equipment; banning use of wireless components and connections; public disclosure of software design; use of transparent and random selection for all auditing procedures; and effective procedures for addressing evidence of fraud or error. (Rule 2.H.(3))
 - d. These provable positive steps have included working with the Secretary of State and state legislators to meet these needs, as well as educating our members and the public about the importance of such state actions.

SECTION II - PRESIDENTIAL CANDIDATES

A. BALLOT ACCESS

A presidential candidate gains access to the California presidential preference primary ballot, or is eligible to participate in California's first-tier caucuses, by the following method:

During the period September 10 to December 4, 2007, the California Secretary of State will announce and publicize the list of names of those persons affiliated with the Democratic Party whom she intends to place on the California presidential primary election ballot. Following this announcement, the Secretary of State may add candidates, but she may not delete any candidate whose name appears on the announced list. However, Democratic candidates may withdraw their names in writing at any time through December 7, 2007. (CEC §§ 6040 – 6043.)

Individuals seeking ballot access as presidential candidates who are not selected by the Secretary of State as nationally recognized candidates must engage in the nomination process. Any candidate who seeks access to the ballot in this manner must appoint circulators to gather signatures of 1% or 500, whichever is fewer, of registered Democratic voters in each Congressional District as of the Secretary of

State report on September 24, 2007. Signatures must be gathered between October 8, 2007 and December 4, 2007. Nomination papers shall be filed with the County Clerk of the county in which such papers are circulated on or before December 4, 2007. The provisions of the paragraph also apply to any committee seeking to be listed on the ballot as “uncommitted.” “Uncommitted” status will not be listed on the ballot unless the “uncommitted” committee qualifies for the ballot pursuant to the provisions of this paragraph (CEC §§ 6061, 6101, 6108, 6122.) (Rules 11.B., 14.A., 14.B., 14.D., 14.E., & 14.H.)

- B. Each presidential candidate (as officially recognized by the DNC) shall certify in writing to the California Democratic Party Chair, the name(s) of his or her authorized representative(s) by November 15, 2007. (Rule 12.D.(1))
- C. Each presidential candidate (including uncommitted status) shall use his or her best efforts to ensure that his or her respective delegation within the state delegation achieves the Affirmative Action goals established by this Plan and is equally divided between men and women. (Rule 6.I.)
- D. “Write-in” votes will not be counted unless the write-in candidate complies with applicable California election law.

SECTION III - SELECTION OF DELEGATES AND ALTERNATES

A. DISTRICT-LEVEL DELEGATES AND ALTERNATES

- 1. California is allocated 241 district-level delegates and 40 district-level alternates. (Rule 8.C., Call, I.B. & I.I.)
- 2. District-level delegates and alternates shall be elected by a presidential preference primary followed by a post-primary caucus, with the first determining step on February 5, 2008.
 - a. A presidential preference primary will be held on February 5, 2008, followed by District-level delegates and alternates caucuses on Sunday, April 13, 2008 to elect delegates.
 - b. It will be the responsibility of each of the individual qualified presidential campaigns to organize the April Caucuses including selecting locations (accessible to persons with disabilities), at least 20 days pre-April 13 (March 24) so there will be ample time to publicize locations. The California Democratic Party will provide assistance, such as local contact names, as well as other specific needs which may arise.
 - c. In the event that a presidential candidate who received 15 percent or more of the vote in the February 5, 2008 primary, subsequently drops out of the race, and the campaign does not have the capability to organize the Caucuses, then the responsibility for organizing the April Caucuses for that campaign will shift to the California Democratic Party.
- 3. Apportionment of District-Level Delegates and Alternates
 - a. California’s district-level delegates and alternates are apportioned among the districts based on a formula giving equal weight to total population and to the average vote for the Democratic candidates in the 2000 and 2004 presidential elections. (Rule 8.A.; Regs. 4.11., 4.12. & Appendix A)
 - b. California’s 241 district-level delegates will not vary by more than one between men and women. (Rule 6.C.(1) & Reg. 4.8.)
 - c. The district-level delegates and alternates are apportioned to districts as indicated in the following chart:

DELEGATE AND ALTERNATE ALLOCATIONS BY CONGRESSIONAL DISTRICT

District	Delegates			Alternates		
	Females	Males	Total	Females	Males	Total
1	3	2	5	0	1	1
2	2	2	4	1	0	1
3	2	2	4	0	1	1
4	2	3	5	1	0	1
5	3	2	5	0	1	1
6	3	3	6	0	1	1
7	2	3	5	1	0	1
8	3	3	6	0	1	1
9	3	3	6	1	0	1
10	3	2	5	0	1	1
11	2	2	4	1	0	1
12	3	3	6	0	1	1
13	2	3	5	1	0	1
14	3	3	6	0	1	1
15	3	2	5	0	1	1
16	2	2	4	1	0	1
17	2	3	5	1	0	1
18	2	2	4	0	0	0
19	2	2	4	0	1	1
20	2	1	3	0	0	0
21	2	2	4	0	0	0
22	2	2	4	0	0	0
23	2	3	5	1	0	1
24	3	2	5	0	1	1
25	2	2	4	0	0	0
26	2	2	4	1	0	1
27	2	3	5	1	0	1
28	3	2	5	0	1	1
29	2	3	5	1	0	1
30	3	3	6	0	1	1
31	2	2	4	0	0	0
32	2	2	4	1	0	1
33	3	2	5	0	1	1
34	2	2	4	0	0	0
35	2	3	5	1	0	1
36	3	2	5	0	1	1
37	2	3	5	1	0	1
38	2	2	4	0	1	1
39	2	2	4	1	0	1
40	2	2	4	0	0	0
41	2	2	4	0	0	0
42	2	2	4	0	1	1
43	2	2	4	0	0	0
44	2	2	4	0	0	0
45	2	2	4	1	0	1
46	2	2	4	0	1	1
47	2	1	3	0	0	0
48	2	2	4	1	0	1
49	2	2	4	0	0	0
50	2	3	5	1	0	1
51	2	2	4	0	1	1
52	2	2	4	1	0	1
53	3	2	5	0	1	1
Totals	121	120	241	20	20	40

4. District-Level Delegate and Alternate Filing Requirements

- a. A candidate for either district-level delegate or alternate may run for election only within the district in which he or she is registered to vote. (Rule 12.H.)

- b. Persons desiring to run as a district-level delegate or alternate may file a statement of candidacy designating their presidential preference with the California Democratic Party by Wednesday, April 2, 2008. Candidates may obtain the statement of candidacy and pledge of support forms and filing instructions from the California Democratic Party Headquarters, in person, by mail, or from its website at www.cadem.org beginning Monday, January 15, 2008.
 - c. California's district-level delegate and alternate selections are post-primary. The presidential primary will take place on February 5, 2008. Only those presidential candidates who qualify for district-level delegates and alternates shall hold caucus elections in each congressional district in which they qualify for one or more delegate slots.
 - d. An individual can qualify as a candidate for district-level delegate or alternate to the 2008 Democratic National Convention by filing a statement of candidacy designating his or her presidential (or uncommitted) preference and a signed pledge of support for the presidential candidate (including uncommitted status) with the California Democratic Party by Wednesday, April 2, 2008, by 5 pm, which date is less than 30 days before the date on which the delegates or alternates will be selected. (Rules 12.B. & 14.F.)
 - e. All candidates considered for district-level alternate positions must meet the same requirements as candidates for district-level delegate. (Rule 12.C.)
5. Presidential Candidate Right of Review for District-Level Delegates and Alternates
- a. The California Democratic Party Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than Friday, April 4, 2008, at 5 pm, a list of all persons who have filed for delegate or alternate pledged to that presidential candidate. (Rules 12.D. & 12.F.)
 - b. Each presidential candidate, or that candidate's authorized representative(s), must then file with the California Democratic Party Chair by Monday, April 7, 2008, at 5 pm, a list of all such candidates he or she has approved, provided that approval be given to at least three (3) times the number of candidates for delegate men and three (3) times the number of candidates for delegate women, and three (3) times the number of candidates for alternate men and three (3) times the number of alternate women to which the presidential candidate is entitled. (Rule 12.E.(1), Reg. 4.23.)
 - c. Failure to respond will be deemed approval of all delegate and alternate candidates submitted to the presidential candidate unless the presidential candidate, or the authorized representative(s), signifies otherwise in writing to the California Democratic Party Chair not later than Monday, April 7, 2008, at 5 pm.
 - d. National Convention delegate and alternate candidates removed from the list of bona fide supporters by a presidential candidate, or that candidate's authorized representative(s), may not be elected as a delegate or alternate at that level pledged to that presidential candidate (including uncommitted status). (Rule 12.E. & Reg. 4.23.)
 - e. The California Democratic Party Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate (including uncommitted status) has used their best efforts to ensure that their respective district-level delegate candidates and district-level alternate candidates meet the Affirmative Action considerations and goals detailed in the Affirmative Action section of this Plan

within three (3) business days of returning the list of approved district-level delegate candidates and district-level alternate candidates as indicated in section III.A.5.b of this Plan.

6. Fair Reflection of Presidential Preference

a. Presidential Primary - Proportional Representation Plan (Rules 13.A., 13.B. & 13.D.)

The California presidential primary election is a “binding” primary. Accordingly, delegate and alternate positions shall be allocated so as to fairly reflect the expressed presidential (or uncommitted) preference of the primary voters in each district. The National Convention delegates and alternates selected at the district level shall be allocated in proportion to the percentage of the primary vote won in that district by each preference, except that preferences falling below a 15% threshold shall not be awarded any delegates or alternates.

- b. Within a district, if no presidential preference reaches a 15% threshold, the threshold shall be the percentage of the vote received in that district by the front-runner minus 10%. (Rule 13.F.)
- c. In order to ensure that district-level delegates and alternates pledged to a presidential candidate (including uncommitted status) are selected or nominated by a caucus of persons from the unit electing the delegate or alternate who sign statements of support for that presidential candidate, the California Democratic Party will adequately publicize the explanation of the process. (Rule 12.G.)
- d. Caucus elections will take place on Sunday, April 13, 2008. Only those participants who sign pledges of support to a particular candidate may participate in that candidate's election. Presidential candidates will be informed by the California Democratic Party of DNC rules governing such elections. In addition, guidelines prepared by the California Democratic Party will be provided to each presidential candidate. Such guidelines will be available at the office of the California Democratic Party.

7. Equal Division of District-Level Delegates and Alternates

- a. In order to ensure that district-level delegates are equally divided between men and women, delegate positions within each district will be designated by presidential preference beginning with the highest vote-getting presidential preference. This assignment of delegate positions, alternating by sex as mathematically practicable, will continue with the next highest vote-getting preferences in descending order until the gender of each position has been assigned. (Rule 6.C.(1) & Reg. 4.8.)

The delegate positions shall be pre-designated so that the gender of the first position to be filled by the winning presidential candidate is pre-determined. Once the allocation of district delegates among presidential preference(s) has been calculated, the remaining delegate positions can be assigned to the presidential preference(s), in order of vote won, alternating by gender.

- b. In order to ensure that the entire district delegation is equally divided between men and women, a female in CD 1 will be the first delegate, and the gender of each delegate will thereafter rotate in accordance with the above paragraph. (Since CD 1 is allocated an odd number of delegates, CD 2 will start with a male delegate.) This process will be repeated through all 53 CDs, resulting in a delegation of 121 females and 120 males, for a total of

241 district-level delegates. Each of the 241 district-level delegate slots shall be pre-determined by gender in this manner.

- c. After these delegates are selected, the alternates will be awarded, using the same process described above.
8. The California Democratic Party Chair shall certify in writing to the Secretary of the Democratic National Committee (DNC) the election of the state's district-level delegates and alternates to the Democratic National Convention within three (3) days after their election. (Rule 8.C. & Call, IV.A.) (Regs. 5.3.B. & C.)

B. UNPLEDGED DELEGATES

1. Unpledged Party Leaders and Elected Officials

- a. The following categories (if applicable) shall constitute the Unpledged Party Leaders and Elected Official delegate positions:
 - (1) Members of the Democratic National Committee who legally reside in the state; (Rule 9.A.(1), Call, I.F., J., K., & Reg. 4.13.)
 - (2) All of California's Democratic Members of the U.S. House of Representatives and the U.S. Senate; (Rule 9.A.(3), Call I.G. & K.)
 - (3) The Democratic Governor (if applicable); (Rule 9.A.(4), Call I.G. & K.)
 - (4) "Distinguished Party Leader" delegates who legally reside in the state (if applicable); (Rule 9.A.(5), Call I.K., and Reg. 4.13.)
- b. The certification process for the Unpledged Party Leader and Elected Official delegates is as follows:
 - (1) No later than March 1, 2008, the Secretary of the Democratic National Committee shall officially confirm to the California Democratic Party Chair the names of the unpledged delegates who legally reside in California. (Rule 9.A.)
 - (2) Official confirmation by the Secretary shall constitute verification of the unpledged delegates from the categories indicated above. (Call, IV.B.1.)

2. Unpledged Add-On Delegates

- a. California will select five (5) unpledged add-on delegates. (Rule 9.B., Call, I.I. & Reg. 5.1.)
- b. The procedures to be used in selecting the 5 unpledged add-on delegates will be as follows:
 - (1) Selection of the unpledged add-on delegates will occur on Sunday, May 18, 2008 at a place and time to be selected by the California Democratic Party Chair, which is after the election of district-level delegates and alternates and prior to the selection of the pledged Party Leader and Elected Official delegates. The meeting shall be conducted according to Robert's Rules of Order. (Rule 9.B.(1))
 - (2) The unpledged add-on delegates will be selected by a committee consisting of a quorum of district-level delegates, which is the same selecting body used to select

the pledged Party Leader and Elected Official and At-Large delegates and alternates. (Rule 9.B.(1))

- (3) The equal division and Affirmative Action provisions of Rule 10.A. apply to the selection of these unpledged add-on delegates. (Rule 9.B.(2))
 - (4) Individuals are nominated for these positions by the California Democratic Party Chair by May 1, 2008. (Reg. 4.14.)
 - (5) The list from which the selecting body chooses the unpledged add-on delegates shall contain at least two (2) names for every unpledged add-on position to be filled. (Rule 9.B.(3))
 - (6) Unpledged add-on delegate candidates may be selected whether or not they previously filed a statement of candidacy for a delegate position or submitted a pledge of support for a presidential candidate. (Rule 9.B.(5) & Reg. 4.14.)
- c. Unpledged add-on delegates, selected pursuant to Rule 9.B., shall be certified in writing by the California Democratic Party Chair to the Secretary of the Democratic National Committee within three (3) days after the selection. (Call, IV.B.2.)

C. PLEDGED PARTY LEADER AND ELECTED OFFICIAL (PLEO) DELEGATES

1. California is allocated 48 pledged Party Leader and Elected Official (PLEO) delegates. (Call, I.D. & E.)
2. Pledged PLEO Delegate Filing Requirements
 - a. Individuals shall be eligible for the pledged Party Leader and Elected Official delegate positions according to the following priority: big city mayors and statewide elected officials (to be given equal consideration); state legislative leaders and state legislators; other state, county and local elected officials; and party leaders. (Rule 9.C.(1) & Reg. 4.15.)
 - b. An individual can qualify as a candidate for a position as a pledged PLEO delegate by filing with the California Democratic Party Chair a Statement of Candidacy and Pledge Support, which includes all the same provisions included in the Statement of Candidacy and Pledge Support required of district-level candidates. An individual may or may not previously have filed a Statement of Candidacy and still be eligible to file under this category. Statements will be available at the California Democratic Party office beginning February 11, 2008. Statements will be accepted beginning Monday, February 11, 2008, and ending at 5:00 p.m. on Wednesday, April 23, 2008. (Rules 9.C.(3), & 14.G., Reg. 4.16.)
3. Presidential Candidate Right of Review
 - a. The California Democratic Party Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than Friday, April 25, 2008, a list of all persons who have filed for a party leader and elected official delegate pledged to that presidential candidate. (Rules 9.C.(3) & 12.D.)
 - b. Each presidential candidate, or that candidate's authorized representative(s), must file with the California Democratic Party Chair, by Thursday, May 1, 2008, at 5 pm, a list of all such candidates he or she has approved, as long as approval is given to at least two (2) names for every position to which the presidential candidate is entitled. (Rule 12.E.(2) & Reg. 4.23.)

Presidential candidates (including uncommitted status) may remove any candidate for a PLEO delegate position from the list of bona fide supporters as long as, at a minimum, two (2) names remain for every position to which the presidential candidate is entitled. (Rule 12.E.(2) & Reg. 4.23.)

- c. Failure to respond will be deemed approval of all delegate candidates submitted to the presidential candidate unless the presidential candidate, or that candidate's authorized representative(s), signifies otherwise in writing to the California Democratic Party Chair not later than Thursday, May 1, 2008 at 5 pm.
 - d. The California Democratic Party Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate (including uncommitted status) has used their best efforts to ensure that their respective pledged PLEO delegate candidates meet the Affirmative Action considerations and goals detailed in the Affirmative Action section of this Plan within three (3) business days of returning the list of approved pledged PLEO candidates as indicated in section III.C.3.b of this Plan.
4. Selection of Pledged Party Leader and Elected Official Delegates
- a. The pledged PLEO slots shall be allocated among presidential preferences on the same basis as the at-large delegates. (Rule 9.C.(2), 10.C., 13.E. & F.)
 - b. Selection of the pledged PLEO delegates will be held on Sunday, May 18, 2008 at a place and time to be selected by the California Democratic Party Chair, which is after the election of district-level delegates and alternates and the unpledged add-on delegates and prior to the selection of at-large delegates and alternates. The meeting shall be conducted according to Robert's Rules of Order. (Rule 9.C.)
 - c. These delegates will be selected by a committee consisting of a quorum of the district-level delegates. (Rule 9.D.)
 - d. Alternates are not selected at the pledged Party Leader and Elected Official level. These alternates are combined with the at-large alternates and selected as one unit. (Reg. 4.30.)
 - e. The California Democratic Party Chair shall certify in writing to the Secretary of the Democratic National Committee the election of the state's pledged Party Leader and Elected Official delegates to the Democratic National Convention within three (3) days after their election. (Rule 8.D. & Call, IV.A.)

D. AT-LARGE DELEGATES AND ALTERNATES

1. The state of California is allotted 81 at-large delegates and 22 at-large alternates. (Rule 8.C., Call, I.B. & I.)
2. At-Large Delegate and Alternate Filing Requirements
 - a. Persons desiring to seek at-large delegate or alternate positions may file a statement of candidacy designating their presidential or uncommitted preference and a signed pledge of support for the presidential candidate (including uncommitted status) with the California Democratic Party by 5:00 p.m. on Wednesday, April 23, 2008. Statements will be available at the California Democratic Party office beginning Monday, February 11, 2008. Statements will be accepted beginning February 11, 2008. (Rules 12.B. & 14.G.; Regs. 4.22. & 4.27.)

- b. The statement of candidacy for at-large delegates and for at-large alternates will be the same. After the at-large delegates are elected by a committee consisting of a quorum of the district-level delegates, those persons not chosen will then be considered candidates for at-large alternate positions unless they specify otherwise when filing. (Rule 18.A.)

3. Presidential Candidate Right of Review

- a. The California Democratic Party Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than Friday, April 25, 2008, a list of all persons who have filed for delegate or alternate pledged to that presidential candidate. (Rule 12.D.) (Reg. 4.22. & 4.27.)
- b. Each presidential candidate, or that candidate's authorized representative(s), at the meeting of the district-level delegates on May 18, 2008, must provide to the State Democratic Chair, within 30 minutes of the selection of the Pledged Party Leaders and Elected Officials by the committee of district-level delegates, a list of all such persons who have filed as delegate or alternate pledged to that presidential candidate that he or she has approved for an at-large delegate or at-large alternate position, provided that, at a minimum, two (2) names remain for every national convention delegate or alternate position to which the presidential candidate is entitled. (Rule 12.E.(2) & Reg. 4.23.)
- c. Such failure to respond will be deemed approval of all delegate candidates submitted to the presidential candidate unless the presidential candidate or the authorized representative(s) signifies otherwise in writing to the State Democratic Chair by the deadline established in the immediately preceding paragraph.
- d. The California Democratic Party Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate (including uncommitted status) has used their best efforts to ensure that their respective at-large delegate candidates and at-large alternate candidates meet the Affirmative Action considerations and goals detailed in the Affirmative Action section of this Plan within three (3) business days of returning the list of approved at-large delegate candidates and at-large alternate candidates as indicated in section III.D.3.b of this Plan.

4. Fair Reflection of Presidential Preference

- a. At-large delegate and alternate positions shall be allocated among presidential preferences according to the statewide primary vote. (Rule 10.C.)
- b. Preferences which have not attained a 15% threshold on a statewide basis shall not be entitled to any at-large delegates. (Rule 13.E.)
- c. If no presidential preference reaches a 15% threshold, the threshold shall be the percentage of the statewide vote received by the front-runner, minus 10%. (Rule 13.F.)
- d. If a presidential candidate is no longer a candidate at the time of selection of the at-large delegates, then those at-large slots that would have been allocated to the candidate will be proportionally divided among the remaining preferences entitled to an allocation. (Rule 10.C.)
- e. If a given presidential preference is entitled to one or more delegate positions but would not otherwise be entitled to an alternate position, that preference shall be allotted one at-large alternate position. (Rule 18.B., Call, I.J. & Reg. 4.30.& 4.33.)

5. Selection of At-Large Delegates and Alternates

- a. The selection of the at-large delegates and alternates will occur on Sunday, May 18, 2008 at a place and time to be selected by the California Democratic Party Chair, which is after all unpledged delegates and pledged Party Leader and Elected Official delegates have been selected. The meeting shall be conducted according to Robert's Rules of Order. (Rule 8.D. & Call, III.)
- b. These delegates and alternates will be selected by a committee consisting of a quorum of the district-level delegates.
- c. Priority of Consideration
 - (1) In the selection of the at-large delegation, priority of consideration shall be given to African-Americans, Hispanics, Native Americans, Asian/Pacific Islanders, LGBT (men and women), people with disabilities, women, and persons under 30. (Rule 6.A.)
 - (2) In order to continue the Democratic Party's ongoing efforts to include groups historically under-represented in the Democratic Party's affairs and to assist in the achievement of full participation by these groups, priority of consideration shall be given to other groups by virtue of race/ethnicity, age, sexual orientation or disability. (Rules 5.C., 6.A.(3), & Reg. 4.7.)
 - (3) The election of at-large delegates and alternates shall be used, if necessary, to achieve the equal division of positions between men and women, and may be used to achieve the representation goals established in the Affirmative Action section of this Plan. (Rule 6.A.)
 - (4) Delegates and alternates are to be considered separate groups for this purpose. (Rules 6.A.(3), 10.A. & Regs. 4.8 & 4.19.)
6. The California Democratic Party Chair shall certify in writing to the Secretary of the Democratic National Committee the election of the state's at-large delegates and alternates to the Democratic National Convention within three (3) days after their election. (Rule 8.C. & Call, IV.A.)

E. REPLACEMENT OF DELEGATES AND ALTERNATES

1. A pledged delegate or alternate may be replaced according to the following guidelines:
 - a. Permanent Replacement of a Delegate: (Rule 18.D.(2))
 - (1) A permanent replacement occurs when a delegate resigns or dies prior to or during the National Convention and the alternate replaces the delegate for the remainder of the National Convention.
 - (2) Any alternate permanently replacing a delegate shall be of the same presidential preference (including uncommitted status) and sex of the delegate he/she replaces, and, to the extent possible, shall be from the same political subdivision within the state as the delegate.
 - (a) In the case where the presidential candidate has only one alternate, that alternate shall become the certified delegate.

- (b) If a presidential candidate has only one alternate, and that alternate permanently replaces a delegate of the opposite sex, thereby causing the delegation to no longer be equally divided, the delegation shall not be considered in violation of Rule 6.C. In such a case, notwithstanding Rule 18.D.(2), the State Party Committee shall, at the time of a subsequent permanent replacement, replace a delegate with a person of the opposite sex, in order to return the delegation to equal division of men and women. (Reg. 4.32.)
- b. Temporary Replacement of a Delegate: (Rule 18.D.(3))
 - (1) A temporary replacement occurs when a delegate is to be absent for a limited period of time during the Convention and an alternate temporarily acts in the delegate's place.
 - (2) Any alternate who temporarily replaces a delegate must be of the same presidential preference (including uncommitted status) as the delegate he/she replaces, and to the extent possible shall be of the same sex and from the same political subdivision within the state as the delegate.
- c. The following system will be used to select permanent and temporary replacements of delegates: (Rule 18.D.(1))
 - (1) A delegate who is absent or resigns will select from the alternates his or her replacement, using the guidelines listed above.
 - (2) If, due to death or disability, a delegate is unable to select the alternate to take his or her place, that selection shall be made by the delegation using the guidelines listed above.
- d. Certification of Replacements
 - (1) Any alternate who permanently replaces a delegate shall be certified in writing to the Secretary of the DNC by the California Democratic Party Chair. (Rule 18.D.2.)
 - (2) Permanent replacement of a delegate (as specified above) by an alternate and replacement of a vacant alternate position shall be certified in writing by the California Democratic Party Chair to the Secretary of the Democratic National Committee within three (3) days after the replacement is selected. (Call, IV.C.1.)
 - (3) Certification of permanent replacements will be accepted by the Secretary up to 48 hours before the first official session of the Convention is scheduled to convene. (Call, IV.C.1. & Reg. 4.32.)
 - (4) In the case where a pledged delegate is permanently replaced after 48 hours before the time the first session is scheduled to convene or, in the case where a pledged delegate is not on the floor of the Convention Hall at the time a roll call vote is taken, an alternate may be designated (as specified above) to cast the delegate's vote. In such case, the Delegation Chair shall indicate the name of the alternate casting the respective delegate's vote on the delegation tally sheet (Call, VIII.F.3.d., VIII.F.3.b. & Reg. 5.4.)
- e. A vacant alternate position shall be filled by the delegation. The replacement shall be of the same presidential preference (or uncommitted status), of the same sex and, to the

- extent possible, from the same political subdivision as the alternate being replaced. (Rule 18.F.)
2. Unpledged delegates shall not be entitled to a replacement, nor shall the state be entitled to a replacement, except under the following circumstances: (Rule 18.E. & Reg. 4.33.)
 - a. Members of Congress and the Democratic Governor shall not be entitled to name a replacement. In the event of changes or vacancies in the state's Congressional Delegation, following the official confirmation and prior to the commencement of the National Convention, the DNC Secretary shall recognize only such changes as have been officially recognized by the Democratic Caucus of the U.S. House of Representatives or the Democratic Conference of the U.S. Senate. In the event of a change or vacancy in the state's office of Governor, the DNC shall recognize only such changes as have been officially recognized by the Democratic Governors' Association. (Call, IV.C.2.a.)
 - b. Members of the Democratic National Committee and unpledged add-on delegates shall not be entitled to a replacement, nor shall the state be entitled to a replacement, except in the case of death of such delegates. In the case where the state's DNC membership changes following the DNC Secretary's official confirmation, but prior to the commencement of the 2008 Democratic National Convention, acknowledgment by the Secretary of the new DNC member certification shall constitute verification of the corresponding change of unpledged delegates. (Call, IV.C.2.b.)
 - c. Unpledged distinguished Party Leader delegates allocated to the state pursuant to Rule 8.A.(5), shall not be entitled to name a replacement, nor shall the state be entitled to name a replacement. (Call, IV.C.2.c.)
 - d. In no case may an alternate cast a vote for an unpledged delegate. (Call, VIII.F.3.d.)

SECTION IV - CONVENTION STANDING COMMITTEE MEMBERS

A. INTRODUCTION

1. California has been allocated 17 member(s) on each of the three standing committees for the 2008 Democratic National Convention (Credentials, Platform and Rules), for a total of 51 members. (Call, VII.A. & Appendix D.)
2. Members of the Convention Standing Committees need not be delegates or alternates to the 2008 Democratic National Convention. (Call, VII.A.3.)
3. These members will be selected in accordance with the procedures indicated below. (Rule 1.G.)

B. PERMANENT STANDING COMMITTEE MEMBERS

1. Selection Meeting
 - a. The members of the standing committees shall be elected by a quorum of California's National Convention delegates, at a meeting to be held on Sunday, May 18, 2008 at a place and time to be selected by the California Democratic Party Chair. (Call, VII.B.1.)

- b. All members of the delegation shall receive adequate notice of the time, date and place of the meeting to select the standing committee members. (Call, VII.B.1.)

2. Allocation of Members

- a. The members of the standing committees allocated to California shall proportionately represent the presidential preference of all candidates (including uncommitted status) receiving the threshold percentage used in the state's delegation to calculate the at-large apportionment pursuant to Rule 13.E. of the Delegate Selection Rules. (Call, VII.C.1. & Reg. 5.7.)
- b. The presidential preference of each candidate receiving the applicable percentage or more within the delegation shall be multiplied by the total number of standing committee positions allocated to California. If the result of such multiplication does not equal 0.455 or above, the presidential preference in question is not entitled to representation on the standing committee. If the result of such multiplication is 0.455 but less than 1.455, the presidential preference is entitled to one (1) position. Those preferences securing more than 1.455 but less than 2.455 are entitled to two (2) positions, etc. (Call, VII.C.2.)
- c. Where the application of this formula results in the total allocation exceeding the total number of committee positions, the presidential candidate whose original figure of representation is farthest from its eventual rounded-off total shall be denied that one (1) additional position. Where the application of this formula results in the total allocation falling short of the total number of committee positions, the presidential candidate whose original figure of representation is closest to the next rounding level shall be allotted an additional committee position. (Call, VII.C.3.)
- d. Standing committee positions allocated to a presidential candidate shall be proportionately allocated, to the extent practicable, to each of the three standing committees. When such allocation results in an unequal distribution of standing committee positions by candidate preference, a drawing shall be conducted to distribute the additional positions. (Call, VII.C.4.)

3. Presidential Candidate Right of Review

- a. Each presidential candidate, or that candidate's authorized representative(s), shall be given adequate notice of the date, time and location of the meeting of the state's delegation authorized to elect standing committee members. (Call, VII.D.1.)
- b. Each presidential candidate, or that candidate's authorized representative(s), must submit to the California Democratic Party Chair, by Tuesday, May 13, 2008 by 5 pm, a minimum of one (1) name for each slot awarded to that candidate for members of each committee. The delegation shall select the standing committee members submitted by the presidential candidates (including uncommitted status). Presidential candidates shall not be required to submit the name of more than one person for each slot awarded to such candidate for members of standing committees. (Call, VII.D.2.)

4. Selection Procedure to Achieve Equal Division

- a. Presidential candidates (including uncommitted status) shall use their best efforts to ensure that their respective delegation of standing committee members shall achieve California's Affirmative Action goals and that their respective members are equally divided between men and women. (Rule 6.I. & Reg. 4.9.)

- b. Each position on each standing committee shall be assigned by gender. For example, the first position on the Credentials Committee of the presidential candidate with the most standing committee positions shall be designated for a female, the second position for a male, and the remaining positions shall be designated in like fashion, alternating between males and females. Positions for presidential candidates on each committee shall be ranked according to the total number of standing committee positions allocated to each such candidate. After positions on the Credentials Committee are designated by sex, the designation shall continue with the Platform Committee, then the Rules Committee.
 - (1) A separate election shall be conducted for membership on each standing committee.
 - (2) The membership of the standing committees shall be as equally divided as possible under the state allocation; if the number is even, the membership shall be equally divided between men and women; if the number is odd, the variance between men and women may not exceed one (1), and the advantaged gender must not remain constant for the three standing committees. (Call, VII.E.1.)
 - (3) The positions allocated to each presidential candidate on each committee shall be voted on separately, and the winners shall be the highest vote-getter(s) of the appropriate sex.
5. Certification and Substitution
- a. The California Democratic Party Chair shall certify the standing committee members in writing to the Secretary of the Democratic National Committee within three (3) days after their selection. (Call, VII.B.3.)
 - b. No substitutions will be permitted in the case of standing committee members, except in the case of resignation or death. Substitutions must be made in accordance with the rules and the election procedures specified in this section, and must be certified in writing to the Secretary of the Democratic National Committee within three (3) days after the substitute member is selected. (Call, VII.B.4.)

SECTION V - THE DELEGATION

- A. California will select one (1) person to serve as Delegation Chair and 11 persons to serve as Convention Pages. (Call, IV.D., E.1. & Appendix C.)
- B. DELEGATION CHAIR
1. Selection Meeting
 - a. The Delegation Chair shall be selected by a quorum of the state's National Convention Delegates, at a meeting to be held on Sunday, May 18, 2008 at a place and time to be selected by the California Democratic Party Chair. (Call, IV.D.)
 - b. All members of the delegation shall receive timely notice of the time, date and place of the meeting to select the Delegation Chair. (Rule 3.C.)
 2. The California Democratic Party Chair shall certify the Delegation Chair in writing to the Secretary of the Democratic National Committee within three (3) days after his or her selection. (Call, IV.D.)

C. CONVENTION PAGES

1. Eleven (11) individuals will be selected to serve as California's Convention Pages by the California Democratic Party Chair in consultation with the members of the Democratic National Committee from the state. This selection will take place on May 18, 2008 at a place and time to be selected by the California Democratic Party Chair. (Call, IV.E.3. & Reg. 5.5.)
2. The Convention Pages shall be as evenly divided between men and women as possible under the state allocation and shall reflect as much as possible, the Affirmative Action guidelines in the Affirmative Action Plan. (Reg. 5.5.A.)
3. The California Democratic Party Chair shall certify the individuals to serve as California's Convention Pages in writing to the Secretary of the Democratic National Committee within three (3) days after the selection, but no later than the time the state certifies its standing committee members. (Call, IV.E.3. & Reg. 5.5.B.)

SECTION VI - GENERAL PROVISIONS AND PROCEDURAL GUARANTEES

- A. The California Democratic Party reaffirms its commitment to an open party by incorporating the 'six basic elements' as listed below. These provisions demonstrate the intention of the Democratic Party to ensure a full opportunity for all minority group members to participate in the delegate selection process. (Rules 4.A. & C.)
 1. All public meetings at all levels of the Democratic Party in California should be open to all members of the Democratic Party regardless of race, sex, age, color, creed, national origin, religion, ethnic identity, sexual orientation, economic status or physical disability (hereinafter collectively referred to as "status"). (Rule 4.B.(1))
 2. No test for membership in, nor any oaths of loyalty to, the Democratic Party in California should be required or used which has the effect of requiring prospective or current members of the Democratic Party to acquiesce in, condone or support discrimination based on "status." (Rule 4.B.(2))
 3. The time and place for all public meetings of the Democratic Party in California on all levels should be publicized fully and in such manner as to assure timely notice to all interested persons. Such meetings must be held in places accessible to all Party members and large enough to accommodate all interested persons. (Rule 4.B.(3))
 4. The Democratic Party in California, on all levels, should support the broadest possible registration without discrimination based on "status." (Rule 4.B.(4))
 5. The Democratic Party in California should publicize fully and in such a manner as to assure notice to all interested parties a full description of the legal and practical procedures for selection of Democratic Party officers and representatives on all levels. Publication of these procedures should be done in such fashion that all prospective and current members of each State Democratic Party will be fully and adequately informed of the pertinent procedures in time to participate in each selection procedure at all levels of the Democratic Party organization. (Rule 4.B.(5))
 6. The Democratic Party in California should publicize fully and in such a manner as to assure notice to all interested parties, a complete description of the legal and practical qualifications of all positions as officers and representatives of the State Democratic Party. Such publication should be done in timely fashion so that all prospective candidates or applicants for any elected

of appointed position within each State Democratic Party will have full and adequate opportunity to compete for office. (Rule 4.B.(6))

- B. Discrimination on the basis of “status” in the conduct of Democratic Party affairs is prohibited. (Rule 5.B.)
- C. California’s delegation shall be equally divided between delegate men and delegate women, and alternate men and alternate women. Such goal applies to the entire delegation, which includes all pledged delegates and alternates and all unpledged delegates. Delegates and alternates shall be considered separate groups for purposes of achieving equal division. (Rule 6.C.)
- D. All delegate and alternate candidates must be identified as to presidential preference or uncommitted status at all levels which determine presidential preference. (Rule 12.A.)
- E. No delegate at any level of the delegate selection process shall be mandated by law or Party rules to vote contrary to that person’s presidential choice as expressed at the time the delegate is elected. (Rule 12.I.)
- F. Delegates elected to the National Convention pledged to a presidential candidate shall in all good conscience reflect the sentiments of those who elected them. (Rule 12.J.)
- G. All delegates, alternates and standing committee members must be bona fide Democrats who have the interests, welfare and success of the Democratic Party of the United States at heart, who subscribe to the substance, intent and principles of the Charter and Bylaws of the Democratic Party of the United States, and who will participate in the Convention in good faith. (Rule 12.H. & Reg. 4.23.)
- H. Forty percent (40%) of the members of any Party body above the first level of the delegate selection process shall constitute a quorum for any business pertaining to the selection of National Convention delegates, alternates, standing committee members, and other official Convention participants. (Rule 15)
- I. An accredited participant in a caucus, Convention or committee meeting, after having appeared at such meeting and having established credentials, may register a non-transferable proxy with another duly accredited participant at that meeting (except where an accredited alternate is present and eligible to serve as a replacement), provided that no individual may hold more than three (3) proxies at one time. (Rule 16 & Reg. 4.28.)
- J. The unit rule, or any rule or practice whereby all members of a party unit or delegation may be required to cast their votes in accordance with the will of a majority of the body, shall not be used at any stage of the delegate selection process. (Rule 17.A.)
- K. Any individual or group of Democrats may sponsor or endorse a slate of candidates for Convention delegates. But no slate may, by virtue of such endorsement, receive a preferential place on a delegate selection ballot or be publicly identified on the ballot as the official Democratic Party organization slate, and all slates must meet identical qualifying requirements for appearing on a ballot at all levels of the delegate selection process. (Rule 17.B.)
- L. All steps in the delegate selection process, including the filing of presidential candidates, must take place within the calendar year of the Democratic National Convention, except with respect to the implementation of the Affirmative Action Plan. (Rules 1.F. & 11.B.)
- M. In electing and certifying delegates and alternates to the 2008 Democratic National Convention, the California Democratic Party thereby undertakes to assure all Democratic voters in the state full, timely and equal opportunity to participate in the delegate selection process and in all Party affairs and to implement Affirmative Action programs toward that end, and that the delegates and alternates to the Convention shall be selected in accordance with the Delegate Selection Rules for the 2008 Democratic National Convention, and that the voters in the state will have the opportunity to cast their election ballots for the Presidential and Vice Presidential nominees selected by said Convention, and for electors pledged

formally and in good conscience to the election of these Presidential and Vice Presidential nominees, under the label and designation of the Democratic Party of the United States, and that the delegates certified will not publicly support or campaign for any candidate for President or Vice President other than the nominees for the Democratic National Convention. (Call, II.B.)

SECTION VII - AFFIRMATIVE ACTION AND OUTREACH PLAN

A. STATEMENT OF PURPOSE AND ORGANIZATION

1. Purpose and Objectives

- a. In order that the Democratic Party at all levels be an open Party which includes rather than excludes people from participation, a program of effective Affirmative Action is hereby adopted by California . (Rule 5.A.)
- b. Discrimination on the basis of “status” in the conduct of Democratic Party affairs is prohibited. (Rule 5.B.)
- c. All public meetings at all levels of the California Democratic Party should be open to all members of the Democratic Party regardless of race, sex, age, color, creed, national origin, religion, ethnic identity, sexual orientation, economic status or physical disability (hereinafter collectively referred to as “status”). (Rule 4.B.(1))
- d. Consistent with the Democratic Party’s commitment to including historically under-represented in the Democratic Party’s affairs, by virtue of race/ethnicity, age, sexual orientation, or disability, the California Democratic Party has developed Party outreach programs. Such programs include recruitment, education and training, in order to achieve full participation by such groups and diversity in the delegate selection process and at all levels of Party affairs for 2008. (Rule 5.C & Reg. 4.7.)
- e. In order to encourage full participation by all Democrats in the delegate selection process and in all Party affairs, the California Democratic Party has adopted and will implement Affirmative Action programs with specific goals and timetables for African-Americans, Hispanics, Native Americans, Asian/Pacific Islanders, LGBT (men and women), the disabled, women, and persons under 30. (Rule 6.A.)
 - (1) The goal of the programs shall be to encourage participation in the delegate selection process and in Party organizations at all levels by the aforementioned groups as indicated by their presence in the Democratic electorate. (Rule 6.A.(1))
 - (2) This goal shall not be accomplished either directly or indirectly by the Party’s imposition of mandatory quotas at any level of the delegate selection process or in any other Party affairs. (Rule 6.A.(2))

2. Organizational Structure

- a. An Affirmative Action Committee shall be appointed by the California Democratic Party Chair by March 1, 2007. (Rule 6.F.)
- b. The Committee shall consist of members from each delegate district representing the Democratic constituency groups set forth in the Statement of Purpose of the Affirmative

Action Plan. Exhibit #1, listing the members of the Affirmative Action Committee and identifying each member's relevant demographic ("status") information, is attached.

- c. The Affirmative Action Committee shall be responsible for:
 - (1) Reviewing the proposed Delegate Selection and Affirmative Action Plans and making recommendations to the California Democratic Party Chair.
 - (2) Directing the implementation of all requirements of the Affirmative Action section of this Plan.
 - (3) Implementing a financial assistance program for delegates and alternates. (Rule 6.G.)
 - (4) Ensuring, on behalf of the State Party Committee, that district lines used in the delegate selection process are not gerrymandered to discriminate against African Americans, Hispanics, Native Americans, Asian/Pacific Islanders, gay men, lesbians, and women. (Rule 6.E.)
 - d. Financial and staff support for the Affirmative Action Committee shall be provided by the State Party Committee to the greatest extent feasible, including, but not limited to, making available on a priority basis, the California Democratic Party staff and volunteers and covering all reasonable costs incurred in carrying out this Plan.
3. Implementation of the Affirmative Action Plan shall begin on or before Sunday, September 16, 2007, with the distribution of the press kits, and will continue through the end of the delegate selection process. (Rule 1.F.)

B. EFFORTS TO EDUCATE ON THE DELEGATE SELECTION PROCESS

1. Well publicized educational workshops will be conducted in each of the delegate districts beginning September 16, 2007. These workshops will be designed to encourage participation in the delegate selection process, including apprising potential delegate candidates of the availability of financial assistance. These workshops will be held in places which are easily accessible to persons with physical disabilities. The times, dates, places and rules for the conduct of all educational workshops, meetings and other events involved in the delegate selection process shall be effectively publicized by the party organization and include mailings to various organizations representative of the Democratic voting populace. (Rules 3.A. & 3.C.)
2. A speakers' bureau of volunteers from the Affirmative Action Committee comprised of individuals who are fully familiar with the process, will be organized to appear before groups as needed, to provide information concerning the process.
3. The California Democratic Party's education efforts will include outreach to community leaders within the Democratic Party's constituencies and making sure that information about the delegate selection process is available to Democratic clubs and Party caucuses representing specific constituencies.
4. The California Democratic Party will publish and make available at no cost: a clear and concise explanation of how Democratic voters can participate in the delegate selection process; an explanation of how, where and when persons can register to vote; and delegate district maps. As well, the California Democratic Party shall also make available copies of the California Democratic Party Rules, the Delegate Selection Plan (and its attachments), the Affirmative Action Plan, and relevant state statutes at no cost. Copies of documents related to

the state's delegate selection process will be prepared and the Affirmative Action Committee will distribute them in the various delegate districts not later than Monday, October 1, 2007. (Rule 1.H.)

5. The California Democratic Party shall take all feasible steps to encourage persons to register and to vote as Democrats and will seek to ensure simple and easy registration procedures. (Rule 2.C.)

C. EFFORTS TO PUBLICIZE THE DELEGATE SELECTION PROCESS

1. Special attention shall be directed at publicizing the delegate selection process in the state. Such publicity shall include information on eligibility to vote and how to become a candidate for delegate, the time and location of each stage of the delegate selection process and where to get additional information. The foregoing information will also be published on the California Democratic Party website. The Party organization, official, candidate, or member calling a meeting or scheduling an event, shall effectively publicize the role that such meeting or event plays in the selection of delegates and alternates to the Democratic National Convention. (Rules 3.C. and 3.D.)
2. Newspapers, radio and television will be utilized to inform the general public how, when and where to participate in the delegate selection process. Specifically, this information should provide details as to how to qualify to run as a delegate candidate. Special effort shall be directed to the major daily newspapers, radio and television stations by the California Democratic Party Chair, Delegate Selection Affirmative Action Committee members and staff. Regular releases during the delegate selection process to all other media sources, weekly newspapers, and wire services should complete timely coverage. Exhibit #2, a listing of the media outlets to receive this information, either as a whole or as part "A" ("Major Daily Newspapers, Radio and Television Stations") and part "B" ("Other, Non-Minority, Media Outlets"), is attached. (Rules 4.B.(3) & 6.D.)
3. A priority effort shall be directed at publicity among the Democratic Party's constituencies.
 - a. Information about the delegate selection process will be provided to minority newspapers and radio stations, ethnic press, Native American, Asian/Pacific Islander, Spanish-speaking and other non-English press, radio stations and publications, and women's organizations, student newspapers, gay and lesbian press, disability press, and any other specialty media in the state that is likely to reach the Democratic constituency groups set forth in the Purpose and Objectives of this Affirmative Action Plan.
 - b. The California Democratic Party shall be responsible for the implementation of this publicity effort. The list of "Constituency and Specialty Media Outlets and Targeted Groups" is attached as part "C" of Exhibit #2. For purposes of providing adequate notice of the delegate selection process, the times, dates, places and rules for the conduct of all meetings connected to the process shall be effectively publicized, bilingually where necessary, to encourage the participation of minority groups. (Rule 6.D.)
4. Not later than Monday, October 1, 2007, a press kit shall be made and provided to each daily and weekly newspaper as well as to the electronic media. The press kit will include:
 - a. a summary of all pertinent rules related to the state's delegate selection process;
 - b. a map of delegate districts and how many delegates will be elected within each district;

- c. a summary explaining the operation and importance of the 2008 Convention; and
- d. materials designed to encourage participation by prospective delegate candidates.

D. REPRESENTATION GOALS

1. The California Democratic Party has determined the demographic composition of African-Americans, Hispanics, Native Americans, and Asian/Pacific Islanders in the state’s Democratic electorate. These constituency percentages or higher have been chosen as goals for representation in the state’s Convention delegation. Further information on the demographics of the California Democratic electorate is attached as Exhibit #3. (Rule 6.A.)
2. The California Democratic Party has determined the demographic composition of members of the LGBT community, people with disabilities, and youth in the state’s Democratic electorate and furthermore, the California Democratic Party has chosen these percentages or higher as goals for representation in the state’s Convention delegation.

Affirmative Action Goals Table

	% in Democratic electorate	Percentage Goal	Numeric Goal (based on 441 delegates)
African-Americans	4.6%	16%	71
Hispanic / Latinos	21.1%	26%	115
Native Americans	Approx. 1%	1%	4
Asian/Pacific Islanders	5.2	9%	40
LGBT	11.0%	12%	53
Disabled Persons	N/A	10%	44
Youth-Under 30	9.7%	10%	44

3. When selecting the at-large portion of the delegation, the demographic composition of the other delegates (district-level, pledged PLEO, and unpledged) shall be compared with the California Democratic Party’s goals in order to achieve an at-large selection process which helps to bring about a representative balance.
4. Use of the at-large delegation to achieve the Affirmative Action goals established by this Plan does not obviate the need for the California Democratic Party to conduct outreach activities such as recruitment, education and training. (Rule 6.A.(3))

E. OBLIGATIONS OF PRESIDENTIAL CANDIDATES TO MAXIMIZE PARTICIPATION

1. Presidential candidates shall assist the California Democratic Party in meeting the demographic representation goals reflected in the Affirmative Action Plan. (Rule 6.H.)
2. Each presidential candidate must submit a written statement to the California Democratic Party Chair by October 1, 2007 which indicates the specific steps he or she will take to encourage full participation in California’s delegate selection process, including, but not limited to, procedures by which persons may file as candidates for delegate or alternate. (Rule 6.H.(1))

3. Each presidential candidate must submit demographic information with respect to all candidates for delegate and alternate pledged to them. Such information shall be submitted in conjunction with the list of names approved for consideration as delegate and alternate candidates pledged to the presidential candidate. (Rule 6.H.(2))
4. Presidential candidates (including uncommitted status) shall use their best effort to ensure that their respective delegations within the state's delegate, alternate and standing committee delegations shall achieve the Affirmative Action goals reflected in the Affirmative Action Plan and that the respective delegations of each presidential candidate shall be equally divided between men and women. Furthermore, presidential candidates shall use their best efforts at the district level to approve delegate and alternate candidates who meet applicable equal division and Affirmative Action considerations in order to achieve the Affirmative Action goals and equal division for their respective delegations. (Rule 6.I. & Reg. 4.9.)

SECTION VIII - CHALLENGES

A. JURISDICTION & STANDING

1. Challenges related to the delegate selection process are governed by the *Regulations of the DNC Rules and Bylaws Committee for the 2008 Democratic National Convention* (Regs., Sec. 3.), and the "Rules of Procedure of the Credentials Committee of the 2008 Democratic National Convention." (Call, Appendix A.)
2. Under Rule 20.B. of the *2008 Delegate Selection Rules*, the DNC Rules and Bylaws Committee has jurisdiction over challenges pertaining to the submission, non-implementation and violation of state Delegate Selection and Affirmative Action Plans. (Rule 20.B.)
3. The Rules and Bylaws Committee has jurisdiction to hear and decide any challenge provided it is initiated before the 56th day preceding the date of the commencement of the 2008 Democratic National Convention. (Call, Appendix A. & Reg., 3.1.)
4. Challenges to the credentials of delegates and alternates to the 2008 Democratic National Convention initiated on or after the 56th day preceding the date of commencement of the Democratic National Convention shall be processed in accordance with the "Rules of Procedure of the Credentials Committee of the 2008 Democratic National Convention." (Call, Appendix A)
5. Any challenge to the credentials of a standing committee member shall be considered and resolved by the affected standing committee in accordance with Appendix A of the *Call for the 2008 Democratic National Convention*. The Rules and Bylaws Committee shall have jurisdiction over challenges brought before the 56th day preceding the date of the commencement of the Democratic National Convention. (Call, VII.B.5.)
6. Copies of the Regulations of the Rules and Bylaws Committee and/or the Call for the 2008 Democratic National Convention, including the Rules of Procedure of the Credentials Committee (Appendix A), shall be made available by the California Democratic Party upon reasonable request.
7. Any group of fifteen Democrats with standing to challenge as defined in Reg. 3.2 or the Call (Appendix A, Sec. 2.A.), may bring a challenge to this Plan or to the implementation of this Plan, including its Affirmative Action provisions.

B. CHALLENGES TO THE STATUS OF THE STATE PARTY AND CHALLENGES TO THE PLAN

1. A challenge to the status of the State Party Committee as the body entitled to sponsor a delegation from that state shall be filed with the Rules and Bylaws Committee not later than thirty (30) calendar days prior to the initiation of the state's delegate selection process. (Rule 20.A. & Reg. 3.4.A.)
2. A challenge to the state's Delegate Selection Plan shall be filed with the Chair of the California Democratic Party and the Co-Chairs of the Rules and Bylaws Committee within fifteen (15) calendar days after the adoption of the Plan by the California Democratic Party Executive Board. (Reg. 3.4.B.)
3. A challenge to a Plan must be brought in conformity with the Rules and the Regs., which should be consulted for a detailed explanation of challenge procedures.

C. CHALLENGES TO IMPLEMENTATION

1. A challenge may be brought alleging that a specific requirement of an approved Plan has not been properly implemented. Jurisdiction over all challenges initiated in a timely fashion shall reside with either the Rules and Bylaws Committee or the Credentials Committee of the National Convention (See Section VII.A. above). However, the Rules and Bylaws Committee may provide advice, assistance or interpretations of the Delegate Selection Rules at any stage of the delegate selection process. (Reg. 3.1.C.)
2. An implementation challenge brought before the Rules and Bylaws Committee is initiated by filing a written challenge with the State Party Committee and with the Rules and Bylaws Committee not later than fifteen (15) days after the alleged violation occurred. The State Party has twenty-one (21) days to render a decision. Within ten (10) days of the decision, any party to the challenge may appeal it to the Rules and Bylaws Committee. If in fact, the State Party renders no decision, any party to the challenge may request the Rules and Bylaws Committee to process it. The request must be made within ten (10) days after expiration of the above twenty-one (21) day period. (Regs. 3.4.C., E., & H.)
3. Performance under an approved Affirmative Action Plan and composition of the Convention delegation shall be considered relevant evidence in the challenge to any state delegation. If a State Party has adopted and implemented an approved Affirmative Action program, the State Party shall not be subject to challenge based solely on delegation composition or primary results. (*Rule 6.B.*) The procedures are the same for challenges alleging failure to properly implement the Affirmative Action section of a Plan, except that such challenges must be filed not later than thirty (30) days prior to the initiation of the state's delegate selection process. (Reg. 3.4.C.)
4. Depending on the appropriate jurisdiction (see Section VIII.A. above), implementation challenges must be brought in conformity with the Regulations of the Rules and Bylaws Committee or the Rules of Procedure of the Credentials Committee, which should be consulted for a detailed explanation of challenge procedures.

SECTION IX - SUMMARY OF PLAN

A. SELECTION OF DELEGATES AND ALTERNATES

California will use a proportional representation system based on the results of the primary apportioning its delegates to the 2008 Democratic National Convention.

The “first determining step” of California’s delegate selection process will occur on February 5, 2008 with a presidential preference primary.

Delegates and alternates will be selected as summarized on the following chart:

Type	Delegates	Alternates	Date of Selection	Selecting Body
				Filing Requirements and Deadlines
District-Level Delegates District-Level Alternates	241	40	4/13/08 4/13/08	<i>Selecting Body: Post-primary Caucus</i> <i>File with CDP **** by 4/2/08 by 5 pm on prescribed form.</i>
Unpledged Party Leader and Elected Official Delegates*	66	n/a	n/a	Automatic by virtue of respective public or Party office as provided in Rule 9.A. of the 2008 Delegate Selection Rules.
Unpledged Add-on Delegates**	5	n/a	May 18, 2008	<i>Selecting Body: Committee of the district-level delegates</i> <i>Nominated by the California Democratic Party Chair</i>
Pledged Party Leaders and Elected Officials (PLEOs)	48	***	May 18, 2008	<i>Selecting Body: Committee of the district-level delegates</i> <i>File with CDP **** by 4/23/08 by 5 pm on prescribed form.</i>
At-Large Delegates At-Large Alternates	81	22	May 18, 2008 May 18, 2008	<i>Selecting Body: Committee of the district-level delegates</i> <i>File with CDP **** by 4/23/08 5 pm on prescribed form.</i>
TOTAL Delegates and Alternates	441	62		

* Unpledged Party Leader and Elected Official (PLEO) delegates includes the following categories, if applicable, who legally reside in the state: the Democratic National Committee Members, the Democratic President and the Democratic Vice President, if applicable, all Democratic Members of Congress, the Democratic Governor, if applicable, and any other Distinguished Party Leader as specified in Rule 9.A. of the 2008 Delegate Selection Rules. The exact number of Unpledged PLEO Delegates is subject to change due to possible deaths, resignations, elections or special elections.

** Unpledged Add-on delegates refer to those delegates chosen according to Rule 9.B. of the 2008 Delegate Selection Rules.

*** Pledged Party Leader and Elected Official (PLEO) alternates are selected with the At-Large alternates.

**** CDP is the California Democratic Party, 1401 21st Street, Suite 200, Sacramento, CA 95811-5221 Phone: (916) 442-5707; Fax (916) 442-5715; www.cadem.org.

B. SELECTION OF STANDING COMMITTEE MEMBERS (FOR THE CREDENTIALS, PLATFORM AND RULES COMMITTEES)

Standing committee members will be selected by the state’s National Convention delegates as summarized below:

Members Per Committee	Total Members	Selection Date	Filing Requirements and Deadlines
17	51	<i>Sunday May 18, 2008</i>	Each presidential candidate, or that candidate’s authorized representative(s), must submit to the California Democratic Party Chair,

Members Per Committee	Total Members	Selection Date	Filing Requirements and Deadlines
			by Tuesday, May 13, 2008 at 5:00 pm, a minimum of one (1) name for each slot awarded to that candidate for members of each committee.

C. SELECTION OF DELEGATION CHAIR AND CONVENTION PAGES

The Delegation Chair will be selected by the National Convention Delegates on Sunday, May 18, 2008.

Eleven (11) Convention Pages will be selected by the California Democratic Party Chair on May 18, 2008.

D. PRESIDENTIAL CANDIDATE FILING DEADLINE

A presidential candidate gains access to the California presidential preference primary ballot, or is eligible to participate in California’s first-tier caucuses, by the following method:

During the period September 10 to December 4, 2007, the California Secretary of State will announce and publicize the list of names of those persons affiliated with the Democratic Party whom she intends to place on the California presidential primary election ballot. Following this announcement, the Secretary of State may add candidates, but she may not delete any candidate whose name appears on the announced list. Democratic candidates may withdraw their names in writing at any time through December 7, 2007. (CEC §§ 6040 – 6043.)

Individuals seeking ballot access as presidential candidates, who are not selected by the Secretary of State as nationally recognized candidates, must engage in the nomination process. Any candidate who seeks access to the ballot in this manner must appoint circulators to gather signatures of 1% or 500, whichever is fewer, of registered Democratic voters in each Congressional District as of the Secretary of State reported on September 24, 2007. Signatures must be gathered between October 8, 2007 and December 4, 2007. Nomination papers shall be filed with the County Clerk of the county in which such papers are circulated on or before December 4, 2007. The provisions of the paragraph also apply to any committee seeking to be listed on the ballot as “uncommitted.” “Uncommitted” status will not be listed on the ballot unless the “uncommitted” committee qualifies for the ballot pursuant to the provisions of this paragraph (CEC §§ 6061, 6101, 6108, 6122.)

Presidential candidates must certify the name of their authorized representative(s) to the California Democratic Party Chair by November 15, 2007.

E. TIMETABLE (REG. 2.2.B.)

Date	Activity
2007	
March 1 (Thursday)	Affirmative Action Delegate Selection Committee members are appointed by the California Democratic Party Chair.

Date	Activity
June 9–10 (Saturday/Sunday)	Affirmative Action Committee meets to draft proposed Delegate Selection and Affirmative Action Plans.
June 9 (Saturday)	Public comments are solicited on the proposed Delegate Selection and Affirmative Action Plans. Press releases are mailed announcing the public comment period.
July 13 (Friday)	Period for public comment on state Plan is concluded. Responses are compiled for review by the State Party Committee.
July 14-15 (Saturday/Sunday)	State Party Executive Board reviews public comments and adopts revised Delegate Selection and Affirmative Action Plans for submission to DNC Rules and Bylaws Committee. Press releases are mailed announcing the approval of the Plan.
July 16 (Monday)	Delegate Selection and Affirmative Action Plans are forwarded to the DNC Rules and Bylaws Committee.
September 10 (Monday)	Starts the period in which the California Secretary of State will announce and publicize the list of names of those persons affiliated with the Democratic Party whom she intends to place on the California presidential primary election ballot. Following this announcement, the Secretary of State may add candidates, but she may not delete any candidate whose name appears on the announced list.
September 16 (Sunday)	State Party begins implementation of the Affirmative Action Plan. Press kits, as described in the Affirmative Action Plan, are sent to all state media.
October 1 (Monday)	State Party will publish and make available, at no cost, copies of the plan, an explanation of the process, and all relevant attachments and documentation, and will distribute them in the various delegate districts. Deadline for each announced presidential candidate to submit a statement specifying steps the candidate will take to encourage full participation in the delegate selection process. (Individuals who announce their candidacy after this date must provide this full participation statement to the State Party not later than 30 days after their announcement.)
October 8 (Monday)	Start of period in which individuals seeking ballot access as presidential candidates who are not selected by the Secretary of State as nationally recognized candidates must engage in the nomination process and gather signatures.
November 15 (Thursday)	Deadline by which each presidential candidate shall certify in writing to the California Democratic Party Chair, the name(s) of his or her authorized representative(s).
December 4 (Tuesday)	Ends the period in which the California Secretary of State will announce and publicize the list of names of those persons affiliated with the Democratic Party whom she intends to place on the California presidential primary election ballot. End of period in which individuals seeking ballot access as presidential candidates who are not selected by the Secretary of State as nationally recognized candidates must engage in the nomination process and gather signatures. Deadline by which individuals seeking ballot access as presidential candidates who are not selected by the Secretary of State as nationally recognized candidates must file nomination papers with the County Clerk of the county in which such papers are circulated.
December 7 (Friday)	Deadline for democratic presidential candidates to withdraw their names in writing.
2008	
January 15, 2008	Opening of filing period for district-level delegate: District-level delegate and alternate candidates may obtain the statement of candidacy and pledge of support forms and filing instructions from State Party Committee Headquarters, in person, by mail, or from State Party's website at http://www.cadem.org .
January 22 (Tuesday)	Deadline for voter registration for presidential preference primary.
February 5 (Tuesday)	Presidential preference primary.
February 11 (Monday)	Opening of filing period for AT-large and pledged PLEO delegates: At-Large and PLEO Delegate and alternate candidates may obtain the statement of candidacy and pledge of support forms and filing instructions from State Party Committee Headquarters, in person, by mail, or from State Party's website at http://www.cadem.org .
March 1 (Saturday)	The Secretary of the Democratic National Committee shall officially confirm to the California Democratic Party Chair the names of the unpledged delegates who legally reside in California.
March 4 (Tuesday)	Secretary of State certifies results of primary; pre-slated district-level delegates and alternates are allocated according to presidential preference.
March 24 (Monday)	Final day for all Caucus sites to be selected and confirmed.
April 2 (Wednesday)	District-level delegate and alternate deadline for filing the statement of candidacy and pledge of support forms with State Party.

Date	Activity
April 4 (Friday)	State Party provides list of district-level delegate and alternate candidates to the respective Presidential candidates.
April 7 (Monday)	Presidential candidates provide list of approved district-level delegate and alternate candidates to State Party.
April 13 (Sunday)	Post-primary congressional district caucuses slate district-level delegate and alternate candidates.
April 16 (Wednesday)	State Party certifies elected district-level delegates and alternates to the Secretary of the Democratic National Committee.
April 23 (Wednesday)	Pledged PLEO delegate deadline for filing the statement of candidacy and pledge of support forms with State Party. At-Large delegate deadline for filing the statement of candidacy and pledge of support forms with State Party.
April 25 (Friday)	State Party provides list of pledged PLEO delegate candidates to the respective Presidential candidates. State Party provides list of pledged At-Large delegate candidates to the respective Presidential candidates.
May 1 (Thursday)	Presidential candidates provide list of approved pledged PLEO delegate candidates to State Party. California Democratic Party Chair nominates individuals for unpledged add-on delegates.
May 13 (Tuesday)	Each presidential candidate, or that candidate's authorized representative(s), must submit to the California Democratic Party Chair a minimum of one (1) name for each permanent standing committee slot awarded to that candidate for members of each permanent standing committee.
May 18 (Sunday)	Meeting of a committee of a quorum of the district-level delegates, which will select the unpledged add-on delegates, pledged PLEO delegates, At-Large delegates and alternates, permanent standing committee members, and the delegation chair. Presidential candidates provide to the State Party, within 30 minutes after the Pledged Party Leaders and Elected Officials delegates have been selected by the committee of district-level delegates, a list of all such persons who have filed as delegate or alternate pledged to that presidential candidate that he or she has approved for an at-large delegate or at-large alternate position. The California Democratic Party Chair shall select the Convention Pages in consultation with the members of the Democratic National Committee from the state.
May 21 (Wednesday)	State Party certifies election of At-Large delegates and alternates and the selection of the State Delegation Chair, and the appointment of California's Convention Pages to the Secretary of the Democratic National Committee.
August 25 to 28 (Mon. thru Thurs)	Democratic National Convention, Denver, Colorado

-- LIST OF EXHIBITS & ATTACHMENTS BEGINS ON NEXT PAGE--

EXHIBITS TO THE AFFIRMATIVE ACTION PLAN

Exhibit 1 Members of the Affirmative Action Delegate Selection Committee

Exhibit 2 Media outlets to be contacted regarding the Delegate Selection Process

- Exhibit 2(a) Major daily newspapers, radio and television stations
- Exhibit 2(b) Other “non-minority” media outlets
- Exhibit 2(c) Constituency and specialty media outlets and targeted groups
- Exhibit 3 California Electorate Additional Information

ATTACHMENTS TO THE DELEGATE SELECTION PLAN

1. **A summary** of the process for selecting delegates, alternates, standing committee members, the delegation chair and Convention pages, along with related deadlines. (Reg. 2.2.A.)
2. **A timetable** reflecting all significant dates in the state’s delegate selection process.. (Reg. 2.2.B.)
3. **A statement from the California Democratic Party Chair certifying the Plan** as submitted to the RBC was approved by the State Party Committee. (Reg. 2.2.C.)
4. **A copy of the press release** distributed by the State Party Committee announcing its adoption of the Plan and summarizing the major components of the Plan. (Reg. 2.2.D.)
5. **A statement from the California Democratic Party Chair certifying compliance with Rule 1.C.** which requires a 30 day public comment period prior to the adoption of the Plan by the State Party. (Reg. 2.2.E.)
6. **Copies of all written public comments on the Plan** (Reg. 2.2.F.)
7. **A blank copy of forms to be filed with the state or the State Party by delegate candidates.** (Reg. 2.2.G.)
8. **A statement from the Chair of the Affirmative Action Delegate Selection Committee certifying compliance with Rule 6.F.,** which requires that the Affirmative Action Delegate Selection Committee has reviewed the proposed Affirmative Action outreach plan (Reg. 2.2.H.)
9. **A statement from the Party Chair requesting a waiver of DNC Delegate Selection Rule 11.B.**