

NEW HAMPSHIRE DELEGATE SELECTION PLAN

**FOR THE 2008
DEMOCRATIC NATIONAL CONVENTION**

ISSUED BY THE NEW HAMPSHIRE DEMOCRATIC PARTY

| | |
|--------------------|---------------------------|
| February 15, 2007: | FIRST DRAFT |
| April 19, 2007: | SECOND DRAFT |
| April 28, 2007: | FINAL DRAFT |
| July 17, 2007: | AMENDED FINAL DRAFT |
| October 9, 2007: | POST RBC REVIEW |
| December 4, 2007 | POST RBC APPROVAL OF DATE |

THE NEW HAMPSHIRE DELEGATE SELECTION PLAN
FOR THE 2008 DEMOCRATIC NATIONAL CONVENTION

Table of Contents

| | <u>Page</u> |
|---|--------------------|
| I. Introduction & Description of Delegate Selection Process | 1 |
| A. Introduction | 1 |
| B. Description of Delegate Selection Process | 1 |
| II. Presidential Candidates | 3 |
| III. Selection of Delegates and Alternates | 4 |
| A. Selection of Delegates and Alternates | 4 |
| B. Unpledged Delegates | 8 |
| C. Pledged Party Leader and Elected Official (PLEO) Delegates | 9 |
| D. At-Large Delegates and Alternates | 11 |
| E. Replacement of Delegates and Alternates | 13 |
| IV. Convention Standing Committee Members | 17 |
| A. Introduction | 17 |
| B. Permanent Standing Committee Members | 17 |
| V. The Delegation | 20 |
| VI. General Provisions and Procedural Guarantees | 21 |
| VII. Affirmative Action and Outreach Plan | 24 |
| A. Statement of Purpose and Organization | 24 |
| B. Efforts to Educate on the Delegate Selection Process | 26 |
| C. Efforts to Publicize the Delegate Selection Process | 26 |
| D. Representation Goals | 28 |
| E. Obligations of Presidential Candidates to Maximize Participation | 29 |
| VIII. Challenges | 30 |
| A. Jurisdiction and Standing | 30 |
| B. Challenges to the Status of the State Party and Challenges to the Plan | 31 |
| C. Challenges to Implementation | 31 |
| IX. Summary of Plan | 33 |
| A. Selection of Delegates and Alternates | 33 |
| B. Selection of Standing Committee Members | 34 |
| C. Selection of Delegation Chair and Convention Pages | 34 |
| D. Presidential Candidate Filing Deadline | 34 |
| E. Timetable | 34 |
| Exhibits to the Affirmative Action Plan | 37 |

SECTION 1

INTRODUCTION & DESCRIPTION OF DELEGATE SELECTION PROCESS

A. INTRODUCTION

1. New Hampshire has a total of 30 delegates and 4 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 New Hampshire, the New Hampshire election code, and this Delegate Selection Plan. (Call, II.A.)
3. Following the adoption of this Delegate Selection Plan by the State Party Committee, it shall be submitted for review and approval by the DNC Rules and Bylaws Committee ("RBC"). The State 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 State 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. New Hampshire 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 New Hampshire's delegate selection process will occur on January 8, 2008 with a "Presidential Preference Primary."
3. Voter Participation in Process
 - a. Participation in New Hampshire's delegate selection process is open to all voters who wish to participate as Democrats. Democrats are determined as all those registered on the voter checklist as Democrats or those registered on the voter checklist as independents who request a Democratic ballot in the presidential preference primary on January 8, 2008. Any person whose name is not on the voter checklist but who otherwise is a qualified voter shall be entitled to vote by requesting to be registered to vote at the polling place on Primary Election-Day. (Rules 2.A and 2.C, and Reg. 4.3) Those voters who are

New Hampshire 2008 Delegate Selection Plan

registered independents who request a Democratic ballot have their preference marked on the voter checklist.

- b. At no stage of New Hampshire'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.)
 - c. No persons 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.)
 - d. 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. New Hampshire is participating in a state government run presidential preference primary that will use government-run voting systems. New Hampshire's government-run elections only use two voting systems: (a) accessible precinct based optical scan systems or (b) hand counted ballots.

SECTION II

PRESIDENTIAL CANDIDATES

A. BALLOT ACCESS

A presidential candidate gains access to the New Hampshire presidential preference primary ballot, by submitting a Declaration of Candidacy and paying the \$1,000.00 filing fee with New Hampshire Secretary of State William Gardner, State House, Concord, New Hampshire, during a filing period to be set by the Secretary of State.

"Uncommitted" does not automatically appear on the ballot. Write-ins are allowed on the presidential preference primary ballot. (Rules 11.B., 14.A., 14.B., 14.D., 14.E., & 14.H.)

B. Each presidential candidate shall certify in writing to the State Democratic Chair, the name(s) of his or her authorized representative(s) by November 2, 2007. (Rule 11.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 6.1.)

SECTION III

SELECTION OF DELEGATES AND ALTERNATES

A. DISTRICT-LEVEL DELEGATES AND ALTERNATES

1. New Hampshire is allocated 14 district-level delegates and 0 district-level alternates. (Rule 8.C., Call, I.B. & I.I.) Each district shall have the same boundaries as the congressional district.
2. District-level delegates and alternates shall be elected by pre-primary caucus to slate delegates on December 15, 2007 followed by a presidential preference primary on January 8, 2008. Delegate Candidates shall be listed in alphabetical order on a printed ballot; the starting letter shall be drawn by the State Party Chair. Each person voting at a district level pre-primary caucus shall sign a statement certifying that (i) the person will be qualified to vote in the January 8th Democratic presidential preference primary and (i) the person supports the presidential candidate whose district level delegates are being chosen at the caucus.
3. Apportionment of District-Level Delegates and Alternates
 - a. New Hampshire's district-level delegates are apportioned among the districts based on a formula giving equal weight to the average of the vote for the Democratic candidates in the 2000 and 2004 presidential elections and to Democratic Party registration or enrollment as of January 1, 2004. (Rule 8.A., Regs. 4.11., 4.12. & Appendix A)
 - b. The state's total number of district-level delegates and alternates will be equally divided 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:

| <u>District</u> | <u>Delegates</u> | | Total |
|-----------------|------------------|---------|-------|
| | Males | Females | |
| #1 | 4 | 3 | 7 |
| #2 | 3 | 4 | 7 |
| Total | 7 | 7 | 14 |

4. District-Level Delegate and Alternate Filing Requirements
 - a. A district-level delegate candidate may run for election only within the district in which he or she is registered to vote. (Rule 12.H.)

New Hampshire 2008 Delegate Selection Plan

6. Fair Reflection of Presidential Preference

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

The New Hampshire presidential primary election is a "binding" primary. Accordingly, delegate 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 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 .

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 the event that a presidential candidate has failed to slate a sufficient number of delegates then there will be held a special post-primary caucus on March 8, 2008. Candidates for delegate must file with the New Hampshire Democratic Party at 2 1/2 Beacon Street, Concord, New Hampshire 03301 by no later than 5:00 p.m. on February 22, 2008. By no later than 5:00 p.m. on February 25, 2008, the State Party shall provide a list of the candidates for delegate to the appropriate presidential candidate(s). By 5:00 p.m. on February 29, 2008 presidential candidates must provide an approved list of delegate candidates to the State Party 2 1/2 Beacon Street, Concord, New Hampshire 03301.

7. Equal Division of District-Level Delegates

In order to ensure the 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.)

a. If the presidential candidate or the uncommitted preference is allocated one (1) delegate in the First Congressional District, that one (1) position will go to the first male receiving the highest number of votes. In the Second Congressional District, if a presidential candidate or the uncommitted preference is allocated one (1) delegate in the Congressional District, that one (1) position will go to the first female receiving the highest number of votes.

b. If the presidential candidate or the uncommitted preference is allocated two (2) delegates in

New Hampshire 2008 Delegate Selection Plan

the First Congressional District, one (1) position will go to the female receiving the highest number of votes and the other to the male receiving the highest number of votes. If a presidential candidate or the uncommitted preference is allocated two (2) delegates in the Second Congressional District, one position will go to the male receiving the highest number of votes and the other to the female receiving the highest number of votes.

- c. If the presidential candidate or the uncommitted preference is allocated three (3) delegates in the First Congressional District, one (1) position will go to the male receiving the highest number of votes, another to the female receiving the highest number of votes, and the third to the next male receiving the highest number of votes. If a presidential candidate or uncommitted preference is allocated three (3) delegates in the Second Congressional District, one (1) position will go to the female receiving the highest number of votes, another to the male receiving the highest number of votes, and the third to the next female receiving the highest number of votes.
- d. If the presidential candidate or the uncommitted preference is allocated four (4) delegates in the First Congressional District or the Second Congressional District, two (2) positions will go to the two (2) females receiving the highest number of votes and two (2) positions will go to the two (2) males receiving the highest number of votes.
- e. If the presidential candidate or the uncommitted preference is allocated five (5) delegates in the First Congressional District, three (3) positions will go to the three (3) males receiving the highest number of votes and two (2) positions will go to the two (2) females receiving the highest number of votes. If a presidential candidate or the uncommitted preference is allocated five (5) delegates in the Second Congressional District, three (3) positions will go to the three (3) females receiving the highest number of votes and two (2) positions will go to the two (2) males receiving the highest number of votes.
- f. If the presidential candidate or the uncommitted preference is allocated six (6) delegates in the First Congressional District or the Second Congressional District, three (3) positions will go to the three (3) females receiving the highest number of votes and three (3) positions will go to the three (3) males receiving the highest number of votes.
- g. If the presidential candidate or the uncommitted preference is allocated seven (7) delegates in the First Congressional District, four (4) positions will go to the four (4) males receiving the highest number of votes and three (3) positions will go to the three (3) females receiving the highest number of votes. In the Second Congressional District, four (4) positions will go to the four (4)

New Hampshire 2008 Delegate Selection Plan

females receiving the highest number of votes and three (3) positions will go to the three (3) males receiving the highest number of votes.

8. The New Hampshire Secretary of State shall certify the election results within three (3) days of the presidential preference primary. Within three (3) days thereafter, the State Democratic 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.

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 New Hampshire'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. (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) Not later than March 1, 2008, the Secretary of the Democratic National Committee shall officially confirm to the State Democratic Chair the names of the unpledged delegates who legally reside in New Hampshire. (Rule 9.A.)
- (2) Official confirmation by the Secretary shall constitute verification of the unpledged delegates from the categories indicated above. (Call, 1V.B.1.)

2. Unpledged Add-On Delegates

- a. New Hampshire will select one (1) unpledged add-on delegate. (Rule 8.B., Call, 1.H. & Reg. 5.1.)

New Hampshire 2008 Delegate Selection Plan

- b. The procedures to be used in selecting the one (1) unpledged add-on delegate will be as follows:
- (1) Selection of the unpledged add-on delegate will occur at 11:00 a.m. on April 26, 2008 at 2 1/2 Beacon Street, Concord, New Hampshire (or a location to be announced no later than sixty (60) days prior to the meeting date), which is after the election of district delegates and prior to the selection of the pledged Party Leader and Elected Official delegates. The unpledged add-on delegate will be elected by open ballot, by majority vote. The State Chair or the State Chair's designee shall chair the meeting at which the unpledged add-on delegate is elected. (Rule 9.B.)
 - (2) The delegate will be selected by a committee of district-level delegates, which is the same selecting body used to select the pledged Party Leader and Elected Official and/or At-Large delegates and alternates. (Rule 9.B.(1))
 - (3) The equal division and affirmative action provisions of Rule 9.A. apply to the selection of the unpledged add-on delegate. (Rule 9.B.(2))
 - (4) Individuals are nominated for these positions by the State Chair. (Reg. 4.14.)
 - (5) The list from which the selecting body chooses the unpledged add-on delegates shall contain at least one (1) 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. The unpledged add-on delegate, selected pursuant to Rule 9.B., shall be certified in writing by the State Democratic 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. New Hampshire is allotted three (3) 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

New Hampshire 2008 Delegate Selection Plan

elected officials (to be given equal consideration); state legislative leaders, state legislators, and 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 a Statement of Candidacy with the State Party office at 2 1/2 Beacon Street, Concord, New Hampshire 03301 no later than April 11, 2008 at 5:00 p.m. (Rules 9.C.(3), & 14.G., Reg. 4.16.)
 - c. If persons eligible for pledged PLEO delegate positions have not already made known their presidential preference (or uncommitted status) as candidates for district-level or at-large delegate positions, their preference shall be ascertained through the following alternative procedure: submitting a signed pledge of support to the State Party simultaneously with the Statement of Candidacy. (Rule 9.C.(3) & Reg. 4.16.)
3. Presidential Candidate Right of Review
- a. The State Democratic Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than April 15, 2008, a list of all persons who have filed for a party 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 State Democratic Chair, by April 18, 2008 at 5:00 p.m., a list of all such candidates he or she has approved, as long as approval is given to at least one (1) name 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 the authorized representative(s) signifies otherwise in writing to the State Democratic Chair not later than April 18, 2008 at 5:00 p.m.
 - d. The State Democratic Chair will certify to the RBC whether a presidential candidate has used his or her best efforts to submit a list of PLEO delegate candidates that meets the affirmative action considerations within three days (by April 18, 2007) of receiving the list of approved delegate candidates.
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.)

New Hampshire 2008 Delegate Selection Plan

- b. Selection of the pledged PLEO delegates will occur at 11:00 a.m. on April 26, 2008, at 21 1/2 Beacon Street, Concord, New Hampshire (or a location to be announced no later than sixty (60) days prior to the meeting date), 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 pledged PLEO delegates will be elected by open ballot, by majority vote. The State Chair or the State Chair's designee shall chair the meeting at which the pledged PLEO delegates will be elected. (Rule 9.D.)
 - 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.)
5. The State Democratic 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 New Hampshire is allotted five (5) at-large delegates and four (4) at-large alternates. (Rule 8.C., Call, I.B. & 1.)
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 candidates (including uncommitted status) with the State Party by April 11, 2008 at 5:00 p.m. (Rules 12.B. & 14.G., Regs. 4.22. & 4.27.)
 - b. The at-large delegates are elected by a committee consisting of a quorum of the district-level delegates.
 - c. The election procedure of at-large delegates and alternates shall be as follows: (i) the State Democratic Chair shall present the Committees with a list of individuals who have filed for at-large delegate or alternate and whom have been approved by the presidential candidate(s) or the candidate's authorized representative; (ii) the State Democratic Chair shall advise the Committee as to

New Hampshire 2008 Delegate Selection Plan

the allocation among presidential preferences according to the statewide primary vote (as may be re-allocated pursuant to paragraph 4(c) below); (iii) the State Democratic Chair shall advise the Committee as to the priority of consideration required by Paragraph 5(c), below; (iv) the Committee shall vote to select the at-large delegate and alternates; the vote shall be divided as necessary to comply with the equal division rules, so that separate votes shall be held for female at-large and male at-large delegates and alternates. In order to insure that at-large alternates represent the state as a whole, rather than any one geographic area, no more than one alternate shall be elected from any one municipality, unless necessary to meet the state's affirmative action goals. Two alternates shall be male, and two alternates shall be female.

3. Presidential Candidate Right of Review

- a. The State Democratic Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than April 15, 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), must then file with the State Democratic Chair, by April 26, 2008, no later than thirty (30) minutes following the selection of the pledged PLEO delegates, a list of all such candidates he or she has approved, provided that, at a minimum, one (1) name remains for every national convention delegate or alternate 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 the authorized representative(s) signifies otherwise in writing to the State Democratic Chair not later than thirty (30) minutes following the selection of the pledged PLEO delegates.
- d. The State Democratic Chair will certify to the RBC whether a presidential candidate has used his or her best efforts to submit a list of at-large delegate and alternate candidates that meets the affirmative action considerations within three days (by April 18, 2007) of receiving the list of approved delegate candidates.

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

New Hampshire 2008 Delegate Selection Plan

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 at 11:00 a.m. on April 26, 2008, at 2 1/2 Beacon Street, Concord, New Hampshire (or at a location to be announced no later than sixty (60) days prior to the meeting date), which is after all unpledged delegates and pledged Party Leader and Elected Official delegates have been selected. (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. (Rules 10.B. & 8.D.)
 - 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 Americans, Multi-Racial, Disabled, Gay/ Lesbian/ Transgender, seniors, youth and women. (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 other groups by virtue of race/ethnicity, age, sexual orientation or disability. (Rules 5.C., 6.A.(3), & Regs. 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

New Hampshire 2008 Delegate Selection Plan

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 State Democratic 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

New Hampshire 2008 Delegate Selection Plan

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: the alternate who receives the highest number of votes becomes the delegate. (Rule 18.D.(1))
 - 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 State Democratic 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 State's Democratic Chair to the Secretary of the Democratic National Committee within three (3) days after the replacement is selected. (Call, IV.C.I.)
 - (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. 4.34.)

New Hampshire 2008 Delegate Selection Plan

- 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. New Hampshire has been allocated one (1) member on each of the three standing committees for the 2008 Democratic National Convention (Credentials, Platform and Rules), for a total of three (3) 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 I.G.)

B. PERMANENT STANDING COMMITTEE MEMBERS

1. Selection Meeting
 - a. The members of the standing committees shall be elected by a quorum of New Hampshire's National Convention delegates, at a meeting to be held on April 26, 2008. (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 New Hampshire 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 New Hampshire. 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.)

New Hampshire 2008 Delegate Selection Plan

- 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 State Democratic Chair, by April 25, 2008 at 5:00 p.m., 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) at its meeting on April 26, 2008. 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 New Hampshire's affirmative action goals and that their respective members are equally divided between men and women. (Rule 6.1. & 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 male, the second position for a female, and the remaining positions shall be

New Hampshire 2008 Delegate Selection Plan

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 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 State Democratic 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.)

New Hampshire 2008 Delegate Selection Plan

SECTION V

THE DELEGATION

- A. New Hampshire will select one (1) person to serve as Delegation Chair and two (2) 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 April 26, 2008. (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 State Democratic 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. Two (2) individuals will be selected to serve as New Hampshire's Convention Pages by the State Democratic Chair in consultation with the members of the Democratic National Committee from the state. This selection will take place on April 26, 2008. (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.) In order to encourage participation by youth, preference shall be given by the State Democratic Chair to individuals under the age of 30. The State Democratic Chair shall take steps to publicize the availability of page positions so as to encourage application for the page position by youth.
 3. The State Democratic Chair shall certify the individuals to serve as New Hampshire's Convention Pages in writing to the Secretary of the Democratic National Committee within three (3) days after the selection. (Call, IV.E.3. & Reg. 5.5.B.)

SECTION VI

GENERAL PROVISIONS AND PROCEDURAL GUARANTEES

- A. The New Hampshire 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 New Hampshire 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 New Hampshire 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 New Hampshire 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 New Hampshire, on all levels, should support the broadest possible registration without discrimination based on "status." (Rule 4.B.(4))
 5. The Democratic Party in New Hampshire 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 New Hampshire 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 or appointed position within each State Democratic Party will have full and adequate opportunity to compete for office. (Rule 4.B.(6))

New Hampshire 2008 Delegate Selection Plan

- B. Discrimination on the basis of "status" in the conduct of Democratic Party affairs is prohibited. (Rule 5.B.)
- C. New Hampshire'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 12.1.)
- 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. No less than 40% (forty percent) 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. No proxy voting is permitted at any New Hampshire Democratic Party caucus, convention, or committee meeting.
- 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

New Hampshire 2008 Delegate Selection Plan

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, New Hampshire 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 that includes rather than excludes people from participation, a program of effective affirmative action is hereby adopted by New Hampshire. (Rule 5.A.)
- b. All public meetings at all levels of the Democratic Party in New Hampshire 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))
- c. Discrimination on the basis of "status" in the conduct of Democratic Party affairs is prohibited. (Rule 5.B.)
- d. In order to continue the Democratic Party's ongoing efforts to include groups historically under-represented in the Democratic Party's affairs, by virtue of race/ethnicity, age, sexual orientation, or disability, New Hampshire 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 New Hampshire Democratic Party has adopted and will implement affirmative action programs with specific goals and timetables for African Americans, Hispanics, Native Americans, Asian/Pacific Americans, women, disabled Americans, lesbians/gay men/transgender, seniors, and youth. (Rule 6.A. & 7)
 - (1) The goal of the affirmative action 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 two Democratic electorates. (Rule 6.A.(1)) The Affirmative Action Committee has established a goal of at least two male and female delegate candidates from each of the historically under-represented groups in each presidential candidate's pre-primary district level caucus in December

New Hampshire 2008 Delegate Selection Plan

2007. The Committee has also established an overall affirmative action goal that twelve of the total of thirty-four members of the New Hampshire Delegation (which includes thirty delegates and four alternate delegates) should be from the historically under-represented groups.

- (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 State Democratic Chair on February 20, 2007. (Rule 6.F.)
- b. The Committee shall consist of members from each delegate district representing the Democratic constituency groups set forth in the Introduction to the Affirmative Action Plan. The Committee may be expanded at any time by the State Democratic Chair to further the effectiveness of the Committee's work.
- c. The Affirmative Action Committee shall be responsible for:
 - (1) Reviewing the proposed Delegate Selection and Affirmative Action Plans and making recommendations to the State Democratic 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 Americans, women, disabled Americans, lesbians/gay men/transgender, seniors, and youth. (Rule 6.E. & 7)
 - (5) Working with the State Chair and Party staff on the site selection and balloting process of the pre-primary district level caucuses and the April 26, 2008 delegate selection meeting.
- 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 State Party staff and

New Hampshire 2008 Delegate Selection Plan

volunteers and covering all reasonable costs incurred in carrying out this Plan.

3. Implementation of the Affirmative Action Plan shall begin on July 31, 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 in September 2007. These workshops will be designed to encourage participation in the delegate selection process, including appraising potential delegate candidates of the availability of financial assistance. These workshops will be held in places that are easily accessible to persons with physical disabilities. The times, dates, places and rules for the conduct of all education 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. The members of the Affirmative Action Committee shall fully familiarize themselves with the process, and will be organized to appear before party meetings and meetings of historically under-represented groups to provide information concerning the process. Each Affirmative Action Committee member shall participate in and provide outreach to at least four meetings during the process.
3. The State 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 State 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 State Party shall also make available copies of the State 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 July 31, 2007. (Rule 1.H.)
5. The State 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.)

New Hampshire 2008 Delegate Selection Plan

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 in the State Party newspaper and website. The Party will also encourage presidential candidates to post the plan on their state websites. 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 State Democratic Chair, 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. (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 American, 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 Introduction of this Affirmative Action Plan.
 - b. The State Party shall be responsible for the implementation of this publicity effort. For purposes of providing adequate notice of the delegate selection process, the times, dates, places and rules for the conduct of pre-primary caucuses and the presidential preference primary shall be effectively publicized, bilingually where necessary, to encourage the participation of minority groups. (Rules 5.C. & 6.D.)
4. Not later than July 31, 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:

New Hampshire 2008 Delegate Selection Plan

- 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;
- d. materials designed to encourage participation by prospective delegate candidates; and
- e. the Affirmative Action Committee membership and contact information.

D. REPRESENTATION GOALS

1. The State Party has not determined the demographic composition of African Americans, Hispanics, Native Americans, and Asian/Pacific Americans, or other historically under represented groups, in the state's Democratic electorate. The State Party has inquired of one independent polling group and the New Hampshire Secretary of State's Office as to the availability of demographic data for New Hampshire Democrats, and have been unable to locate any from these sources. We have obtained U.S. Census Bureau data in an effort to best estimate representation of African Americans, Hispanics, Native Americans, and Asian/Pacific Americans in the State's Democratic electorate.
2. The State Party was unable to obtain census data regarding the gay/lesbian population; however, representatives of the gay/lesbian community have advised the State Party that, typically, 10% of the population consists of gays and lesbians.
3. Recognizing that (a) members of the non-caucasian and other historically under represented communities trend towards the Democratic Party; (b) Independents may elect to register as Democrats to vote in New Hampshire presidential preference primary; and (c) the State Party's expectation is that more Independents shall vote in the Democratic presidential preference primary based on pulling data from the UNH Survey Center, we have multiplied the Census data for the non-caucasian and other historically under represented communities by 200%, thus reaching the following estimated demographic data for Democratic voters:

| | |
|------------------------|-------|
| African American | 2.0% |
| Hispanic: | 4.4% |
| Native American | 1.0% |
| Asian/Pacific American | 3.4% |
| Multi-Racial | 2.0% |
| Seniors (65 and older) | 25.0% |

New Hampshire 2008 Delegate Selection Plan

| | |
|-------------------------|-------|
| Youth (18-24) | 16.0% |
| Disabled (21-64) | 23.0% |
| Gay/Lesbian/Transgender | 20.0% |

Based on the foregoing, we have established a numeric goal for the Delegation of twelve (12) representatives of the non-Caucasian and other historically under represented groups, which is 35% of the total delegates and alternates.

4. 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 State Party's goals in order to achieve an at-large selection process which helps to bring about a representative balance.
5. Use of the at-large delegation to achieve the affirmative action goals established by this Plan does not obviate the need for the State 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 New Hampshire Democratic Party in meeting the demographic representation goals reflected in the Affirmative Action Plan including, but not limited to, appointing an affirmative action outreach coordinator, for the purpose of identifying and recruiting delegate candidates from non-caucasian and other historically under represented groups. (Rule 6.H.)
2. Each presidential candidate must submit a written statement to the State Democratic Chair by August 31, 2007 which indicates the specific steps he or she will take to encourage full participation in New Hampshire'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

New Hampshire 2008 Delegate Selection Plan

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 6.1. & Reg. 4.9.) On or before December 1, 2007, each presidential candidate's affirmative action outreach coordinator shall provide the chair of the affirmative action committee with a written statement of the steps taken by the presidential candidate to try to achieve affirmative action goals and equal division at the district level.

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 State 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.

New Hampshire 2008 Delegate Selection Plan

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 19.A. & Reg. 3.4.A.)
2. A challenge to the state's Delegate Selection Plan shall be filed with the Chair of the New Hampshire 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 State Party. (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

New Hampshire 2008 Delegate Selection Plan

- solely on delegation composition or primary results. (Rule 6.B. and 7) 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.

New Hampshire 2008 Delegate Selection Plan

SECTION IX

SUMMARY OF PLAN

A. SELECTION OF DELEGATES AND ALTERNATES

New Hampshire will use a proportional representation system based on the results of the presidential preference primary or caucus for apportioning its delegates to the 2008 Democratic National Convention.

The "first determining step" of New Hampshire's delegate selection process will occur on January 8, 2008 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 and Alternates | 14 | 0 | 01/08/08 | District Level Caucuses: 12/15/07, subject to change based on date of presidential primary. Deadline for filing, 12/05/07. |
| Unpledged Party Leader and Elected Official Delegates* | 7 | n/a | n/a | Automatic by virtue of respective public or Party office as provided in Rule 8.A of the 2008 Delegate Selection Rules. |
| Unpledged Add-on Delegates** | 1 | n/a | 04/26/08 | Selecting Body: Committee of a quorum of district level delegates. Nominated by State Party Chair. |
| Pledged Party Leaders and Elected Officials (PLEOs) | 3 | 0 | 04/26/08 | By committee of a quorum of district level delegates. Filing deadline: April 11, 2008. |
| At-Large Delegates and Alternates | 5 | 4 | 04/26/08 | Selecting Body: By committee of a quorum of district level delegates. Filing deadline: April 11, 2008. |
| TOTAL Delegates and Alternates | 30 | 4 | | |

* 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, the Democratic Vice President, all Democratic Members of Congress, the Democratic Governor, and any other Distinguished Party Leader as specified in Rule 8.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 refers to those delegates chosen according to Rule 8.B. of the 2008

New Hampshire 2008 Delegate Selection Plan

Delegate Selection Rules.

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 |
|-----------------------|---------------|----------------|-----------------------------------|
| 1 | 3 | April 26, 2008 | April 25, 2008 |

C. SELECTION OF DELEGATION CHAIR AND CONVENTION PAGES

The Delegation Chair will be selected by the National Convention Delegates on April 26, 2008.

Two (2) Convention Pages will be selected by the State Democratic Chair on April 26, 2008.

D. PRESIDENTIAL CANDIDATE FILING DEADLINE

Presidential candidates must file with the New Hampshire Secretary of State between October 15, 2007 and November 2, 2007 and pay a filing fee of \$1,000.00. (Rule 10.B.)

Presidential candidates must certify the name of their authorized representatives) to the State Democratic Chair by November 2, 2007.

E. TIMETABLE

| Date 2007 | Activity |
|--------------|--|
| Feb. 20 | Delegate Selection Affirmative Action Committee members are appointed by the State Chair. |
| Feb. 23 | Affirmative Action Committee meets to draft proposed Delegate Selection and Affirmative Action Plans. |
| Mar. 24 | Proposed Delegate Selection and Affirmative Action Plans are tentatively approved for public comment by State Party Committee. |
| Mar. 27 | Public comments are solicited on the proposed Delegate Selection and Affirmative Action Plans. Press releases are mailed announcing the public comment period. |
| Apr. 27 | Period for public comment on state Plan is concluded. Responses are compiled for review by the State Party Committee. |

New Hampshire 2008 Delegate Selection Plan

- Apr. 28 State Party Committee 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.
- May 1 Delegate Selection and Affirmative Action Plans are forwarded to the DNC Rules and Bylaws Committee.
- Jul. 31 State Party begins implementation of the Affirmative Action Plan. Press kits, as described in the Affirmative Action Plan, are sent to all state media.
- Aug. 31 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.)
- _____ Presidential candidate deadline for filing the petition of candidacy with the Secretary of State. (This date has not been set by the Secretary of State.)
- Nov. 2 Presidential candidate deadline for certifying the name(s) of their authorized representative(s) to the State Party.
- Nov. 15 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 web site at (www.nhdp.org).
- Dec. 1 Presidential candidates provide written statements of steps taken to achieve affirmative action goals and equal division at the district level to the affirmative action committee chair.
- Dec. 5 District-level delegate deadline for filing the statement of candidacy and pledge of support forms with State Party.
- Dec. 7 State Party provides list of district-level delegate candidates to the respective Presidential candidates.
- Dec. 11 Presidential candidates provide list of approved district-level delegate candidates to State Party.
- Dec. 15 Pre-primary congressional district caucuses slate district-level delegate candidates.
- 2008**
- Jan. 8 Presidential preference primary.
- Jan. 18 Secretary of State certifies results of primary (subject to change); pre-slated district-level delegates are allocated according to presidential preference.
- Jan. 22 State Party certifies elected district-level delegates to the Secretary of the Democratic National Committee.
- Mar. 8 Special post primary caucus for presidential candidates who fail to slate a sufficient number of district-level delegates.

New Hampshire 2008 Delegate Selection Plan

- Apr. 11 Pledged PLEO and at-large delegate or alternate candidate deadline for filing the statement of candidacy and pledge of support forms with State Party.
- Apr. 15 State Party provides list of PLEO and at-large delegate and alternate candidates to the respective Presidential candidates.
- Apr. 18 Presidential candidates provide approved list of pledged PLEO delegate candidates to State Party and list of approved candidates for standing committee.
- Apr. 25 Presidential candidates provide list of candidates for members of each standing committee to State Party.
- Apr. 26 District Level Delegates Caucus. Unpledged add-on and pledged PLEO delegates selected. Following selection of PLEO delegates, presidential candidates provide approved list of at-large delegate and alternate candidates to State Party. District level delegates select at-large delegates and alternates.
- Apr. 26 National Convention delegation meeting. Delegate select National Convention standing committee members and delegation chair. State Chair names convention pages.
- Apr. 29 State Party certifies remainder of elected delegates and alternates (Unpledged add-on, PLEOs, and at-large), along with standing committee members, delegation chair, and convention pages.

New Hampshire 2008 Delegate Selection Plan

EXHIBITS TO THE AFFIRMATIVE ACTION PLAN

A. MEMBERS OF THE AFFIRMATIVE ACTION COMMITTEE

Chairman: Rep. David Pierce (LGBT)

Members: Pete Escalera of Manchester (Hispanic)
Lily Ramos Spooner of Epsom (Hispanic)
Rep. Melanie Levesque of Hollis (Black)
Ernesto Pinder of Manchester (Black)
Rick Trombly of Boscawen (GLBT)
Rep. Gail Morrison of Sanbornton (GLBT)
Manish Antani of Nashua (Asian/ Pacific)
Pauline Ikawa of Manchester (Asian/ Pacific)
Rep. Mike Brunelle of Manchester, (Youth)
Courtney Merrill of Hanover (Youth)
Dorothy Solomon of Albany (Seniors, 65+)
Zane Knoy of Manchester (Seniors, 65+)
Roger Goun of Brentwood (Disabled)
Carol Williams of Manchester (Disabled)

B. MEDIA OUTLETS TO BE CONTACTED REGARDING THE DELEGATE SELECTION PROCESS

1. Major Daily Newspapers, Radio and Television Stations

Manchester Union Leader
Lawrence (MA) Eagle Tribune
Concord Monitor
Keene Sentinel
Portsmouth Herald
Nashua Telegraph
Valley News
Conway Daily Sun
Berlin Daily Sun
Hippo Press
Manchester Express
WMUR Channel 9
WZID 95.7 FM
WNDS Channel 50
WGIR 610 AM

2. Other "Non-Minority" Media Outlets

Associated Press

New Hampshire 2008 Delegate Selection Plan

3. Constituency and Specialty Media Outlets and Targeted Groups

NAACP Newsletter

University of New Hampshire's The New Hampshire

One New Hampshire - servicing New Hampshire lesbian and gay community

New Hampshire 2008 Delegate Selection Plan

ATTACHMENTS TO THE DELEGATE SELECTION PLAN

1. **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.) (See §1x of Plan)
2. **Timetable** reflecting all significant dates in the state's delegate selection process. (Reg. 2.2.13.) (See §1 of Plan)
3. **Statement from the State Democratic Chair certifying the Plan** as submitted to the RBC was approved by the State Party Committee. (Reg. 2.2.C.) (See Statement attached as Exhibit A)
4. **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.) (See Release attached as Exhibit B)
5. **Statement from the State Democratic 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.) (See Statement attached as Exhibit C)
6. **Copies of all written public comments on the Plan.** (Reg. 2.2.F.) (See Comments attached as Exhibit D)
7. **A blank copy of forms to be filed with the state or the State Party by delegate candidates.** (Reg. 2.2.G) (See Forms attached as Exhibit E)
8. **A statement from the Chair of the Affirmative Action Committee certifying compliance with Rule 6.F.,** which requires that the Affirmative Action Committee has reviewed the proposed Affirmative Action outreach plan. (Reg. 2.2.H) (See Statement attached as Exhibit F)
9. **Copies of all state statutes reasonably related to the Delegate Selection Process.** (See Copies attached hereto as Exhibit G)
10. **A copy of all qualifying forms to be filed with the state or the State Party by presidential candidates.** (Reg. 2.2.J.) (See Copy attached as Exhibit H)

New Hampshire 2008 Delegate Selection Plan

EXHIBIT A

STATEMENT FROM STATE DEMOCRATIC PARTY CHAIR

The undersigned, _____, hereby certifies that the Delegate Selection Plan dated _____, 2007, was approved by the New Hampshire Democratic Party State Committee on _____, 2007.

Dated this ____ day of _____, 2007.

_____, Chair

EXHIBIT B

[SEE COPY OF PRESS RELEASE ATTACHED]

New Hampshire 2008 Delegate Selection Plan

EXHIBIT C

The undersigned, _____, hereby certifies as follows:

1. On _____, a copy of the _____ first draft of the New Hampshire Delegate Selection Plan was posted on the New Hampshire Democratic Party website. A copy of the Plan was either emailed or mailed to each member of the New Hampshire Democratic Party State Committee.

2. On _____, the Executive Committee of the New Hampshire Democratic Party State Committee approved revisions to the _____ first draft of the New Hampshire Delegate Selection Plan, and authorized posting the Plan for public comment.

3. On _____, a press release (a copy of which is attached hereto) was sent to the media outlets listed in Exhibit B to the affirmative action plan of the Delegate Selection Plan, announcing the posting of the Delegate Selection Plan on the New Hampshire Democratic Party website, announcing the commencement of the thirty day public comment period, and announcing that copies of the Plan were also available at the New Hampshire Democratic Party State Committee Office at 2 1/2 Beacon Street, Concord, New Hampshire.

4. The period for public comment ended on _____, more than thirty days after the commencement of the public comment period on _____

Dated this ____ day of _____, 2007.

_____, Chair

EXHIBIT D

Copies of all written public comments on the plan.

New Hampshire 2008 Delegate Selection Plan

EXHIBIT E

Forms to be filed with the New Hampshire Democratic Party State Committee by delegate candidates.

DECLARATION OF CANDIDACY

THE UNDERSIGNED, _____, of _____, New Hampshire, hereby declares my candidacy for Democratic Party District Level Delegate for the _____ Congressional District.

I hereby pledge my support for _____, candidate for President of the United States (the "Candidate"), and hereby pledge to cast my vote in all good conscience to reflect the sentiments of those who elect me if I am selected as a delegate.

I further certify that I am a registered Democrat, qualified to vote in the State of New Hampshire and the _____ Congressional District.

Dated:

DECLARATION OF CANDIDACY FOR ALTERNATE DELEGATE TO THE 2008 DEMOCRATIC NATIONAL CONVENTION

THE UNDERSIGNED, _____, of _____, New Hampshire, hereby declares my candidacy for Democratic Party District Level Alternate Delegate for the _____ Congressional District.

I hereby pledge my support for _____, candidate for _____ President of the United States (the "Candidate"), and hereby pledge to cast my vote in all good conscience to reflect the sentiments of those who elect me if I am selected as a delegate.

I further certify that I am a registered Democrat, qualified to vote in the State of New Hampshire, and the _____ Congressional District.

Dated:

**DECLARATION OF CANDIDACY
FOR PLEDGED PARTY LEADER AND ELECTED OFFICIAL DELEGATE**

THE UNDERSIGNED, _____, of _____, New Hampshire, hereby declares my candidacy for Democratic Party Pledged Party Leader and Elected Official Delegate for the _____ Congressional District.

I hereby pledge my support for _____, candidate for President of the United States (the "Candidate"), and hereby pledge to cast my vote in all good conscience to reflect the sentiments of those who elect me if I am selected as a delegate.

I further certify that I am a registered Democrat, qualified to vote in the State of New Hampshire.

Dated:

APPENDIX TO

DECLARATION OF CANDIDACY

Please provide your contact information:

Name:

Sex (circle): Male Female

Phone Number (home):

Phone Number (work):

Phone Number (cell):

E-Mail Address:

In order to assist us in meeting our affirmative action goals, please check below if you are a member of any of the following communities:

- African American
- Hispanic
- Native American
- Asian/Pacific American
- Senior (65 and older)
- Youth (18-24)
- Disabled
- Gay/Lesbian/Transgender

Please list any elected offices (state, county or local) that you hold:

EXHIBIT F

Certification of compliance with Rule 6.F

I, David M. Pierce, Chairman of the Affirmative Action Committee of the New Hampshire Democratic Party State Committee, hereby certify that the Affirmative Action Committee has reviewed the proposed affirmative action outreach plan included within the Delegate Selection Plan at Section 7, in compliance with Rule 6.17 of the Delegate Selection Rules for the 2008 Democratic National Convention.

Dated this _____ day of _____, 2007.

David M. Pierce

EXHIBIT G

**COPIES OF ALL STATUTES REASONABLY RELATED
TO DELEGATE SELECTION PROCESS**

N.H. RSA 653:5, **Delegates to National Party Conventions** at every presidential primary election, the voters of the State shall vote their preference for party candidates for President and thereby choose delegates to each presidential nominating convention to which the State is entitled.

EXHIBIT H

**QUALIFYING FORMS TO BE FILED WITH
STATE OF NEW HAMPSHIRE BY PRESIDENTIAL CANDIDATES**

Declaration of Candidacy forms are available from the New Hampshire Secretary of State's Office. The Declaration must be filed with the New Hampshire Secretary of State's Office during the filing period, which will begin on _____, and will end on _____. A filing fee of \$1,000.00 must also be paid. The information required on the Declaration is as follows:

I, _____, declare that I am domiciled in the City (or Town, or unincorporated place) of _____, State of _____, and meet the qualifications for the office for which I am a candidate; that I am a registered member of the _____ party; that I am a candidate for nomination of the office of _____ to be made at the primary election to be held on the _____ day of _____, 2008; and I hereby request that my name be printed on the official primary ballot of said _____ party as a candidate for such nomination.

Signature of Candidate:

Name: _____

Address: _____
