

# **CALIFORNIA DELEGATE SELECTION PLAN**

FOR THE 2020 DEMOCRATIC NATIONAL CONVENTION

ISSUED BY THE  
CALIFORNIA  
DEMOCRATIC PARTY

(AS OF FRIDAY, JUNE 21, 2019)

# The California Delegate Selection Plan For the 2020 Democratic National Convention

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Attachments to the Delegate Selection Plan

# California

## Delegate Selection Plan

### For the 2020 Democratic National Convention

#### Section I

#### Introduction & Description of Delegate Selection Process

##### A. Introduction

1. California has a total of 495 delegates and 35 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 2020 Democratic National Convention* (“Rules”), the *Call for the 2020 Democratic National Convention* (“Call”), the *Regulations of the Rules and Bylaws Committee for the 2020 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 State Party Committee’s adoption of this Delegate Selection Plan, the State Party shall submit the Plan 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. *(Reg. 2.5, Reg. 2.6 & Reg. 2.7)*
4. Once this Plan has been found in Compliance by the RBC, any amendment to the Plan by the State Party must 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 2020 Democratic National Convention.
2. The “first determining step” of California’s delegate selection process will occur on March 3, 2020, with a presidential primary.

**C. Voter Participation**

1. Participation in California's delegate selection process is open to all voters who wish to participate as Democrats. *(Rule 2.A and Rule 2.C.)*
  - a. The registration deadline for the March 3, 2020 presidential primary is February 17, 2020. For all activities before or after March 3, 2020 primary election, a participant in the delegate selection process must do so as a Democrat.
  - b. 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. For the actual March 3, 2020 primary election, under California law all voters may participate in the election who have either:
    - (1) registered as a Democrat by the close of the registration period before March 3, 2020 primary election, or;
    - (2) have chosen No Party Preference (any political party qualified under California law) by the close of the registration period before the March 3, 2020 primary election. Those voters who have chosen No Party Preference by the close of the registration period before the March 3, 2020 primary election and then request a Democratic Presidential primary ballot for the March 3, 2020 primary election shall have such request noted on the voter file. *(Rule 2.A, Reg. 4.3.B, & Reg 4.3.A)*
  - c. To encourage participation by youth in the delegate selection process, any individual who will have turned 18 by the date of the general election will be allowed to participate in the delegate selection process. *(Reg. 4.3.C)*
  - d. At no stage of 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)*
  - e. 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 election. *(Rule 2.E)*
  - f. Votes shall not be taken by secret ballot at any stage of the delegate selection process, including processes leading up to the selection of DNC Members or State Chairs or Vice Chairs, who serve as DNC members by virtue of their office, except that use of such voting by secret ballot may be used in a process

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that is the first determining stage of the delegate election process and in which all individual voters who wish to participate as Democrats are eligible to do so. *(Rule 2.F)*

- g. No person shall vote in more than one (1) meeting which is the first meeting in the delegate selection process. *(Rule 3.E & Reg. 4.7)*
2. California is participating in the state government run presidential preference primary that will utilize government run voting systems. The California Democratic Party will take provable, positive steps to:
- a. Maintain secure and accurate state voter registration rolls, so that every eligible American who registers to vote has their personal information protected and secure; *(Rule 2.H.1)*
  - b. Implement transparent and accurate voter registration list maintenance procedures that comply with federal requirements and ensure that every eligible voter stays on the rolls; *(Rule 2.H.2)*
  - c. Promote the acquisition, maintenance, and regular replacement of precinct based optical scan voting systems; *(Rule 2.H.3)*
  - d. Ensure that any direct recording electronic systems in place have a voter verified paper record; *(Rule 2.H.4)*
  - e. Implement risk limiting post-election audits such as manual audits comparing paper records to electronic records; *(Rule 2.H.5)*
  - f. Ensure that all voting systems have recognized security measures; *(Rule 2.H.6)*
  - g. Use accessible and secure voting machines that make it possible for individuals with disabilities to vote securely and privately. *(Rule 2.H.7)*
3. In accordance with the Democratic Party's requirement to assess and improve participation with respect to presidential preference and the delegate selection process, The California Democratic Party will take provable, positive steps to:
- a. Expand access to voting, including by early voting, no excuse absentee, same-day voter registration, and voting by mail; *(Rule 2.I.1.a)*
  - b. Ensure that voting locations are accessible, fairly placed, and adequate in number, and have a sufficient number of voting machines; *(Rule 2.I.1.b)*
  - c. Speed up the voting process and minimize long lines; *(Rule 2.I.1.c)*

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- d. Eliminate onerous and discriminatory voter identification requirements; (*Rule 2.1.1.d*)
  - e. Count and include in the final total ballots from voters who are eligible to vote but cast their ballots in the wrong precinct, for offices for which they are eligible to vote; and (*Rule 2.1.1.e*)
  - f. Facilitate military and overseas voting. (*Rule 2. 1.1.f*)
  - g. Maintain a year-round voter protection hotline to educate voters of their voting rights, assist with voter registration, and identify and address incidents of voter suppression.
4. As part of encouraging participation in the delegate selection process by registered voters, The California Democratic Party has been and is supporting efforts to make voter registration easier, including supporting: (Rule 2.1.2)
- a. Voter registration modernization, including online voter registration and automatic and same-day registration; (Rule 2.1.2.a)
  - b. Pre-registration of high school students so that they are already registered once they reach voting age; (Rule 2.1.2.b)
  - c. Restoration of voting rights to all people who have served the time for their criminal conviction, without requiring the payment of court fees or fines; (Rule 2.1.2.c) and
  - d. Same-day or automatic registration of voters for the Democratic presidential nominating process.] (Rule 2.1.2.d)
  - e. Maintain a year round voter protection hotline to educate voters of their voting rights, assist with voter registration, and identify and address incidents of voter suppression.
5. These provable positive steps will include 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.
6. Scheduling of Delegate Selection Meetings

To encourage the participation of all Democrats, the dates, times and places for all official Party meetings and events related to the state's delegates selection process

have been scheduled with careful consideration for the observance of religious holidays. The meetings will begin and end at reasonable hours. *(Rule 3.A & Reg. 4.)*

## 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 the California's first-tier caucuses, by the following:

During the period of October 5, 2019 to December 26, 2019, the California Secretary of State will announce and publicize the names of those persons affiliated with the Democratic Party whom he intends to place on the California presidential primary election ballot. Following this announcement, the Secretary of State may add candidates, but he may not delete any candidate whose name appears on the announced list. However, the Democratic Candidates may withdraw their names in writing at any time through December 26, 2019.

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 Districts as of the Secretary of State report on February 10, 2019. Signatures must be gathered between October 25, 2019 and December 21, 2019. Nomination papers shall be filed with the County Clerk of the county in which such papers are circulated on or before December 21, 2019.

This requirement is less than those in effect on January 1, 1994. The provision of the paragraph also apply to any committee seeking to be listed on ballots 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. *(Rule 11.C, Rule 14.A, Rule 14.C, Rule 14.D, Rule 14.E, & Rule 15.H)*

### B. Other Requirements

1. Each presidential candidate shall certify in writing to the State Democratic Chair, the name(s) of their authorized representative(s) by Tuesday, March 10, 2020. *(Rule 13.D.1)*
2. Each presidential candidate (including uncommitted status) shall use their best efforts to ensure that their respective delegation within the state delegation achieves the affirmative action, outreach and inclusion goals established by this Plan

and is equally divided between self-identified female and other than self-identified female. (*Rule 6.I*)

### Section III

## Selection of Delegates and Alternates

#### A. District-Level Delegates and Alternates

1. California is allocated 272 district-level delegates and 25 district-level alternates. (*Rule 8.C, Call 1.B, 1.I, & Appendix B*)
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 March 3, 2020.
  - a. A presidential preference primary will be held on Tuesday, March 3, 2020, followed by District-level delegates and alternates caucuses on Sunday, April 19, 2020 to elect delegates.
  - b. District-level delegates and alternates will be selected at post-primary caucuses that will be scheduled on Sunday, April 19, 2020 to slate delegates. Voting will be by ballot, with space for each eligible voter to vote for just one candidate or all the candidates' positions allocated per the CD they are voting in. After all ballots are received, the votes for each candidate will be tallied. Delegate candidates will then be ranked by gender from first to last. Each CD is allocated from 4-11 delegate slots total, equally between self-identified female and other than self-identified female split within one. 25 CDs are allocated an alternate slot. The number of delegates awarded to a presidential candidate is dependent on the share of the Democratic vote received by the candidate within the CD based on the March 3, 2020 Presidential Primary.
  - c. As in past years, 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 in advance of April 19, 2020 (March 30, 2020) 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.

d. Supplemental District-Level Selection Process.

A presidential candidate or his/her authorized representative(s) should act in good faith to slate delegate and alternate candidates, however, in any event, if a presidential candidate (including uncommitted status) has qualified to receive delegates and alternates but has failed to slate a sufficient number of delegate and alternate candidates, then additional delegates and alternates shall be selected in the following manner:

- (1) California's supplemental district-level selection caucuses will take place on a date to be determined by the Democratic Party Chair, if necessary, Saturday, May 9, 2020.
- (2) Candidates for such vacancies shall 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 CDP no later than 5:00 p.m., on Thursday, April 30, 2020, if necessary.
- (3) The State Democratic Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), no later than 5:00 p.m., on Friday, May 1, 2020, if necessary, a list of all persons who have filed for delegate or alternate pledged to that presidential candidate.
- (4) Each presidential candidate, or that candidate's authorized representative(s), must then file with the State Democratic Chair by 5:00 p.m. on Monday, May 4, 2020, if necessary, 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 vacancies for delegate men and three (3) times the number of candidates for vacancies for delegate women.
- (5) Failure to file the list as provided in the previous paragraph will be deemed approval of all delegates and alternate candidates submitted to the presidential candidate.
- (6) The place, purpose, and time of meetings to fill such vacancies shall be adequately publicized in a newspaper of general circulation in the congressional district in which the vacancy has occurred.
- (7) The caucus rules for selection shall be generally the same as those used in the regular delegate selection process, as described above.
- (8) The rules relating to equal division of district-level delegates and alternates, as detailed below, shall remain in force. Thus, delegate slots assigned to a certain gender shall remain so assigned.

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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 2012 and 2016 presidential elections. This method was chosen to ensure the widest representation of delegates from all fifty-three (53) congressional districts. *(Rule 8.A, Reg. 4.12, Reg. 4.11 & Appendix A)*
  - b. The number of self-identified female and the number of other than self-identified female in the state’s total number of district-level delegates and alternates will not vary by more than one. *(Rule 6.C.1 & Reg. 4.9)*
  - c. The district-level delegates and alternates are apportioned to districts as indicated in the following table:

District	Delegates			Alternates		
	Other than Self-Identified Female	Self-Identified Female	Total	Other than Self-Identified Female	Self-Identified Female	Total
#1	2	2	4			
#2	3	3	6		1	1
#3	2	3	5			
#4	3	2	5			
#5	3	3	6	1		1
#6	2	3	5		1	1
#7	3	2	5	1		1
#8	2	2	4			
#9	2	3	5			
#10	2	2	4			
#11	3	3	6		1	1
#12	4	3	7	1		1
#13	3	4	7		1	1
#14	3	3	6	1		1
#15	3	3	6		1	1
#16	2	2	4			

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District	Delegates			Alternates		
	Other than Self-Identified Female	Self-Identified Female	Total	Other than Self-Identified Female	Self-Identified Female	Total
#17	3	2	5	1		1
#18	3	3	6		1	1
#19	3	3	6	1		1
#20	2	3	5		1	1
#21	2	2	4			
#22	2	2	4			
#23	2	2	4			
#24	3	2	5	1		1
#25	2	3	5			
#26	3	2	5		1	1
#27	2	3	5	1		1
#28	3	3	6		1	1
#29	3	2	5			
#30	3	3	6	1		1
#31	2	3	5			
#32	3	2	5			
#33	3	3	6		1	1
#34	2	3	5			
#35	3	2	5			
#36	2	2	4			
#37	3	3	6	1		1
#38	2	3	5			
#39	3	2	5			
#40	2	3	5			
#41	3	2	5			
#42	2	3	5			

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District	Delegates			Alternates		
	Other than Self-Identified Female	Self-Identified Female	Total	Other than Self-Identified Female	Self-Identified Female	Total
#43	3	2	5		1	1
#44	2	3	5	1		1
#45	3	2	5		1	1
#46	2	2	4			
#47	2	3	5			
#48	3	2	5			
#49	2	3	5			
#50	2	2	4			
#51	3	2	5			
#52	3	3	6	1		1
#53	3	3	6		1	1

\*(Assuming no gender non-binary delegates are elected.)

#### 4. District-Level Delegate and Alternate Filing Requirements

- a. A district-level delegate and alternate candidate may run for election only within the district in which they are registered to vote (*Rule 13.H*)
- b. An individual can qualify as a candidate for district-level delegate or alternate to the 2020 Democratic National Convention by filing a statement of candidacy designating their singular presidential (or uncommitted) preference and a signed pledge of support for the presidential candidate (including uncommitted status) with the State Party by Friday, March 20, 2020. A delegate or alternate candidate may modify their singular presidential preference by submitting an updated pledge of support no later than the filing deadline. The statement of candidacy can be filed by mail to 1830 9<sup>th</sup> Street, Sacramento, CA, 95811, by electronic mail to [Delegate2020@cadem.org](mailto:Delegate2020@cadem.org), or by fax to 916-442-5715 (*Rule 13.B, Rule 15.F & Reg. 4.23*)
- c. 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 (<https://cadem.org/our-party/national-convention>) beginning Monday, January 6, 2020

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- d. All candidates considered for district-level alternate positions must meet the same requirements as candidates for district-level delegate position. Any candidate not chosen at the district-level are allowed to be considered at the alternate-level (*Rule 13.C*)
5. Presidential Candidate Right of Review for District-Level Delegates and Alternates
    - a. The State Democratic Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than Wednesday, March 25, 2020 at 5:00pm a list of all persons who have filed for delegate or alternate pledged to that presidential candidate. (*Rule 13.D & Rule 13.F*)
    - b. Each presidential candidate, or that candidate's authorized representative(s), must then file with the State Democratic Chair by Monday, March 30, 2020 at 5:00pm a list of all such candidates they have approved, provided that approval be given to at least three (3) separate individuals for each position for delegate and three (3) separate individuals for each alternate position to be selected. (*Rule 13.E.1, Reg. 4.24 & Reg. 4.25*)
    - 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 State Democratic Chair not later than Monday, March 30, 2020 at 5:00pm.
    - 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. (*Rule 13.E & Reg. 4.24*)
    - e. The State Democratic Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate has used their best efforts to ensure that their respective district-level delegate candidates and district-level alternate candidates meet the affirmative action and outreach and inclusion 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. (*Rule 6.I & Reg.4.10.C*)
  6. Fair Reflection of Presidential Preference
    - a. Presidential Primary - Proportional Representation Plan (*Rule 14.A, Rule 14.B & Rule 14.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

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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 half the percentage of the vote received in that district by the front-runner. *(Rule 14.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 signs statements of support for that presidential candidate, the California Democratic Party will adequately publicize the explanation of that process *(Rule 13.G)*
  - e. Caucus elections will take place on Sunday, April 19, 2020. Only those participants who sign pledges of support to a particular candidate may run in that candidate's caucus 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 candidate. Such guidelines will be available at the office of the California Democratic Party. The rules of procedure for the District-Level Caucuses have been included in a memo as an attachment to the Plan. *(Rule 13.C)*
7. Equal Division of District-Level Delegates and Alternates
- a. To ensure the district-level delegates are equally divided between self-identified female and other than self-identified female delegate positions within each district will be designated by presidential preference beginning with the highest vote-getting presidential preference. This assignment of delegate positions, will continue with the next highest vote-getting preferences in descending order, with positions assigned to either self-identified female and other than self-identified female alternating by gender as mathematically practicable, until the gender of each position has been assigned.

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.

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- b. After the delegates are selected, the alternates will be awarded, using the same process described above.
  
8. 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 within 10 days after their election. The California Secretary of State will certify the final results on Friday, April 10, 2020 and the State Democratic Chair will amend any preliminary submissions if needed. *(Rule 8.C & Call IV.A)*

### B. Automatic Delegates

1. Automatic Party Leaders and Elected Officials
  - a. The following categories (if applicable) shall constitute the Automatic 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, Call I.J, & Reg. 4.15)*
    - (2) Democratic President and Democratic Vice President (if applicable); *(Rule 9.A.2 & Call I.G)*
    - (3) All of California 's Democratic Members of the U.S. House of Representatives and the U.S. Senate; *(Rule 9.A.3, Call I.H & Call I.J)*
    - (4) The Democratic Governor (if applicable); *(Rule 9.A.4, Call I.H & Call I.J)*
    - (5) "Distinguished Party Leader" delegates who legally reside in the state (if applicable); *(Rule 9.A.5, Call I.G & Reg. 4.14)*
  - b. An Automatic delegate may run and be elected as a Pledged delegate. If an Automatic delegate is elected and certified as a Pledged delegate, that individual shall not serve as an Automatic delegate at the 2020 National Convention. *(Call I.J)*
  - c. The certification process for the Automatic Party Leader and Elected Official delegates is as follows:
    - (1) Not later than March 6, 2020, the Secretary of the Democratic National Committee shall officially confirm to the State Democratic Chair the names of the Automatic delegates who legally reside in California . *(Rule 9.A)*

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- (2) Official confirmation by the Secretary shall constitute verification of the Automatic delegates from the categories indicated above. *(Call IV.B.1)*
  - (3) The State Democratic Chair shall certify in writing to the Secretary of the DNC the presidential preference of state's Automatic delegates 10 days after the completion of the State's Delegate Selection Process. *(Call IV.C)*
2. For purposes of achieving equal division between delegate self-identified female and delegate other than self-identified female within the state's entire convention delegation, the entire delegation includes all pledged and Automatic delegates, including those who identify as self-identified female or other than self-identified female. *(Rule 6.C and Reg. 4.9)*

### **C. Pledged Party Leader and Elected Official (PLEO) Delegates**

1. California is allotted 54 pledged Party Leader and Elected Official (PLEO) delegates. *(Call I.D, Call I.E & Appendix B)*
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 state-wide elected officials (to be given equal consideration); state legislative leaders, state legislators, and other state, county and local elected officials and party leaders. Automatic delegates who choose to run for PLEO delegate will be given equal consideration with big city mayors and state-wide elected officials. *(Rule 10.A.1 & Reg. 4.16)*
  - 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 of Support designating a singular presidential preference, which includes all the same provisions included in the Statement of Candidacy and Pledge of Support required of district-level candidates. This preference may be modified by submitting an updated form. 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 beginning Friday, February 7, 2020. Statements will be accepted beginning Friday, February 7, 2020 and ending Tuesday, April 21, 2020 at 5:00pm. Statements must be filed at the California Democratic Party Headquarters, in person, by mail, or from its website at (<https://cadem.org/our-party/national-convention>) *(Rule 10.A.3, Rule 15.G, Reg.4.18 & Reg. 4.17)*

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 Wednesday, April 22, 2020 at 5:00pm, a list of all persons who have filed for a party and elected official delegate pledged to that presidential candidate. *(Rule 10.A.3 & Rule 13.D)*
  - b. Each presidential candidate, or that candidate's authorized representative(s), must file with the State Democratic Chair, by Friday, April 24, 2020 at 5:00pm a list of all such candidates they have approved, as long as approval is given to at least two (2) names for every position to which the presidential candidate is entitled. *(Rule 13.E.2 & Reg. 4.25)*
  - 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 Friday, April 24, 2020 at 5:00pm. *(Rule 13.D)*
  - d. The State Democratic Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate has used their best efforts to ensure that their respective pledged PLEO delegate candidates meet the affirmative action and outreach and inclusion 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. *(Rule 6.I & Reg. 4.10.C)*
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 10.A.2, Rule 11.C, Rule 14.E & Rule 14.F)*
  - b. Selection of the pledged PLEO delegates will occur on Sunday, May 17, 2020 at a place and time selected by the California Democratic Party Chair, which is after the election of district-level delegates and alternates and prior to the selection of at-large delegates and alternates. *(Rule 10.A)*
  - c. These delegates will be selected by a committee consisting of a quorum of the district-level delegates. *(Rule 10.B)*
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

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Official delegates to the Democratic National Convention within 10 days after their election. (*Call IV.A & Reg. 5.4.A*)

### D. At-Large Delegates and Alternates

1. The state of California is allotted 90 at-large delegates and 10 at-large alternates. (*Rule 8.C, Call I.B, II, Appendix B & Reg. 4.34*)
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 singular presidential or uncommitted preference and a signed pledge of support for the presidential candidates (including uncommitted status) with the State Party by Tuesday, April 21, 2020. A delegate or alternate candidate may modify their singular presidential preference by submitting an updated pledge of support no later than the filing deadline. (*Rule 13.A., Rule 13.B, Rule 15.G, Reg. 4.22, Reg. 4.23, & Reg. 4.31*)
  - 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 19.A*)
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 Wednesday, April 22, 2020 at 5:00pm, a list of all persons who have filed for delegate or alternate pledged to that presidential candidate. (*Rule 13.D*)
  - b. Each presidential candidate, or that candidate's authorized representative(s), must then file with the State Democratic Chair, by Friday, April 24, 2020 at 5:00pm, a list of all such candidates they have approved, provided that, at a minimum, two names remain(s) for every national convention delegate or alternate position to which the presidential candidate is entitled. (*Rule 13.D.4, Rule 13.E.2 & Reg. 4.25*)
  - 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.
  - d. The State Democratic Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate has used

## State 2020 Delegate Selection Plan

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their best efforts to ensure that their respective at-large delegate candidates and at-large alternate candidates meet the affirmative action and outreach and inclusion considerations and goals detailed in the Affirmative Action and Outreach and Inclusion 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 this Section.

### 4. Fair Reflection of Presidential Preference

- a. At-large delegate and alternate positions shall be allocated among presidential preferences according to the state-wide primary vote. *(Rule 11.C)*
- b. Preferences which have not attained a 15% threshold on a state-wide basis shall not be entitled to any at-large delegates. *(Rule 14.E)*
- c. If no presidential preference reaches a 15% threshold, the threshold shall be half the percentage of the statewide vote received by the front-runner. *(Rule 14.F)*
- d. If a presidential candidate otherwise entitled to an allocation is no longer a candidate at the time of selection of the at-large delegates, their allocation will be proportionally divided among the other preferences entitled to an allocation. *(Rule 11.C)*
- e. If a given presidential preference is entitled to one (1) or more delegate positions but would not otherwise be entitled to an alternate position, that preference shall be allotted one (1) at-large alternate position. *(Rule 19.B, Call I.I & Reg. 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 17, 2020 at a place and time to be selected by the California Democratic Party Chair, which is after all pledged Party Leader and Elected Official delegates have been selected. *(Call III)*
- b. These delegates and alternates will be selected by a committee consisting of a quorum of the district-level delegates *(Rule 11.B & Rule 11.B)*
- 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 Americans and Pacific Islanders and women, if such priority of

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consideration is needed to fulfill the affirmative action goals outlined in the state's Delegate Selection Plan. *(Rule 6.A.3)*

- (2) 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, sex, age, color, creed, national origin, religion, ethnic identify, sexual orientation, gender identity and expression, economic status or disability. *(Rule 5.C, Rule 6.A.3, Rule 7 & Reg. 4.8)*
  - (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 as far as mathematically practicable, and may be used to achieve the representation goals established in the Affirmative Action Plan and Outreach and Inclusion Program section of this Plan. *(Rule 6.A, Rule 6.C and Reg. 4.9)*
  - (4) Delegates and alternates are to be considered separate groups for this purpose. *(Rule 6.C.1, Rule 11.A, Reg. 4.9 & Reg. 4.20)*
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 10 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 19.D.3)*
    - (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 gender of the delegate they replace, 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 (1) alternate, that alternate shall become the certified delegate.

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- (b) If a presidential candidate has only one (1) alternate, and that alternate permanently replaces a delegate of a different gender, 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 19.D.2, the State Party Committee shall, at the time of a subsequent permanent replacement, replace a delegate with a person of a different gender, in order to return the delegation to equal division of men and women. *(Reg. 4.36)*
- (3) If a delegate or alternate candidate who has been elected but not certified to the DNC Secretary resigns, dies, or is no longer eligible to serve, they shall be replaced, after consultation with the State Party, by the authorized representative of the presidential candidate to whom they are pledged. *(Rule 19.D.2)*
- a. Temporary Replacement of a Delegate: *(Rule 19.D.4)*
  - (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 they replace, and to the extent possible shall be of the same gender and from the same political subdivision within the state as the delegate.
- b. The following system will be used to select permanent and temporary replacements of delegates:
  - (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.
- c. 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 19.D.3)*
  - (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's Democratic Chair to the Secretary of the

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Democratic National Committee within three (3) days after the replacement is selected. *(Call IV.D.1)*

- (3) Certification of permanent replacements will be accepted by the Secretary up to 72 hours before the first official session of the Convention is scheduled to convene. *(Call IV.D.1 & Reg. 4.35)*
    - (4) In the case where a pledged delegate is permanently replaced after 72 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 IX.F.3.e, Call IX.F.3.c & Reg. 5.6)*
  - d. 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 gender and, to the extent possible, from the same political subdivision as the alternate being replaced. *(Rule 19.E)*
2. Automatic delegates shall not be entitled to a replacement, nor shall the state be entitled to a replacement, except under the following circumstances: *(Call IV.D.2 & Reg. 4.37)*
- 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.D.2.a)*
  - b. Members of the Democratic National Committee 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 2020 Democratic National Convention, acknowledgment by the Secretary of the new DNC member certification shall constitute verification of the corresponding change of Automatic delegates. *(Call, IV.D.2.b)*

- c. Automatic distinguished Party Leader delegates allocated to the state pursuant to Rule 9.A.(5), shall not be entitled to name a replacement, nor shall the state be entitled to name a replacement. *(Call IV.D.2.c)*
- d. In no case may an alternate cast a vote for an Automatic delegate. *(Call IX.F.3.e)*

## **Section IV**

### **Selection of Convention Standing Committee Members**

#### **A. Introduction**

- 1. California has been allocated 18 member(s) on each of the three (3) standing committees for the 2020 Democratic National Convention (Credentials, Platform and Rules), for a total of 54 members. *(Call VII.A & Appendix D)*
- 2. Members of the Convention Standing Committees need not be delegates or alternates to the 2020 Democratic National Convention. *(Call VII.A.3)*
- 3. These members will be selected in accordance with the procedures indicated below. *(Rule 1.G)*

#### **B. 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 17, 2020 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 14.E. of the Delegate Selection Rules. *(Call VII.C.1 & Reg. 5.9)*

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- 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 (3) 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 Monday, May 11, 2020 at 5:00pm, a minimum of (1) name for each slot awarded to that candidate for members of each committee. The delegation shall select the standing committee members from among names submitted by the presidential candidates (including uncommitted status). Presidential candidates shall not be required to submit the name of more than one (1) 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

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members shall achieve California's affirmative action, outreach and inclusion goals and that their respective self-identified female and other than self-identified female members are equally divided between the self-identified female and other than self-identified female. (*Rule 6.1 & Reg. 4.10*)

- 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 most standing committee positions shall be designated for a self-identified female, the second position for other than self-identified female, and the remaining positions shall be designated in like fashion, alternating between self-identified female and other than self-identified female. 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 self-identified female and other than self-identified female membership of the standing committees shall be as equally divided among the self-identified female and other than self-identified female as possible under the state allocation; the variance between self-identified female and other than self-identified female in any committee or among the three committees in aggregate shall not exceed one. (*Call VII.E.2*)
  - (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 gender.

### 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 but not later than 48 hours before the respective standing committee meets, except in the case of death. (*Call VII.B.4*)

## Section V Delegation Chair and Convention Pages

### A. Introduction

California will select one (1) person to serve as Delegation Chair and 11 to serve as Convention Pages. *(Call IV.E, Call IV.F.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 17, 2020 at a place and time to be selected by the California Democratic Party Chair. *(Call IV.E & Call VII.B.1)*
  - 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 their selection. *(Call IV.E)*

### C. Convention Pages

1. 11 individuals will be selected to serve as California'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 Sunday, May 17, 2020 at a place and time to be selected by the California Democratic Party Chair. *(Call IV.F.3, Appendix C & Reg. 5.7)*
2. The Convention Pages shall be as evenly divided between self-identified female and other than self-identified female as possible under the state allocation and shall reflect as much as possible, the Affirmative Action and Outreach and Inclusion guidelines in the state plan. *(Reg. 5.7.A)*
3. The State Democratic 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. *(Call IV.F.3 & Reg. 5.7.B)*

## Section VI Presidential Electors

### A. Introduction

California will select 55 persons to serve as Presidential Electors for the 2020 Presidential election.

### B. Selection of Presidential Electors

1. On or before October 1 of the presidential election year, The Democratic Party's nominee must file a list containing the names, addresses, and telephone numbers of the 55 electors pledged to him/her. Each congressional nominee and each US Senate nominee designates one elector to be filed with the Chair of the California Democratic Party by Thursday, September 24, 2020. (California Elections Code section 7100)
2. In the event there is no nominee for United States Senate or for any particular congressional district who disclosed a preference for the Democratic Party, or if any candidate fails to designate a presidential elector by the date specified by the state chairperson, the state chairperson shall designate one presidential elector for each vacancy. The state chairperson shall file the names and residence and business addresses of all the electors designated pursuant to this section with the Secretary of State by October 1 of the presidential election year. (California Elections Code section 7100)

### C. Affirmation

1. Each candidate for Presidential Elector shall certify in writing that they will vote for the election of the Democratic Presidential and Vice Presidential nominees. (*Call VIII*)
2. In the selection of the Presidential Electors, the State Party will take the following steps to ensure the persons selected are bona fide Democrats who are faithful to the interests, welfare, and success of the Democratic Party of the United States, who subscribe to the substance, intent and principles of the Charter and the Bylaws of the Democratic Party of the United States. Per California State Law, presidential electors must vote for the Democratic Presidential and Vice Presidential nominees. (California Elections Code 6906) The California Democratic Party will take steps to assure that presidential electors will vote for the election of the Democratic Presidential and Vice-Presidential nominees including, having each candidates for presidential elector sign a certification to so vote.

## Section VII

### 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. As our Party strives to progress in the fight against discrimination of all kinds, these six basic elements have evolved and grown along with the constant push for more inclusion and empowerment. 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. (*Rule 4.A, Rule 4.B & Rule 4.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, gender identity and expression, economic status or 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 the 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. As part of this, the State Democratic Party should develop a strategy to provide education programs directly to voters who continue to experience confusing timelines for registration, changing party affiliation deadlines, or lack of awareness of the process for running for delegate, to ensure all Democratic voters understand the rules and timelines and their impact on voter participation. (*Rule 4.B.5*)

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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 or 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 self-identified female and delegate other than self-identified female, and alternate self-identified female and alternate other than self-identified female, i.e. the number of self-identified female and other than self-identified female shall not vary by more than one. Such goal applies to the entire delegation, which includes all pledged delegates and alternates and all automatic delegates. Delegates and alternates shall be considered separate groups for purposes of achieving equal division as determined by gender self-identification. *(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 13.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 13.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 13.J)*
  
- G. Each delegate, alternate and standing committee member must be a bona fide Democrat, who is faithful to the interests, welfare and success of the Democratic Party of the United States, who subscribes 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 13.H, Call VII.A.4 & Reg. 4.26)*
  
- 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 16)*
  
- I. An accredited participant in a caucus, convention or committee meeting, after having established credentials, may register a non-transferable proxy with (i.e., deliver a signed proxy to) 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 one (1) proxy at a time. *(Rule 17 & Reg. 4.32)*

- 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 18.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 18.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 and Outreach and Inclusion Programs. *(Rule 1.F & Rule 12.B)*
- M. In electing and certifying delegates and alternates to the 2020 Democratic National Convention, the State Democratic Party hereby undertakes to assure all Democratic voters in California, a full, timely and equal opportunity to participate in the delegate selection process and in all Party affairs and to implement affirmative action and outreach and inclusion plans toward that end; that the delegates and alternates to the Convention shall be selected in accordance with the Delegate Selection Rules for the 2020 Democratic National Convention; and that the delegates certified will not publicly support or campaign for any candidate for President or Vice President other than the nominees of the Democratic National Convention. *(Call II.B)*

## **Section VIII**

### **Affirmative Action Plan and Outreach and Inclusion Program**

#### **A. Statement of Purpose and Organization**

- 1. Purpose and Objectives
  - a. To make sure that the Democratic Party at all levels be an open Party which includes rather than excludes people from participation, The State Party through the Affirmative Action Committee will review, conduct outreach and continually assess the participation of all communities in the process to ensure the widest possible participation. The State Party will provide handouts, power point presentations, and conduction regional hearing open to all communities to ensure equal opportunity and outreach to all Californians. *(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 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, gender identity and expression, economic status or disability (hereinafter collectively referred to as “status”). *(Rule 4.B.1)*
  - d. Consistent with the Democratic Party’s commitment to including groups historically under-represented in the Democratic Party’s affairs, by virtue of race, sex, age, color, creed, national origin, religion, ethnic identity, sexual orientation, gender identity and expression, or disability, California has established goals for these groups. *(Rule 5.C & Reg. 4.8)*
  - e. 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 programs with specific goals and timetables for African Americans, Hispanics, Native Americans, Asian Americans and Pacific Islanders and women. To further encourage full participation in the process, the State Party has established goals and timetables for other underrepresented groups, including the LGBTQ+ community, people with disabilities, and youth. *(Rule 6.A & Rule 7)*
    - (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) For the delegate selection process, “Youth” is defined as any participant younger than 36 years old at the time of election. *(Reg. 5.3.A)*
    - (3) For the delegate selection process, individuals identifying as Native Americans should provide their tribal affiliation and indicate if they are enrolled in a tribe. *(Reg. 5.3.B)*
    - (4) These goals 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 March 1, 2019. *(Rule 6.F)*
  - b. The State Democratic Chair shall certify in writing to the Rules and Bylaws Committee of the Democratic National Committee the compliance of the

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- State's Affirmative Action Committee with Rules 5.C, 6.A and 7, and submit the names, demographic data and contact information of the members no later than 15 days after their appointment. *(Reg. 2.2.J)*
- c. The Committee shall consist of members who are regionally diverse and represent the Democratic constituency groups set forth in the Introduction to the Affirmative Action Plan and Outreach and Inclusion Program.
  - d. 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) Reviewing the proposed Inclusion Programs and making recommendations to the State Democratic Chair.
    - (3) Directing the implementation of all requirements of the Affirmative Action section of this Plan.
    - (4) Implementing a financial assistance program for delegates and alternates. (Rule 6.G)
    - (5) 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 Americans and Pacific Islanders and women. (Rule 6.E)
  - e. 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 volunteers, and covering all reasonable costs incurred in carrying out this Plan.
3. Implementation of the Affirmative Action Plan and Outreach and Inclusion Program shall begin on Friday, September 13, 2019, with the distribution of the press kits, and will continue through the end of the delegate selection process. *(Rule 1.F)*

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**B. Representation Goals**

1. The California Democratic Party has determined the demographic composition of African Americans, Hispanics, Native Americans, and Asian Americans and Pacific Islanders in the state’s Democratic electorate. These constituency percentages shall be established as goals for representation in the state’s convention delegation. *(Rule 6.A)*
  
2. The California Democratic Party has determined the demographic composition of members of the LGBTQ+ community, people with disabilities, and youth in the state’s Democratic electorate. The State Party has chosen to establish these percentages as goals for representation in the state’s convention delegation. *(Rule 7 & Reg. 4.8.C.iii)*
  
3. The California Democratic Party has determined the demographic composition of members of the LGBT community (with an emphasis on Transgender), people with disabilities, and youth (with an emphasis on youth under 36) in the state’s Democratic electorate and furthermore, the California Democratic Party has chosen to establish these percentages or higher as goals for representation in the state’s convention delegation.

	African Americans	Hispanics	Native Americans	Asian Americans and Pacific Islanders	LGBTQ+ Americans	People with Disabilities	Youth
Percent in Democratic Electorate	16%	30%	2%	10%	12%	10%	20%
Numeric Goals for Delegation	79	149	9	50	59	50	99

4. When selecting the at-large portion of the delegation, the demographic composition of the other delegates (district-level, pledged PLEO, and Automatic) shall be compared with the State Party’s representation goals to achieve an at-large selection process that helps to bring about a representative balance. *(Rule 11.A)*
  
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)*

**C. 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 2019. These workshops will be designed to encourage participation in the delegate selection process, including apprising potential delegate and alternate candidates of the availability of financial assistance.

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- These workshops will be held in places that are easily accessible to persons with 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 electorate. *(Rule 3.A, Rule 3.C & Rule 3.D)*
2. A speaker's bureau of volunteers from the State Party, including the Affirmative Action Committee, shall be 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 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. 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 Outreach and Inclusion Program, and relevant state statutes at no cost. Copies of documents related to the state's delegate selection process will be prepared and the State Party and Affirmative Action Committee will distribute them in the various delegate districts not later than Wednesday, December 4, 2019 *(Rule 1.H)*
  5. Participation in the delegate selection process shall be open to all voters who wish to participate as Democrats. Democratic voters shall be those persons who publicly declare their Party preference and have that preference publicly recorded. *(Rule 2.A)*
  6. The State Party shall take all feasible steps to encourage non-affiliated voters and new voters to register or enroll, to provide simple procedures through which they may do so and to eliminate excessively long waiting periods for voters wish to register or to change their party enrollment status. *(Rule 2.C)*
  7. The Affirmative Action Committee will develop a State Party strategy to be implemented beginning September 2019 that will provide education programs directly to voters who continue to experience confusing timelines for registration, changing party affiliation deadlines, or lack of awareness of the process for running for delegate, to ensure all Democratic voters understand the rules and timelines and their impact on voter participation. *(Rule 4.B.5)*

**D. 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 communications and on the State Party's 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. *(Rule 3.C & Rule 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 newspaper, 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. 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.) *(Rule 4.B.3 & Rule 6.D)*
3. A priority effort, as described in the Delegate Selection Media Plan, 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 Americans and Pacific Islanders, Spanish-speaking and other non-English press, radio stations and publications, and women's organizations, student newspapers, LGBT 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 the 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 the 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, bilingual where necessary, to encourage the participation of minority groups. *(Rule 6.D)*

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4. Not later than Monday, October 14, 2019, 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. materials designed to encourage participation and inform prospective delegate candidates;
  - b. a summary explaining the role of the 2020 Convention in nominating the Party's Presidential and Vice-Presidential candidates and adopting the National Platform;
  - c. a summary of the State Party's delegate selection process including all pertinent rules, dates, and filing requirements related to the process;
  - d. a map of delegate districts and how many delegates will be elected within each district, along with filing forms or information on how to obtain the filing forms.

### **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 and Outreach and Inclusion Program. *(Rule 6.H)*
2. Each presidential candidate must submit a written statement to the State Democratic Chair by Monday, October 14, 2019 which indicates the specific steps they will take to encourage full participation by their supporters in California's delegate selection process, including, but not limited to, procedures by which persons may file as candidates for delegate or alternate pledged to the presidential candidate. *(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 shall use their best effort to ensure that their respective delegates, alternates and standing committee members shall achieve the affirmative action goals reflected in the Affirmative Action Plan and Outreach and Inclusion Program and that the number of self-identified females and the number of other than self-identified females in their respective delegations shall not differ by more than one. Furthermore, presidential candidates shall use their best efforts at the district level to approve delegate, alternate, and standing committee candidates who meet applicable equal division and affirmative action considerations to

promote and achieve the state’s affirmative action, outreach and inclusion goals and equal division for their respective delegations. (*Rule 6.C., Rule 6.I & Reg. 4.10*)

**F. Outreach and Inclusion Program**

1. The State Democratic Party is committed to help achieve full participation of those groups of Americans who have historically been explicitly denied the right to vote or who have been subjected to discriminatory and exclusionary practices that have denied them voting rights and full participation in the delegate selection process and other Party meetings, events and elections, along with other groups of Americans who are also underrepresented in Party affairs.
2. As such, the State Democratic Party has developed outreach and inclusion programs and is committed to fully implementing the programs so that all persons who wish to participate as Democrats understand they are welcome and encouraged to be a part of the delegate selection process and in the Party at the local, state and national levels.
3. The State Party will make accommodations to facilitate greater participation by people with disabilities by increasing outreach and working in coordination with the California Democratic Party’s Disabilities Caucus.
4. In addition to the education, publicity and other steps described above, the State Party will work in coordination with the LGBT, African American, Native American, Asian and Pacific Islander and Chicano Latino Caucuses to greater increase participation in constituency groups through outreach.

**Section IX  
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 2020 Democratic National Convention (Reg. Sec. 3)*, and the “Rules of Procedure of the Credentials Committee of the 2020 Democratic National Convention.” (*Call Appendix A*)
2. Under Rule 21.B. of the *2020 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 Plan and Outreach and Inclusion Program. (*Rule 21.B & Call Appendix A*)

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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 2020 Democratic National Convention. (*Call Appendix A & Reg. 3.1*)
4. Challenges to the credentials of delegates and alternates to the 2020 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 2020 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 2020 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 2020 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 15 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 30 calendar days prior to the initiation of the state’s delegate selection process. (*Rule 21.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 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 RBC Regulations, 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 15 days after the alleged violation occurred. The State Party has 21 days to render a decision. Within 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 10 days after expiration of the above 21-day period. *(Reg. 3.4.C, Reg. 3.4.E & Reg. 3.4.H)*
3. Performance under an approved Affirmative Action Plan and Outreach and Inclusion Program 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 Plan and Outreach and Inclusion Programs of a Plan, except that such challenges must be filed not later than 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 X 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 2020 Democratic National Convention.

The “first determining step” of California’s delegate selection process will occur on **March 3, 2020**, with a 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	272	25	4/19/20 20	Selecting Body: <i>Post-primary Caucus on April 19, 2020</i>
			4/19/20 20	<i>Filed with the CDP by 5:00pm March 20, 2020</i>
Automatic Party Leader and Elected Official Delegates*	##	n/a	n/a	Automatic by virtue of respective public or Party office as provided in Rule 9.A. of the 2020 Delegate Selection Rules.
Pledged Party Leaders and Elected Officials (PLEOs)	54	**	5/17/20 20	Selecting Body: <i>Committee of district-level delegates</i>
				<i>Filed with the CDP by 5:00pm April 21, 2020</i>
At-Large Delegates At-Large Alternates	90	10	5/17/20 20	Selecting Body: <i>Committee of the district-level delegates</i>
			5/17/20 20	<i>Filed with the CDP by April 21, 2020</i>
TOTAL Delegates and Alternates	495	35		

\* Automatic 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 the U.S. House of Representatives and the U.S. Senate, the Democratic Governor, and any other Distinguished Party Leader as specified in Rule 9.A. of the *2020 Delegate Selection Rules*. The exact number of Automatic PLEO Delegates is subject to change due to possible deaths, resignations, elections or special elections.

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**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
18	54	<i>May 17, 2020</i>	<i>Each presidential candidate, or that candidate’s authorized representative(s), must submit to the State Democratic Chair, by (date and time), a minimum of (1) name for each slot awarded to that candidate for members of each committee.</i>

**C. Selection of Delegation Chair and Convention Pages**

The Delegation Chair will be selected by the National Convention Delegates on Sunday, May 17, 2020

11 Convention Pages will be selected by the State Democratic Chair on Sunday, May 17, 2020.

**D. Selection of Presidential Electors**

55 Presidential Electors will be selected by Each congressional nominee and each US Senate nominee designates one elector to be filed with the Chair of the California Democratic Party by Tuesday, October 1, 2019.

**E. Presidential Candidate Filing Deadline**

Presidential candidates must certify the name of their authorized representative(s) to the State Democratic Chair by Tuesday, March 10, 2020.

**F. Timetable**

Date	Activity
<b>2019</b>	
July 13	Public comments are solicited on the proposed Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program. Press releases are mailed announcing the public comment period.
August 1	Period for public comment on State Plan is concluded. Responses are compiled for review by the State Party Committee.
August 25	State Party Committee reviews public comments and adopts revised Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program for submission to DNC Rules and Bylaws Committee. Press releases are mailed announcing the approval of the Plan.
August 28	Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program is forwarded to the DNC Rules and Bylaws Committee.

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Date	Activity
September 13	State Party begins implementation of the Affirmative Action Plan and Outreach and Inclusion Program. Press kits, as described in the Affirmative Action Plan and Outreach and Inclusion Program, are sent to all state media.
October 14	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.)
December 3	Presidential candidate petition forms are available from the State Party Committee Headquarters.
December 6	Presidential candidate deadline for filing the petition of candidacy with the Secretary of State and a copy to the State Party.
<b>2020</b>	
January 6	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 <a href="https://cadem.org/our-party/national-convention">https://cadem.org/our-party/national-convention</a>
February 3	First date on which vote-by-mail ballots are mailed to voters.
March 3	In-person voting begins for Presidential preference primary.
March 3	<b>Presidential preference primary.</b>
March 10	Presidential candidate deadline for certifying the name(s) of their authorized representative(s) to the State Party.
March 20	District-level delegate and alternate deadline for filing the statement of candidacy and pledge of support forms with State Party.
March 25	State Party provides list of district-level delegate and alternate candidates to the respective Presidential candidates.
March 30	Presidential candidates provide list of approved district-level delegate and alternate candidates to State Party.
April 4	Secretary of State certifies results of primary; post-slated district-level delegates and alternates are allocated according to presidential preference.
April 19	Post-primary congressional district caucuses slate district-level delegate and alternate candidates.
April 21	Pledged PLEO and at-large delegate or alternate candidate deadline for filing the statement of candidacy and pledge of support forms with State Party.
April 22	State Party provides list of PLEO and at-large delegate and alternate candidates to the respective Presidential candidates.
April 24	Presidential candidates provide approved list of pledged PLEO delegate candidates to State Party.
April 29	State Party certifies elected district-level delegates and alternates to the Secretary of the Democratic National Committee.
May 17	State Convention convenes. Pledged PLEO delegates selected. Following selection of PLEO delegates, presidential candidates provide approved list of at-large delegate and alternate candidates to State Party. State Convention selects at-large delegates and alternates. Presidential candidates submit lists of candidates for standing committee members to State Party.
May 17	National Convention delegation meeting. Delegates select National Convention Standing Committee Members and Delegation Chair. State Chair names convention pages.
May 17	State Party Committee meets and elects the Presidential Electors.

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Date	Activity
May 27	State Party certifies remainder of elected delegates and alternates (PLEOs and at-large), along with standing committee members, delegation chair, and convention pages.
May 27	State Chair certifies in writing to the Secretary of the DNC the State's Delegation Chair, Convention Pages and Standing Committee Members. State Chair certifies in writing to the Secretary of the DNC the State's Delegation Chair, Convention Pages and Standing Committee Members.
May 27	State Party certifies in writing to the Secretary of the DNC the presidential preference of Pledged PLEOs and At-Large Delegates and Alternates.