



Democratic National Committee

# DELEGATE SELECTION RULES

For the 2012  
Democratic National Convention

Issued by the Democratic Party of the United States

**Governor Tim Kaine**  
Chairman

**PROPOSED DRAFT**

*Proposed for consideration by the DNC Rules and Bylaws Committee at its meeting May 21-22, 2010.*

*Reflects changes suggested by the Co-Chairs for consideration by the Rules and Bylaws Committee.*



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# PROPOSED DELEGATE SELECTION RULES

## FOR THE 2012 DEMOCRATIC NATIONAL CONVENTION

### PROPOSED DRAFT

*Reflects changes submitted by the Rules and Bylaws Committee Co-Chairs for consideration at its meeting on May 21-22, 2010.*

Inserted Language is **bold and double underlined**.

Deleted Language is shown with ~~strikethrough~~.

Sections specifically recommended for discussion are marked with \*\*\*.

- |    |   |    |   |
|----|---|----|---|
| 1  | <b>1. Publication and Submission of</b>         | 36 |   |
| 2  | <b>State Party Rules</b>                        | 37 |   |
| 3  |   | 38 |   |
| 4  | A. State parties shall adopt Affirmative Action | 39 | 8. Procedures for ascertaining                |
| 5  | and Delegate Selection Plans which contain      | 40 | delegate/alternate preference at all          |
| 6  | explicit rules and procedures governing all     | 41 | stages;                                       |
| 7  | aspects of the delegate selection process.      | 42 |   |
| 8  | These rules shall include, but are not limited  | 43 | 9. Procedures for presidential candidate      |
| 9  | to:   | 44 | right of approval;                            |
| 10 |   | 45 |   |
| 11 | 1. Procedures for electing and certifying       | 46 | 10. Method of awarding delegates and          |
| 12 | delegates and alternates at all levels;         | 47 | alternates to presidential candidates;        |
| 13 |   | 48 |   |
| 14 | 2. Timing of primary/caucuses/                  | 49 | 11. Methods and timetable for the selection   |
| 15 | conventions;                                    | 50 | of permanent standing committee               |
| 16 |   | 51 | members;                                      |
| 17 | 3. Procedures providing for equal division      | 52 | 12. Methods and timetable for the selection   |
| 18 | in each state's convention delegation;          | 53 | of temporary standing committee               |
| 19 |   | 54 | members;                                      |
| 20 | 4. Procedures providing for the selection       | 55 | 13. Procedures for challenges of the          |
| 21 | of the chair of the delegation;                 | 56 | delegate selection and affirmative action     |
| 22 |   | 57 | processes;                                    |
| 23 | 5. Particulars concerning the scheduling of     | 58 |   |
| 24 | delegate selection meetings including           | 59 | 14. Methods and timetable for the selection   |
| 25 | methods by which each meeting or                | 60 | of convention pages; and                      |
| 26 | event will be publicized;                       | 61 |   |
| 27 |   | 62 | 15. Other appropriate provisions from these   |
| 28 | 6. Affirmative Action Plans in detail           | 63 | Rules, the Call and the Regulations.          |
| 29 | including affirmative action obligations        | 64 |   |
| 30 | of presidential candidates;                     | 65 | B. The following items are to be routinely    |
| 31 |   | 66 | included at an appropriate place in each      |
| 32 | 7. All petition requirements and filing         | 67 | state plan:                                   |
| 33 | deadlines for delegate and alternate            | 68 |   |
| 34 | candidates and for presidential                 | 69 | 1. Eligibility requirements for participation |
| 35 | candidates;                                     | 70 | in the delegate selection process in          |
|    |   |    | conformance with Rule 2 [Rule 2];             |

## 2012 Delegate Selection Rules for the Democratic National Convention

- 1 2. Prohibition of cost and fees [Rule 2.D.]; 48 Committee (“DNC Rules and Bylaws  
2 49 Committee”).
- 3 3. Prohibition of participation by those 50  
4 participating in another party’s process 51 D. State Delegate Selection and Affirmative  
5 [Rule 2.E.]; 52 Action Plans shall be submitted to the DNC  
6 53 Rules and Bylaws Committee for approval  
7 4. One-meeting limitation for first-stage 54 on or before ~~May 1, 2007~~ May 2, 2011.  
8 participants [Rule 3.E.]; 55
- 9 56 E. The DNC Rules and Bylaws Committee  
10 5. “Six basic elements” of an open party 57 shall act on the proposed plans as soon as  
11 [Rule 4]; 58 practicable, but in no case later than  
12 ~~September 16, 2008~~ September 16, 2011, or  
13 6. Non-discrimination principles [Rule 5]; 60 four months before the respective state’s  
14 first determining step, whichever is earlier.  
15 7. Requirement that all steps take place 62 Its decision shall be final and binding.  
16 within calendar year of convention 63  
17 [Rule 11.]; 64 F. Implementation of state Affirmative Action  
18 Plans shall begin no later than ~~September~~  
19 8. Required identification of preference of 66 September 16, 2011, or four months  
20 candidates for delegate and alternate 67 before the respective state’s first  
21 [Rule 12.A.]; 68 determining step, whichever is earlier.  
22 69
- 23 9. Protection against coerced vote [Rule 70 G. State Delegate Selection Plans shall specify  
24 12.I]; 71 the methods and timetable to be followed in  
25 selecting permanent and temporary  
26 10. Quorum requirements [Rule 15]; 72 members of standing committees of the  
27 national convention. These procedures shall  
28 11. Proxy voting rules, if any [Rule 16]; 74 be in conformity with the rules to be  
29 75 contained in the Call for the ~~2008~~ 2012  
30 12. Unit rule prohibition [Rule 17.A.]; 76 Convention.  
31 77
- 32 13. Slate making limitations [Rule 17.B.]; 78  
33 and 79 H. The Democratic National Committee  
34 80 (“DNC”) and the state parties shall publish  
35 14. Succession of alternates to delegate 81 and make available at no cost their rules, the  
36 status and filling of vacancies in 82 2012 National Delegate Selection Rules, and  
37 delegate positions [Rule 18]. 83 a clear and concise explanation of how  
38 Democratic voters can participate in the  
39 C. Each state party shall provide for a thirty 84 delegate selection process. The DNC shall  
40 (30) day<sup>1</sup> period of public comment to solicit 85 prepare and provide at no cost to state  
41 opinion on the state’s Affirmative Action 86 parties a clear and concise explanation of  
42 Plan and Delegate Selection Plan prior to 87 the ~~2008~~ 2012 Delegate Selection Rules. This  
43 adoption. All written public comments 88 shall be done no later than October 1 of the  
44 submitted to the state Democratic 89 calendar year immediately preceding the  
45 Committee shall be submitted along with 90 calendar year of the national convention.  
46 the plans to the Rules and Bylaws 91  
47 Committee of the Democratic National

<sup>1</sup> Unless otherwise explicitly specified, reference in these Rules to “day” or “days” means “calendar days.” If the last day of a period falls on a Saturday, Sunday or a federally recognized holiday, the time shall be extended to the next business day.

## 2012 Delegate Selection Rules for the Democratic National Convention

### 2. Participation

A. Participation in the delegate selection process shall be open to all voters who wish to participate as Democrats.

1. Democratic voters shall be those persons who publicly declare their Party preference and have that preference publicly recorded.

2. Implementation of this administrative matter shall be delegated to the DNC Rules and Bylaws Committee.

B. Nothing in these rules shall be interpreted to encourage or permit states with party registration and enrollment, or states that limit participation to Democrats only, to amend their systems to open participation to members of other parties.

C. State parties shall take all feasible steps to encourage non-affiliated 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 wishing to register or to change their party enrollment status. In all caucuses or conventions conducted pursuant to these rules, all Democrats who comply with Rule 2.A, 2.A.(1), and 2.A.(2) shall be allowed to participate.

D. At no stage of the delegate selection process shall any person be required, directly or indirectly, to pay a cost or fee as a condition for participating in the delegate selection process. Voluntary contributions to the Party may be made, but under no circumstances shall a contribution be mandatory for participation.

E. No person shall participate or vote in the nominating process for a Democratic presidential candidate who also participates in the nominating processes of any other party for the corresponding elections.

F. In accordance with Article Nine, Section 12 of the Charter of the Democratic Party of the United States, 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 and 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 state run or state party run primary which constitutes the first determining stage of the delegate election process and in which all individual voters are eligible to participate in accordance with the provisions of this Rule 2.

G. The casting of ballots over the Internet may be used as a method of voting in a vote only for presidential preference in a state party-run primary constituting the first determining stage in the presidential nominating process, and only if such casting of ballots over the Internet:

1. Is used in a system in which voters may cast their ballots in person on the day of such primary and by mail, and in which casting of ballots over the Internet is an alternate means of voting;
2. Is accompanied by a comprehensive, proactive education and outreach program on the use of Internet voting that is set forth in the state's delegate selection plan and approved by the DNC Rules and Bylaws Committee;
3. Is conducted in accordance with a plan approved by the DNC Rules and Bylaws Committee that is included in the state's delegate selection plan, and that provides adequate measures to achieve security, reliability, access to eligible voters and transparency, including contractual and other safeguards to secure exclusive ownership and control by the state party of voting data;
4. Is accomplished through a system which provides the voter with an

## 2012 Delegate Selection Rules for the Democratic National Convention

1 opportunity to verify the voter's ballot  
2 and correct any error before the voter's  
3 vote is cast; which can be permanently  
4 maintained by the voter at the voter's  
5 option in paper, electronic or other  
6 form; and which produces a paper  
7 record of the voter's vote that is  
8 preserved and maintained by the state  
9 party in the event of a manual audit,  
10 until the expiration of the time for filing  
11 an implementation challenge under  
12 these Rules.

13  
14 H. In states using government-run voting  
15 systems in the delegate selection process,  
16 State Delegate Selection Plans shall include  
17 provable positive steps (as defined in Rule  
18 21) taken or to be taken by the state party to:

- 19  
20 1. Promote the acquisition of accessible  
21 precinct based optical scan systems  
22 wherever possible;
- 23  
24 2. Seek enactment of legislation, rules and  
25 policies at the state and local level to  
26 ensure that direct recording electronic  
27 systems include a voter verified paper  
28 record;
- 29  
30 3. Seek enactment of legislation, rules and  
31 policies at the state and local level to  
32 ensure that both optical scan and direct  
33 recording electronic systems include  
34 recognized security measures such as:  
35
  - 36 a. Automatic routine manual audits  
37 comparing paper records to  
38 electronic records following every  
39 election and prior to certification of  
40 results where possible;
  - 41  
42 b. Parallel testing on Election Day;
  - 43  
44 c. Physical and electronic security for  
45 equipment;
  - 46  
47 d. Banning use of wireless components  
48 and connections;
  - 49  
50 e. Public disclosure of software design;

- 51 f. Use of transparent and random  
52 selection for all auditing procedures;
- 53  
54 g. Effective procedures for addressing  
55 evidence of fraud or error.  
56

### 57 3. Scheduling of Delegate 58 Selection Meetings

- 59  
60 A. All official Party meetings and events  
61 related to the national convention delegate  
62 selection process, including caucuses,  
63 conventions, committee meetings, filing  
64 dates, and Party enrollment periods, shall  
65 be scheduled for dates, times and public  
66 places which would be most likely to  
67 encourage the participation of all  
68 Democrats, and must begin and end at  
69 reasonable hours.  
70
- 71 B. All such meetings or events which are the  
72 first meeting or event in the delegate  
73 selection process shall be scheduled at times  
74 and dates which are uniform throughout  
75 the state, except where it is established by  
76 the state party and approved by the DNC  
77 Rules and Bylaws Committee that such  
78 uniform times and dates would significantly  
79 reduce participation in the delegate  
80 selection process.  
81
- 82 C. The times, dates, places, and rules for the  
83 conduct of all caucuses, conventions,  
84 meetings and other events involved in the  
85 delegate selection process shall be  
86 effectively publicized by the Party  
87 organization, official, candidate or member  
88 calling the same.  
89
- 90 D. Concise statements in advance of all  
91 meetings and events concerning the  
92 relationship between the business to be  
93 conducted and the delegate selection  
94 process shall be effectively publicized by the  
95 Party organization, official, candidate or  
96 member calling the same.  
97
- 98 E. No person shall participate in more than  
99 one meeting which is the first meeting in the  
100 delegate selection process.



## 2012 Delegate Selection Rules for the Democratic National Convention

- 1 **4. An Open Party** 52
- 2 53
- 3 A. The Democratic National Committee 54
- 4 reaffirms its commitment to the 1964 55
- 5 resolution, and requires the national and 56
- 6 state parties to incorporate the Six Basic 57
- 7 Elements, as updated, into their Party rules 58
- 8 and to take appropriate steps to secure their 59
- 9 implementation. 60
- 10 61
- 11 B. The 1964 Democratic National Convention 62
- 12 adopted a resolution which conditioned the 63
- 13 seating of delegates at future conventions 64
- 14 on the assurances that discrimination in any 65
- 15 state party affairs on the ground of race, 66
- 16 color, creed or national origin did not occur. 67
- 17 The 1968 Convention adopted the 1964 68
- 18 Convention resolution for inclusion in the 69
- 19 Call for the 1972 Convention. In 1966, the 70
- 20 Special Equal Rights Committee, which had 71
- 21 been created in 1964, adopted six anti- 72
- 22 discrimination standards – designated as 73
- 23 the Six Basic Elements, which, as updated, 74
- 24 are as follows: 75
- 25 76
- 26 1. All public meetings at all levels of the 77
- 27 Democratic Party in each state should be 78
- 28 open to all members of the Democratic 79
- 29 Party regardless of race, sex, age, color, 80
- 30 creed, national origin, religion, ethnic 81
- 31 identity, sexual orientation, economic 82
- 32 status or physical disability (hereinafter 83
- 33 collectively referred to as "status"). 84
- 34 85
- 35 2. No test for membership in, nor any 86
- 36 oaths of loyalty to, the Democratic Party 87
- 37 in any state should be required or used 88
- 38 which has the effect of requiring 89
- 39 prospective or current members of the 90
- 40 Democratic Party to acquiesce in, 91
- 41 condone or support discrimination 92
- 42 based on "status." 93
- 43 94
- 44 3. The time and place for all public 95
- 45 meetings of the Democratic Party on all 96
- 46 levels should be publicized fully and in 97
- 47 such manner as to assure timely notice 98
- 48 to all interested persons. Such meetings 99
- 49 must be held in places accessible to all 100
- 50 Party members and large enough to 101
- 51 accommodate all interested persons.
4. The Democratic Party, on all levels, should support the broadest possible registration without discrimination based on "status."
5. The Democratic Party in each state should publicize fully and in such a manner as to assure notice to all interested parties a full description of the legal and practical procedures for selection of Democratic Party officers and representatives on all levels. Publication of these procedures should be done in such fashion that all prospective and current members of each state Democratic Party will be fully and adequately informed of the pertinent procedures in time to participate in each selection procedure at all levels of the Democratic Party organization.
6. The Democratic Party in each state 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.
- C. These provisions demonstrate the intention of the Democratic Party to ensure a full opportunity for all "status" (as defined in Rule 4.B.(1)) members to participate in the delegate selection process.
- 5. Non-Discrimination**
- A. In order that the Democratic Party at all levels be an open Party which includes rather than excludes people from participation, a program of effective affirmative action is hereby adopted.

## 2012 Delegate Selection Rules for the Democratic National Convention

- 1 B. Discrimination on the basis of "status" in 51 at any level of the delegate selection  
2 the conduct of Democratic Party affairs is 52 process or in any other Party affairs.  
3 prohibited. 53  
4 54
- 5 C. In order to continue the Democratic Party's 55  
6 ongoing efforts to include groups 56  
7 historically under-represented in the 57  
8 Democratic Party's affairs, by virtue of race, 58  
9 ethnicity, age, sexual orientation or 59  
10 disability, each state party shall develop and 60  
11 submit Party outreach programs, including 61  
12 recruitment, education and training, in 62  
13 order to achieve full participation by such 63  
14 groups and diversity in the delegate 64  
15 selection process and at all levels of Party 65  
16 affairs. 66  
17 67
- 18 **6. Affirmative Action** 68  
19 69
- 20 A. The promises of a democratically elected 70  
21 government and the right to vote have not 71  
22 always been extended equally to all 72  
23 Americans. Historically, certain groups of 73  
24 Americans have been explicitly denied the 74  
25 right to vote or have been subjected to 75  
26 discriminatory and exclusionary practices 76  
27 with the intended effect of denying them 77  
28 voting rights. In recognition of this past 78  
29 history of discriminatory denial of the 79  
30 franchise and in order to encourage full 80  
31 participation by all Democrats in the 81  
32 delegate selection process and in all Party 82  
33 affairs, the national and state Democratic 83  
34 Parties shall adopt and implement 84  
35 affirmative action programs with specific 85  
36 goals and timetables for African Americans, 86  
37 Hispanics, Native Americans, Asian/Pacific 87  
38 Americans and women. 88
- 39 89
- 40 1. The goal of such affirmative action shall 90  
41 be to encourage participation in the 91  
42 delegate selection process and in Party 92  
43 organizations at all levels by the 93  
44 aforementioned groups as indicated by 94  
45 their presence in the Democratic 95  
46 electorate. 96  
47 97
- 48 2. This goal shall not be accomplished 98  
49 either directly or indirectly by the 99  
50 Party's imposition of mandatory quotas 100  
101
3. In the selection of each state's at-large 3  
delegation, priority of consideration 4  
shall be given to African Americans, 5  
Hispanics, Native Americans, 6  
Asian/Pacific Americans and women, if 7  
such priority of consideration is needed 8  
to fulfill the affirmative action goals 9  
outlined in the state's Delegate Selection 10  
Plan. Such remedial action is necessary 11  
in order to overcome the effects of past 12  
discrimination. Use of the at-large 13  
delegation to fulfill the plan's 14  
affirmative action goals does not obviate 15  
the need for the state party to conduct 16  
outreach activities such as recruitment, 17  
education and training. Priority of 18  
consideration shall also be given to 19  
other groups as described in Rule 5.(C), 20  
which are under-represented in 21  
Democratic Party affairs, in order to 22  
assist in the achievement of full 23  
participation by these groups. 24
- B. Performance under an approved 25  
Affirmative Action Plan and composition of 26  
the convention delegation shall be 27  
considered relevant evidence in the 28  
challenge to any state delegation. If a state 29  
party has adopted and implemented an 30  
approved affirmative action program, the 31  
state party shall not be subject to challenge 32  
based solely on delegation composition or 33  
primary results. 34
- C. State Delegate Selection Plans shall provide 35  
for equal division between delegate men 36  
and delegate women and alternate men and 37  
alternate women within the state's entire 38  
convention delegation. For purposes of this 39  
rule, the entire delegation includes all 40  
pledged delegates and alternates and 41  
unpledged delegates (including unpledged 42  
party leaders and elected official delegates 43  
and unpledged add-on delegates). 44
1. State Delegate Selection Plans shall, as 45  
far as mathematically practicable, also 46  
provide for equal division between 47

## 2012 Delegate Selection Rules for the Democratic National Convention

- 1 district-level delegate men and delegate 52  
2 women and district-level alternate men 53  
3 and alternate women. 54  
4 55  
5 2. The DNC Rules and Bylaws Committee 56  
6 shall have continuing jurisdiction to 57  
7 ensure compliance with this equal 58  
8 division requirement. No at-large 59  
9 delegate or alternate from a state shall 60  
10 be placed on the temporary roll of the 61  
11 2008 Democratic National Convention 62  
12 unless the Rules and Bylaws Committee 63  
13 has certified to the Secretary of the 64  
14 Democratic National Committee that 65  
15 such state's delegation complies with 66  
16 this equal division rule. It shall be the 67  
17 duty of the DNC Rules and Bylaws 68  
18 Committee to determine such 69  
19 compliance as soon as practicable 70  
20 following the certification of the state's 71  
21 at-large delegates and alternates. 72  
22  
23 3. Notwithstanding sub-paragraph A.(2) 73  
24 above, equal division at any level of 74  
25 delegate or committee positions 75  
26 between delegate men and delegate 76  
27 women or committeemen and 77  
28 committeewomen shall not constitute a 78  
29 violation of any provision thereof. 79  
30  
31 D. For purposes of providing adequate notice 80  
32 of the delegate selection process under Rule 81  
33 3, the times, dates, places and rules for the 82  
34 conduct of all caucuses, conventions, 83  
35 meetings and other events involved in the 84  
36 delegate selection process shall be 85  
37 effectively publicized, bilingually where 86  
38 necessary, to encourage the participation of 87  
39 minority groups. 88  
40  
41 E. State Democratic Parties shall ensure that 89  
42 district lines used in the delegate selection 90  
43 process are not gerrymandered to 91  
44 discriminate against African Americans, 92  
45 Hispanics, Native Americans, Asian/Pacific 93  
46 Americans or women. 94  
47  
48 F. Each state Affirmative Action Plan shall 95  
49 provide for the appointment of a 96  
50 representative state Affirmative Action 97  
51 Committee by ~~March 1, 2007~~ March 1, 2011. 98  
99  
100  
101  
102
- Before the state party submits its Plan to the  
DNC Rules and Bylaws Committee, the  
Affirmative Action Committee shall review  
the proposed outreach program required in  
Rule 5.C.
- G. Each state affirmative action program shall  
include outreach provisions to encourage  
the participation and representation of  
persons of low and moderate income, and a  
specific plan to help defray expenses of  
those delegates otherwise unable to  
participate in the national convention.
- H. State parties in their Delegate Selection  
Plans shall impose reasonable specific  
affirmative action obligations upon  
presidential candidates consistent with the  
delegate selection system employed by the  
state.
1. State parties shall require presidential  
candidates to submit statements that  
specify what steps such candidates will  
take to encourage full participation in  
their delegate selection process,  
including, but not limited to, procedures  
by which persons may file as candidates  
for delegate or alternate. Provided  
further that presidential candidates  
submit such full participation  
statements to the DNC Rules and  
Bylaws Committee at the same time  
they are submitted to state parties.
2. State parties shall require presidential  
candidates to submit demographic  
information with respect to candidates  
for delegate and alternate pledged to  
them.
- I. Each state party shall certify to the Rules  
and Bylaws Committee whether each  
presidential candidate (including  
uncommitted status) has used best efforts to  
ensure that their respective delegations at  
each level within a state's delegation shall  
fulfill the requirements of Rule 6 and Rule 7  
established by the state's Delegate Selection  
Plan and that the respective delegations of  
each presidential candidate within the

## 2012 Delegate Selection Rules for the Democratic National Convention

1 state's delegation shall be equally divided  
2 between men and women.

### 4 **7. Inclusion Programs\*\*\***

5  
6 The Democratic National Committee recognizes  
7 that other groups of Americans in addition to  
8 those described in Rule 6 may be under-  
9 represented in Party affairs. These groups  
10 include members of the LGBT community, and  
11 people with disabilities. The National and State  
12 Parties shall adopt and implement Inclusion  
13 Programs in order to achieve the full  
14 participation of members of these and other  
15 groups in the delegate selection process and in  
16 all party affairs, as indicated by their presence  
17 in the Democratic electorate. As is already the  
18 practice in some states, State Parties may use  
19 goals to achieve these ends; however, in no  
20 event may such participation be accomplished  
21 by the use of quotas.

### 23 **8. National Convention Delegate 24 Apportionment**

25  
26 A. Apportionment of district-level delegates  
27 within states shall be based on one of the  
28 following:

- 29  
30 1. A formula giving equal weight to total  
31 population and to the average of the  
32 vote for the Democratic candidates in  
33 the two most recent presidential  
34 elections;
- 35  
36 2. A formula giving equal weight to the  
37 vote for the Democratic candidates in  
38 the most recent presidential and  
39 gubernatorial elections;
- 40  
41 3. A formula giving equal weight to the  
42 average of the vote for the Democratic  
43 candidates in the two most recent  
44 presidential elections and to Democratic  
45 Party registration or enrollment as of  
46 January 1, 2008 January 1, 2012; or
- 47  
48 4. A formula giving one-third (1/3) weight  
49 to each of the formulas in items (1), (2),  
50 and (3).

51 B. Apportionment for each body selecting  
52 delegates to state, district, and county  
53 conventions shall be based upon population  
54 and/or some measure of Democratic  
55 strength.

56  
57 C. The Call for the ~~2008~~ **2012** Convention shall  
58 state the base delegation for each  
59 delegation. Seventy-five percent (75%) of  
60 each state's base delegation shall be elected  
61 at the congressional district level or smaller.  
62 Twenty-five percent (25%) of each state's  
63 base delegation shall be elected at large.  
64 Delegates so elected shall hereafter be  
65 termed "district-level" and "at-large"  
66 delegates, respectively. Each State  
67 Democratic Chair shall certify all delegates  
68 in writing to the Secretary of the DNC.

69  
70 D. In those states with more than one  
71 congressional district, after the election of  
72 district-level delegates and prior to the  
73 selection of at-large delegates, each State  
74 Democratic Chair shall certify pledged  
75 party leader and elected official delegates  
76 equal to 15% of the state's base delegation  
77 selected pursuant to Rule 9.

78  
79 E. The election of district-level and at-large  
80 delegates and alternates may take place at  
81 the same meeting, provided that district-  
82 level delegates are selected first. In states  
83 with one congressional district the election  
84 of delegates selected in accordance with  
85 Rules 8.B., 8.C., and 9.A., may be conducted  
86 simultaneously. In all cases, affirmative  
87 action and fair reflection guidelines must be  
88 met and the Democratic Chair of each such  
89 state shall make the certifications required  
90 by subsection 8.D.

### 92 **9. Unpledged and Pledged Party 93 Leaders and Elected Official 94 Delegates\*\*\***

95  
96 A. The procedure to be used for certifying  
97 unpledged party leader and elected official  
98 delegates is as follows:

## 2012 Delegate Selection Rules for the Democratic National Convention

- 1 Not later than March 1, 2008, the Secretary  
2 of the Democratic National Committee shall  
3 officially confirm to each State Democratic  
4 Chair the names of the following unpledged  
5 delegates who legally reside in their  
6 respective state and who shall be recognized  
7 as part of their state's delegation unless any  
8 such member has publicly expressed  
9 support for the election of, or has endorsed,  
10 a presidential candidate of another political  
11 party:
- 12
  - 13 1. The individuals recognized as members  
14 of the DNC (as set forth in Article Three,  
15 Sections 2 and 3 of the Charter of the  
16 Democratic Party of the United States);  
17 and,
  - 18
  - 19 2. The Democratic President and the  
20 Democratic Vice President of the United  
21 States, if applicable; and,
  - 22
  - 23 3. All Democratic members of the United  
24 States House of Representatives and all  
25 Democratic members of the United  
26 States Senate; and,
  - 27
  - 28 4. The Democratic Governor, if applicable;  
29 and,
  - 30
  - 31 5. All former Democratic Presidents, all  
32 former Democratic Vice Presidents, all  
33 former Democratic Leaders of the U.S.  
34 Senate, all former Democratic Speakers  
35 of the U.S. House of Representatives  
36 and Democratic Minority Leaders, as  
37 applicable, and all former Chairs of the  
38 Democratic National Committee.
- 39
- 40 B. Following the selection of district-level  
41 delegates, and prior to the selection of  
42 pledged party leader and elected official  
43 delegates, unpledged add-on delegates shall  
44 be selected according to the following  
45 procedures:
- 46
  - 47 1. Unpledged add-on delegates may be  
48 selected by either the same selecting  
49 body which will select the state's party  
50 leader and elected official delegates, or  
51 by the same selecting body which will
- 52 select the state's at-large delegates and  
53 alternates.
- 54
  - 55 2. The equal division and affirmative  
56 action provisions of Rule 10.A. apply to  
57 the selection of unpledged add-on  
58 delegates.
  - 59
  - 60 3. The list from which the selecting body  
61 chooses the unpledged add-on delegates  
62 shall contain the same minimum  
63 number of names for every such add-on  
64 position to be filled as the minimum  
65 number of names required by the state's  
66 delegate selection plan to remain on the  
67 list of bona fide supporters for each at-  
68 large and pledged party leader and  
69 elected official delegate pursuant to  
70 Rule 12.E.(2).
  - 71
  - 72 4. Unpledged add-on delegates are not  
73 entitled to alternates, and neither shall  
74 the delegation be entitled to a  
75 replacement, except in the case of death.
  - 76
  - 77 5. Unpledged add-on delegates may be  
78 selected whether or not they previously  
79 filed a statement of candidacy for a  
80 delegate position or submitted a pledge  
81 of support for a presidential candidate.
- 82
- 83 C. Following the selection of unpledged add-  
84 on delegates under 9.B., pledged party  
85 leader and elected official delegates are to  
86 be selected subject to the following  
87 procedures:
- 88
  - 89 1. Persons shall be considered for pledged  
90 party leader and elected official  
91 delegates and alternates according to  
92 the following priority: big city mayors  
93 and state-wide elected officials to be  
94 given equal consideration; state  
95 legislative leaders, state legislators, and  
96 other state, county and local elected  
97 officials and party leaders.
  - 98
  - 99 2. These slots shall be allocated on the  
100 same basis as the state's at-large  
101 delegates.

