

BY-LAWS AND RULES
OF
THE CALIFORNIA DEMOCRATIC PARTY

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Compiled from amendments
adopted on September 25, 1988,
by the Executive Board of the
California Democratic Party.

Edited by Terri Huse

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THE BY LAWS OF THE
STATE CENTRAL COMMITTEE OF THE
CALIFORNIA DEMOCRATIC PARTY

ARTICLE I

NAME AND PURPOSE

Section 1. NAME

The name of this organization shall be the CALIFORNIA DEMOCRATIC PARTY. Its governing body shall be the DEMOCRATIC STATE CENTRAL COMMITTEE (This Committee).

Section 2. PURPOSE

- a. All persons registered as Democrats, pursuant to the laws of the State of California, are members of the California Democratic Party and are entitled to participate in the official organization of the California Democratic Party as provided by the laws of the State and these By-Laws.
- b. These By-laws shall govern the organization, operation and functions of that political party known as the California Democratic Party (The Party) and the Democratic State Central Committee (This Committee).
- c. This Committee shall elect state officers of the Party and members of the Democratic National Committee. shall adopt a State Party platform in gubernatorial years and may adopt a proposed national platform in presidential election years, shall conduct campaigns for the party and its candidates for public office, shall appoint committees and employ staff as deemed desirable, and shall conduct such other business as the policy and program of the Party may require.

Section 3. SECTIONS

This Committee shall be divided into a Southern and Northern Section:

ARTICLE I (continued)

Section 3.

- a. The Southern Section shall be comprised of the Counties of Imperial, Kern, Los Angeles, Orange, Riverside, San Bernardino, San Diego, Santa Barbara, and Ventura.
- b. The Northern Section shall be comprised of the remaining Counties in the State.

Section 4.

REGIONS

This Committee shall be further divided into Regions. Regions are defined by Assembly Districts as follows:

- | | |
|-------|-------------------------|
| I. | 2,8,9 |
| II. | 1,3,7,26 |
| III. | 4,5,6,10 |
| IV. | 11,12,13,14,15,18 |
| V. | 16,17,19,20 |
| VI. | 21,22,23,24,28 |
| VII. | 25,27,29,30,31,32,33,34 |
| VIII. | 35,36,37,38,39 |
| IX. | 40,43,44,45,46 |
| X. | 41,42,55,56 |
| XI. | 47,48,49,50 |
| XII. | 52,59,60,62,63 |
| XIII. | 51,53,54,57,58 |
| XIV. | 64,67,69,70,71,72 |
| XV. | 61,65,66,68,73 |
| XVI. | 74,75,76,77,78,79,80 |

ARTICLE II

MEMBERSHIP

Section 1.

MEMBERSHIP

- a. The Committee shall consist of:
 - (1) One member for each elective public office named in Section 2 (a) of this Article.
 - (2) Members appointed pursuant to Section 3 of this Article.

ARTICLE II (continued)

Section 1.a.

- (3) Members elected by County Central Committees of the Party pursuant to Section 4 of this Article.
- (4) Members elected by Assembly District caucuses pursuant to Section 5 of this Article.
- (5) National Committee members of the Party.
- (6) The immediate past state officers of This Committee.
- (7) The President of the California Democratic Council, the Executive Vice President-North, the Executive Vice President-South, and the Executive Vice President-Central.
- (8) The State President, State Vice President, Northern Section President, and Southern Section President of the California Federation of Young Democrats.

b. Membership shall terminate, subject to renewal, every two years and shall extend from the convening of the regular meeting of This Committee in January of the odd-numbered year to the convening of the regular meeting held in the next odd-numbered year, with vacancies occurring during this period filled in accordance with the provisions of Section 9 of this Article.

c. There shall be no dual memberships. A member who becomes eligible for membership on some other grounds during his or her two-year term shall inform the State Chair of the eligibility and identify the position which he or she wishes to represent.

d. All members of This Committee must be duly registered members of the Democratic Party of California.

ARTICLE II (continued)

Section 2. PUBLIC OFFICE MEMBERS

a. For purposes of this Section, the following public officers shall be referenced:

- (1) Governor
- (2) Lieutenant Governor
- (3) Treasurer
- (4) Controller
- (5) Attorney General
- (6) Secretary of State
- (7) Members of the State Board of Equalization
- (8) Members of the State Legislature
- (9) Members of the United States Senate and the House of Representatives from California.

b. Any Democrat who is elected or otherwise designated to hold an office named in subdivision (a) of this section and whose term of office extends beyond January of the next odd-numbered year shall be a member of This Committee for the two-year period commencing in January of that year.

c. Any Democrat who is elected or otherwise designated to hold an office named in subdivision (a) of this section during the two-year period commencing in January of the odd-numbered year shall be a member of This Committee upon election or designation for the remainder of the two-year period.

d. In the case of an office named in subdivision (a) of this section to which a Democrat has not been selected at the most recent primary election in which a nomination for that office was made, the Democratic Party nominee at the most recent primary election shall be a member of This Committee during the two-year period commencing in January of an odd-numbered year or until such time during that period that a Democrat is elected or designated to hold that office.

e. In the case of an office named in subdivision (a) for which subdivisions (b), (c), and (d) are all inapplicable, one member shall be appointed as follows:

ARTICLE II (continued)

Section 2.e.

(1) If a state legislative office is involved, by appointment of a voter who resides in the district in question by the County Central Committee of the Party in which the district is situated (if the district is situated wholly within a single county), or in which the disqualified, deceased or resigned member resided (if the vacancy occurs in a district comprising two or more counties & is caused by disqualification or death), or in which the Republican legislator or the most recent Republican nominee for the office in question resides (if the vacancy occurs in a district comprising two or more counties and is not caused by disqualification or death).

(2) If the office of the U.S. Senate or any of the statewide offices named in subdivision (a) of this section is involved, by appointment by the Executive Board of This Committee.

(3) If the office of a member of the United States House of Representative is involved, by appointment by the Executive Board of This Committee of a voter who resides within the Congressional District to be represented.

f. Any member of This Committee whose membership is held pursuant to subdivision (b), (c), or (d) of this Section shall be known as a "Public Office Member."

Section 3

APPOINTED MEMBERS

a. Each member identified in Section 2(b) or 2(c) of this Article shall be entitled to appoint six members, at least three of whom shall be of the opposite sex; except that members elected to Congress and the State Assembly shall be entitled to appoint five members, at least three of whom shall be of the opposite sex.

ARTICLE II (continued)

- Section 3.
- b. Each member identified in Section 2(d) or 2(e) of this Article shall be entitled to appoint three members, at least two of whom shall be of the opposite sex; except that nominee-members for Congress and the State Assembly shall appoint two members, at least one of whom shall be of the opposite sex.
 - c. Appointment of members to This Committee shall be made in writing in the form prescribed in Section 8660.2 of the California Elections Code signed by the appointing member and delivered to the State Chair of the Party. Delivery shall be made no later than 5:00 p.m. of the first Monday following the regular statewide general election.

Section 4. MEMBERS ELECTED BY COUNTY CENTRAL COMMITTEES

- a. Each County Central Committee of the Party shall elect from its own members--as defined by its By-Laws--representatives to This Committee as follows: four members as base representation, plus one member for each 10,000 registered Democrats or fraction thereof.
- b. The number of registered Democrats shall be as of the most recent report of registration to the Secretary of State. The Secretary of the State Committee shall secure the registration totals received by the Secretary of State 30 days prior to the General Election, and shall forthwith notify the respective County and District Committees of the Party registrations and the allocation of members to be elected under provisions of the Election Code. These totals may be updated on the basis of registration increases received by the Secretary of State seven days prior to the General Election.
- c. Elections shall be held within 35 days following the regular general statewide election.
- d. Persons elected as members shall be divided as equally as possible between

ARTICLE II (continued)

Section 4.d.

men and women and shall be members of the County Central Committee as of the date of the first regular meeting of This Committee.

- e. By no later than January 1 of an odd-numbered year, the County Chair shall notify the State Chair of the Party in writing signed by him or her of the names and addresses of the persons elected to membership of This Committee.
- f. County Central Committees may provide for the election of their allocation of membership on an at-large basis or by Supervisorial or Assembly Districts, or by any combination thereof.

Section 5.

MEMBERS ELECTED BY ASSEMBLY DISTRICT COMMITTEES

- a. Each Assembly District Committee, as provided in Articles VI of these By-laws, shall elect twelve members to This Committee who are registered Democrats resident in the district.
- b. The A.D. Committee meeting shall be held on the first Sunday in December following the General Election. In the event of some major logistical problem, the election in a particular Assembly District may alternatively be held the third Sunday in December, upon written request to the State Chair. The State Chair will also call a district caucus in the third Sunday in December for any Assembly District where no action has been reported.
- c. Persons elected as members shall be as equally divided as possible between men and women.
- d. Within five days following the Assembly District election, the person calling the election shall notify the State Chair of the Party in writing signed by him/her of the names and addresses of the persons elected to membership on This Committee.

Section 6.

NOTIFICATION OF APPOINTMENT OR ELECTION

- a. The Chair of This Committee shall notify each

ARTICLE II (continued)

Section 6.a. person appointed or elected as a member of
This Committee:

- (1) That he or she is a member of This Committee;
- (2) Of the date, time and place of the first regular meeting of This Committee;
- (3) That the meeting may be attended either in person or by proxy;
- (4) That every proxy shall be filed in the office of the State Chair no later than 5 p.m. of the day preceding the meeting of This Committee;
- (5) The proxy shall be in writing signed by the member under penalty of perjury.

- b. The Chair of This Committee shall enclose, with each notification of appointment or election, one proxy form.
- c. The Chair of This Committee shall provide all members with appropriate notice and forms of proxy prior to each special meeting of This Committee.

Section 7. QUALIFICATION FOR MEMBERSHIP

- a. A person is eligible for membership on This Committee only if such person is registered as affiliated with the Party at the time of election or appointment.

Section 8. REMOVAL FROM MEMBERSHIP

- a. This Committee may remove any member if, during his/her term of membership, such member affiliates with or registers as a member of another party, publicly avows preference for another party, publicly advocates that the voters should not vote for the nominee of the Party for any office, or who publicly gives support to or avows a preference for a candidate nominated by the Party, or fails to pay the prescribed dues as provided in Section II of this Article.

ARTICLE II (continued)

Section 8. b. Removal of a member may be effected in the following manner:

- (1) At least two members of the Executive Board must sign and submit to the Secretary of This Committee a written statement of charges containing the grounds for removal.
- (2) The Secretary of This Committee, upon receipt of the statement of charges, must send to the accused member by timely registered mail, a copy of the statement of charges and a letter stating: that the accused member may either resign or have a hearing before the officers of This Committee named in Article III, Section 2 that at such hearing, the accused member shall be afforded an opportunity to respond to the statement of charges and to confront the witnesses against such member; and that such member may be represented by counsel at such hearing.
- (3) If the accused member does not resign, the Secretary of This Committee shall send a copy of the statement of charges to all officers of This Committee along with a notice of the hearing date.
- (4) At the hearing the officers shall examine the statement of charges brought against the accused member. The accused member shall be afforded an opportunity to respond to the charges, to confront any witnesses against such members, and may be represented by counsel if desired. Such hearing shall be conducted in such fashion as to afford the accused member due process of law. After such hearing upon motion for removal, the accused member may be removed by a vote of not less than two-thirds of the officers present and voting.

Section 9. VACANCIES

- a. A vacancy on This Committee shall be deemed to exist in the event of the appointment or

ARTICLE II (continued)

Section 9.a. election to membership of an ineligible person or whenever any member dies, resigns, becomes incapacitated to act, is removed from membership pursuant to Section 8 of this Article, ceases to be a Central Committee county resident, assumes membership through other means, or ceases to be a member of the Party.

b. Vacancies shall be filled as follows:

- (1) Should a member appointed to membership pursuant to Section 3 of this Article cease to be a member for any reason specified in subdivision (a) of this Section, the vacancy shall be filled not less than three days preceding the next meeting of This Committee by the original appointing member. The original appointing member shall notify in writing the State Chair of the Party of all appointments made pursuant to this subdivision. If the original appointing person is no longer a member of This Committee or does not wish to fill the vacancy, the State Chair of This Committee shall do so.
- (2) Should a member elected to membership by a County Central Committee cease to be a member for any reason specified in subdivision (a) of this Section, notice shall be given to the County Central Committee by This Committee as soon as possible after occurrence of the vacancy, and the County Central Committee shall fill the vacancy at its next meeting following the notification. The County Committee Chair shall notify in writing the State Chair of the Party of the election held pursuant to this subdivision.
- (3) Should a member elected to membership by an Assembly District Committee cease to be a member for any reason specified in subdivision (a) of this Section, at the earliest convenience the A.D. Chair shall call a meeting of the Assembly District executive committee which shall fill the vacancy. Such person shall notify, in writing, the State Chair of

ARTICLE II (continued)

Section 9.b.(3) the Party of the selection made pursuant to this subdivision.

Section 10. DUES

- a. Dues shall be paid by This Committee's members. The Executive Board shall establish the time and manner by which these dues shall be paid before the next scheduled meeting of This Committee.
- b. Any member who fails to pay the prescribed dues may be removed from This Committee in the manner prescribed in Section 6 of this Article, except that payment of dues shall not be obligatory for any member to whom it constitutes an economic hardship.
- c. The name of any elected or appointed member who, without cause, fails to pay the prescribed dues shall be forwarded to the appointing member or the chair of the electing body before the initiation of removal proceedings.

ARTICLE III

OFFICERS

Section 1. STATE-WIDE OFFICERS

- a. The state-wide officers of This Committee shall be a State Chair; two State Vice Chairs; a Secretary; and a Controller.
- b. All state-wide officers shall be elected to four year terms.
- c. One Vice Chair and the Controller shall be from the same section as the Chair. The other Vice Chair and the Secretary shall be from the other section.
- d. The Vice Chair from the same section of the State as the Chair shall be of the opposite sex of the Chair.

ARTICLE III (continued)

- Section 1. e. All state-wide officers shall change by section of residence every four years.
- f. A prerequisite for candidacy to a state-wide office is that a candidate be a member of This Committee by the time the election takes place.

Section 2. DESCRIPTION OF DUTIES

- a. The State Chair shall be the chief executive officer and the official voice of This Committee, shall carry out the policies and purposes, and shall pursue its interests to the best of his/her abilities.
- b. The Vice Chair from the opposite section as the Chair shall assist the State Chair in the performance of the duties of that office. The Vice Chair from the opposite section as the Chair shall be responsible for organizational maintenance and development within his/her section consistent with the policies of the State Chair and This Committee. In the event of a vacancy in both the office of the Chair and the Vice Chair from the same section, the Vice Chair from the opposite section as the Chair succeeds to the office of Chair until a new Chair has been selected as provided in Section 5.a. below.
- c. The Vice Chair from the same section as the Chair shall assist the Chair in the performance of the duties of that office. To the extent necessary, the Vice Chair from the same section as the Chair shall exercise the powers of the Chair in the event of the Chair's absence. In the event that the office of Chair is vacated, the Vice Chair from the same section as the Chair succeeds to the office of Chair until a new Chair has been selected as provided in Section 5.a. below. The Vice Chair from the same section as the Chair shall be responsible for organizational maintenance and development within his/her section consistent with the policies of the State Chair and This Committee.

ARTICLE III (continued)

- Section 2.
- d. The Secretary shall maintain all records of This Committee, shall serve all required notices, shall discharge such other duties as pertain to this office, and shall turn over at the end of his/her term of office all records and documents associated with the office of Secretary to This Committee.
 - e. The Controller shall have access to the financial records maintained by This Committee's Treasurer, shall prepare and deliver at each Executive Board meeting, a report on the financial affairs of This Committee, shall serve as Chair of the Finance Committee, and shall turn over at the end of his/her term all records and documents associated with the office of Controller to This Committee.

Section 3. ELECTION OF STATE-WIDE OFFICERS

- a. The State-wide officers shall elected to their four-year terms at the first meeting of This Committee held immediately following the conclusion of a presidential election year. The election for State Chair shall take place on Saturday of that convention. The election of the other state-wide officers shall take place on Sunday. For the purposes of implementation, rotation by section for all offices will be determined as follows: the State Chair elected in 1989 shall be a resident of the Northern Section. The immediate preceding sentence and this one as well, shall be automatically deleted from these By-Laws on February 28, 1989.
- b. All state-wide officers shall be elected by the entire membership of This Committee.
- c. A candidate for any state-wide office shall file a notice of intent-to-run for that office with the secretary of the Convention no later than 9 A.M. of the day during which election for that office is to be held.
- d. Following the close of nominations for officers, no additional nominations shall be permitted, except for an office for which no person has been nominated prior to the close of nominations or for which all persons

ARTICLE III (continued)

Section 3.d. nominated have withdrawn.

- e. No vote for any person shall be counted unless the person has been duly nominated for, and has accepted that nomination for the office for which such vote is cast.
- f. In the event only one person is nominated for any office and such person accepts the nomination, the Secretary of the meeting shall be directed to cast a unanimous ballot for such candidate at the time of the election.
- g. In the event no candidate receives a majority vote on the 1st ballot, a run-off election (2nd ballot) shall be held between the two persons receiving the largest number of votes actually cast for all candidates who have been duly nominated for and accepted the nomination for the office involved.
- h. All voting for the State-wide officers shall be by secret ballot except when there is but one candidate.

Section 4 REGIONAL DIRECTORS

- a. There shall be 16-25 Regional Directors of This Committee who, with its State-wide officers, shall constitute the State Officers of the California Democratic Party.
- b. Regional Directors shall be elected for two year terms on Saturday of the first Convention of This Committee held in odd-numbered years. Regional Directors shall be elected at Regional Caucuses, each comprised of all members of This Committee resident in the respective regions.
- c. Elections of Regional Directors shall be governed by the provisions set forth in Article III, Section 3, subsections c.- h.
- d. The Regional Directors shall assist the state-wide officers in the maintenance and development of the Party organization within their respective regions. They are responsible for developing, assisting, and

ARTICLE III (continued)

Section 4.d. coordinating the A.D. Committees, the County Central Committees, Clubs & other Democratic organizations within their region.

Section 5. VACANCIES

- a. In the event that any state-wide office shall become vacant, the vacancy shall be filled on a temporary basis by the Executive Board of This Committee and a new election for that office shall be held at the next State Convention of This Committee. The person elected must be from the same section as the person who vacated the given office, and he/she shall serve the remainder of the four-year term of that office. The election shall be held consistent with the provisions found in Section 3 above.
- b. In the event that any Regional Directorship shall become vacant, the vacancy shall be filled by the Executive Board of This Committee. The person elected must be from the same region as the person who vacated the given office, and he/she shall serve the remainder of the two-year term of that office.

Section 6. REMOVAL OF OFFICERS

- a. An officer of this organization may be removed from office for cause--that is, misconduct or neglect of duty in office as differentiated from the Party disloyalty reasons for removing a member from membership--by the following procedures:
 - (1) At least 20 members of the Executive Board must sign and submit to the Secretary a written Statement of Charges containing the grounds for removal.
 - (2) The Secretary, upon receipt of the Statement of Charges, must send to the accused officer by registered mail a copy of the Statement of Charges and a letter stating that the accused officer may either resign or have a hearing by way of motion for removal at the next regular meeting of the Executive Board.

ARTICLE III (continued)

- Section 6. (3) If the accused officer does not resign, the Secretary shall send a copy of the Statement of Charges to all members of the Executive Board along with the notice for the next regular meeting of the Executive Board.
- (4) At said next regular meeting of the Executive Board, the accused officer shall be afforded an opportunity to respond to the charges. After such hearing, upon motion for removal made by one of the signatories to the Statement of Charges, the accused officer may be removed by two-thirds (2/3) vote of all members present and voting, provided there is present and voting at least 33-1/3 percent of the membership of the Executive Board.

ARTICLE IV

MEETINGS

Section 1. REGULAR MEETINGS

- a. The Democratic State Central Committee shall convene its first regular meeting (also known as its first meeting) in January after a general election. This meeting shall be on a weekend which shall be no later than the last full weekend of the month. The State Chair shall determine the precise dates, consistent with this provision.
- b. The State Chair shall call This Committee to order at 10:00 a.m. on the morning of the first day of such meeting, and as soon as practicable thereafter shall cause the roll to be called from the list of certified members and proxies. The next business in order shall be the election of a temporary Chair which may be by acclamation, unless there is a contest, in which event the roll shall be called. The Temporary Chair, upon election, shall appoint at once a committee on credentials and proxies, the composition and duties of which are set forth in Section 2 of Article V of these By-Laws.

ARTICLE IV (continued)

Section 1. c. This Committee shall hold at least one meeting each even-numbered year.

Section 2. SPECIAL MEETINGS

a. This Committee may hold special meetings in any of the following ways: upon call of the State Chair; upon call of the Executive Board; or upon the call of the State Chair within 15 days after receipt by the Chair of a written request signed by a majority of the members of This Committee.

Section 3. PLACE OF MEETINGS

a. The first regular meeting shall be held in Sacramento. Subsequent meetings of This Committee shall be held in a suitable location determined by the Executive Board or if the Executive Board does not meet, by the State Chair of the Party.

Section 4. AGENDA

- a. The agenda for all regular meetings shall be determined by the Executive Board of the Party.
- b. Such agenda shall include provisions for adoption of a Party Platform, election of Party officers, election of National Committee Members, adoption of Party By-Laws, and such other matters as may be deemed in the best interest of the Party.

Section 5. QUORUM

a. A majority of the credentialed members of the organization--represented either in person or by proxy--shall constitute a quorum for the transaction of business. If at any regular or special meeting of this organization, or a committee thereof, a quorum is not present, those present may adjourn until a time when a quorum shall be present.

Section 6. PROXIES

a. Members of This Committee may be represented at any given meeting by proxy. A proxy must not be given to a person who is already a

ARTICLE IV (continued)

Section 6.a.

member. A member elected by a County Central Committee may only give his/her proxy to a member of the same County Central Committee. A member elected by an Assembly District may only give his/her proxy to a member of the same Assembly District Committee. Any other member may only give his/her proxy to an otherwise qualified person of the same sex. In the case of the appointee of a state legislator or member of Congress, the proxy may be given to a person who resides either in the district of the appointing member or of the appointed member.

- b. All proxy appointments must be made under penalty of perjury and the name of the appointee must be handwritten by the appointing member for comparison with the signature of the appointing member below. For the purpose of identification, the Party Staff shall maintain a signature card for each member of This Committee. Further, the staff may require the proxyholder to show proof of eligibility or qualification. In the case of any emergency, the member may authorize some other member of This Committee to fill in the name of the appointee who shall be subject to the same proxy qualifications as those set forth in subsection (a) of this Section. Such authorization must be handwritten and signed by the original member. The authorized member shall also countersign the appointment. Voting by proxy shall not be permitted with respect to standing or special committees of this organization.
- c. Proxies to be recognized by the Credentials Committee shall be signed by the member under penalty of perjury and shall be in the form prescribed in California Election Code, S8740.
- d. No proxy shall be recognized unless filed in the office of the Secretary of State and with This Committee not later than 5:00 p.m. of the day preceding the meeting of This Committee.
- e. Revocation or change of proxies shall be recognized by the Credentials Committee only

ARTICLE IV (continued)

Section 6.e. upon a personal request made by the member before that committee.

Section 7. PARLIAMENTARY PROCEDURES AND VOTING

- a. In all cases not provided for by law or by these By-Laws, the meeting of this organization shall be governed by ROBERTS RULES OF ORDER.
- b. When a voice or standing vote is taken at a meeting of This Committee, it shall be the duty of Assembly District Chairs to monitor their delegation to insure that only those eligible are voting.
- c. When a roll call vote is taken, the roll call shall be conducted by the Assembly District Caucus Chairs who shall report the vote of their delegation to the Tally Clerk.
- d. When voting is by secret ballot, the Secretary shall call the roll of the districts, and as they are called, each member resident in the district shall show his or her credentials to a Tally Clerk and then deposit his or her ballot in the ballot box. More than one ballot box may be used or voting machines may be used.
- e. On any demand by a member for a roll call vote, the Chair must present the demand to the floor. Upon approval by at least 250 members by a standing vote, the roll shall be called in the manner prescribed in subdivision (c) of this Section.
- f. During any vote, the Chair may cause the floor to be cleared of persons who are not members or alternates of this Committee or do not carry a proxy therefrom.

Section 8. RESOLUTION PROCEDURES

- a. Resolutions must be received by the State Chair of the Party, 30 calendar days prior to a meeting of the Committee, except as provided in subsections (d), (e) and (f) below.

ARTICLE IV (continued)

Section 8.

- b. All resolutions must be adopted by an Assembly District Committee, County Central Committee, or a Chartered Democratic Club or sponsored by 25 members of This Committee.
- c. Copies of resolutions submitted according to the above procedure shall be mailed by the State Chair of the Party to all members of the Resolutions Committee prior to a meeting of This Committee.
- d. All resolutions presented from the floor at a meeting of This Committee must have the unanimous consent of the Resolutions Committee or the signatures of two hundred (200) members of This Committee.
- e. All resolutions to be presented from the floor shall be qualified by the Secretary of the Convention by 5:00 p.m. on the day before the resolution is presented.
- f. The sponsor of each resolution coming later than 30 days prior to the meeting of This Committee shall be responsible for providing the Secretary of the Convention with sufficient copies of their resolution for each member of each Assembly District delegation.
- g. All resolutions must be typed.
- h. Twenty (20) copies of each resolution must be provided to the Resolutions Committee by the sponsor(s) of the resolution.
- i. Inducement (e.g., Whereas) clauses shall be limited to three (3) or less, and resolve clauses shall be limited to two (2) or less.
- j. Resolutions must be no longer than one (1) 8-1/2" x 11" typewritten page.

Section 9.

SEATING

- a. Seating at meetings of This Committee shall be organized by Assembly Districts.

Section 10.

SPECIAL GROUP CAUCUSES

- a. In order to implement policy guidelines for

ARTICLE IV (continued)

Section 10.a.

Special Group Caucuses, This Committee may grant official recognition to a statewide caucus of ethnic minority members or other broad elements of the membership for the purpose of participation in the policy decisions and the outreach programs of the Party. Recognition shall be subject to the following provisions:

- (1) A Caucus membership list and Caucus By-Laws are submitted for approval to the Executive Board by way of the Rules Committee.
- (2) The Caucus membership list is comprised of at least one percent of the full membership of This Committee, with each person on such list affirming by signature support for the official recognition of such a Caucus and affirming that he or she shares the demographic or similar identity which defines the Caucus.
- (3) The Caucus By-Laws are consistent with the By-Laws of this organization.
- (4) Since all fundraising and expenditures of funds by the State Party, including all of its authorized groups, now require coordination under Federal and State Laws, each Special Group Caucus recognized by This Committee that proposes to solicit funds in the name of the Democratic Party consistent with the By-Laws and purposes of the Democratic Party, shall present a biennial fundraising and budget proposal and shall submit it to the Budget and Finance Committee or the State Chair for recommendation and approval. Those events which are not included in the main budget proposal shall be submitted on an individual basis.
- (5) Quarterly financial reports shall be filed by such Caucus groups with the Treasurer of the Democratic State Party to comply with law. The Treasurer shall meet with & advise the treasurer of the recognized Special Group Caucuses in regard to the required reporting of funds.

ARTICLE IV (continued)

- Section 10.
- b. Official recognition of a Caucus shall extend throughout the remainder of the two-year term of membership on This Committee.
 - c. The Chair of an officially recognized Caucus shall be a member of the Executive Board of This Committee.
 - d. Membership and full voting rights in an officially recognized Caucus shall be open to all registered Democrats who meet the membership requirements of such Caucus By-Laws.

ARTICLE V

STANDING COMMITTEES AND SPECIAL COMMITTEES

Section 1. STANDING COMMITTEES AND SPECIAL COMMITTEES

- a. The following standing committees shall be appointed: the committee on credentials and proxies; the committee on rules; the committee on resolutions; the platform committee; the committee on affirmative action; the committee on legislation; the committee on finance; the organizational development committee; the campaign services committee and the candidate recruitment and development committee. In addition, the State Chair of the Party may appoint such special committee as he or she deems appropriate.

Section 2. CREDENTIALS COMMITTEE

- a. The standing committee on credentials and proxies (designated as the Credentials Committee) shall be divided as equally as possible between the Northern and Southern sections as selected by the State Chair of This Committee from among its membership. The State Chair shall also appoint the Chair or Co-Chair of the Credentials Committee from among its members.
- b. It shall be the duty of the Credentials Committee to approve the credentials of all persons appointed or elected to This Committee and to present a list of qualified

ARTICLE V (continued)

- Section 2.b. members to the Temporary Chair of This Committee as soon as practicable. The Credentials Committee shall review and approve all proxies in accordance with Section 6 of Article IV of these By-Laws. All challenges of members or proxies shall be referred to the Credentials Committee for resolution.
- c. For the purpose of the first biennial convention of This Committee, the Chair shall appoint such additional members of the Credentials Committee as may be necessary to assure that there shall be at least one member from each Senate District.

Section 3. RULES COMMITTEE

- a. The standing committee on rules (designated the Rules Committee) shall consist of from 15 to 25 members, selected by the State Chair of the Party. The State Chair shall also appoint the Chair or Co-Chairs of the Rules Committee from among its members.
- b. It shall be the duty of the Rules Committee to keep the By-Laws and Rules of This Committee consistent with the aims and policies of This Committee, to propose changes in the rules and By-Laws and special rules when necessary, and to interpret the rules and By-Laws when called upon by the State Chair or the Executive Board.

Section 4. RESOLUTIONS COMMITTEE

- a. The standing committee on resolutions (designated the Resolutions Committee) shall consist of from 15 to 25 members appointed by the State Chair, at least four of whom shall hold a public office named in Article II Section 2(a) of these By-Laws. The State Chair shall also appoint the Chair or Co-Chairs of the Resolutions Committee from among the members of This Committee.
- b. It shall be the duty of the Resolutions Committee to review all resolutions proposed to This Committee or the Executive Board in accordance with these By-Laws. The Resolution Committee shall have authority to recommend, reject, or amend all such

ARTICLE V (continued)

Section 4.b. resolutions prior to referral to This Committee or the Executive Board. The Resolutions Committee shall establish and publish the procedures for the proposition of resolutions that are consistent with these By-Laws.

Section 5. PLATFORM COMMITTEE

- a. The Platform Committee shall consist of from 15 to 25 members appointed by the State Chair, at least four of whom shall hold a public office named in Article II, Section 2(a) of these By-Laws. The State Chair shall also appoint the Chair or Co-Chairs of the Platform Committee from among the members of This Committee.
- b. It shall be the duty of the Platform Committee to hold at least one meeting in each section of the state, to have a platform draft available for interested persons on the first day of the meeting of This Committee at which the platform is to be considered, to hold a final hearing during the first day of that meeting, and to present to This Committee for approval a final draft of the platform during the second day of that meeting.

Section 6. FINANCE COMMITTEE

- a. The standing committee on budget and finance (designated the Finance Committee) shall consist of from 15 to 25 members appointed by the State Chair, at least five of whom shall be members of the Executive Board.
- b. It shall be the duty of the Finance Committee to organize, in cooperation with the officers of This Committee, activities and policies designed to protect and enhance the financial position of the Party; to prepare in cooperation with the State Committee a State Committee operating budget for presentation to the Executive Board; and to review and report to the Executive Board on the budgeting policies of the State Party.

ARTICLE V (continued)

Section 7. ORGANIZATIONAL DEVELOPMENT COMMITTEE

- a. The standing committee on organizational development (designated the Organizational Development Committee) shall consist of from 15 to 25 members appointed by the State Chair who shall also appoint the Chair or Co-Chairs of the committee.
- b. It shall be the duty of the Organizational Development Committee to organize and supervise the educational and training efforts of This Committee, including grassroots organization and precinct training, in cooperation with the officers of This Committee, and to recommend to the State Chair activities and policies designed to improve the organizational effectiveness of the Party.

Section 8. AFFIRMATIVE ACTION COMMITTEE

- a. The standing committee on affirmative action (designated the Affirmative Action Committee) shall consist of from 15 to 25 members appointed by the State Chair who shall also appoint the Chair or Co-Chairs of the Committee.
- b. It shall be the duty of the Affirmative Action Committee to implement and monitor the goal of affirmative action for selection of:
 - (1) The delegates to all State Conventions and Conferences;
 - (2) The members of all standing committees of the State Central Committee of the California Democratic Party;
 - (3) California delegates to all National Conventions and Conferences;
 - (4) The staff of the State Party.

Section 9. LEGISLATION COMMITTEE

- a. The standing committee on legislation (designated the Legislation Committee) shall consist of 26 members, including 6 members appointed at-large by the State Chair and 20 additional members selected by the State

ARTICLE V (continued)

Section 9.a. Chair from nominations submitted by the Assembly Districts. The State Chair shall also appoint the Chair or Co-Chairs of the committee. Membership on the Legislation Committee shall be balanced as equally as possible between the sexes and between the Northern and Southern sections, and must reflect the regional, rural and urban, ethnic, and other diversities of the State's population.

- b. It shall be the function of the Legislation Committee to propose legislation when needed, in response to the duties and policies of the Party; to maintain a listing of all pending legislation that is of "must" and/or major concern to the Party; and to keep a record of the vote by the Democratic Party legislators on such legislative items.

Section 10. CAMPAIGN SERVICES COMMITTEE

- a. The standing committee on campaign services (designated as the Campaign Services Committee) shall consist of 15 to 25 members selected by the State Chair of the Party. The committee membership shall include 2 members of the Congressional Delegation or their selected representatives, 2 members of the State Assembly, and 2 members of the State Senate. The State Chair shall also appoint the Chair or Co-Chairs of the Campaign Services from among its members.

- b. It shall be the duty of the Campaign Services Committee:

- (1) To develop goals and guidelines for the State Party mail services program for state and local campaigns;
- (2) To develop goals for the Campaign Task Force;
- (3) To coordinate training seminars which include instruction on campaign management, issues, and financial reporting requirements;
- (4) To recommend guidelines to the State Chair and Executive Board on the use of the Party bulk mail permit.

ARTICLE V (continued)

Section 11. CANDIDATE RECRUITMENT AND DEVELOPMENT COMMITTEE

- a. The standing committee on candidate recruitment and development (designated the Candidate Recruitment and Development Committee) shall consist of members appointed by the State Chair. The State Chair shall also appoint the Chair and Co-Chairs of the Candidate Recruitment and Development Committee from among its members.
- b. It shall be the duty of the Candidate Recruitment and Development Committee to make every reasonable effort to assure that with respect to each and every partisan office that there shall be at least one Democratic candidate who has filed, who wishes the Party's endorsement, and who is worthy of consideration for that endorsement as allowed for in Article X, Endorsement of Candidates.

ARTICLE VI

ASSEMBLY DISTRICTS AND ASSEMBLY DISTRICT COMMITTEES

Section 1. ASSEMBLY DISTRICTS

- a. The Assembly District shall be the basic organizational unit of the Democratic State Central Committee of the California Democratic Party.
- b. It shall be the duty of all members of This Committee to establish and maintain an Assembly District Committee in the district in which they reside.
- c. The State Chair, Regional Directors and State Party Staff shall provide assistance as needed, especially in the decennial period of district reapportionment.

Section 2. ASSEMBLY DISTRICT COMMITTEES

- a. Each Assembly District Committee shall consist of the following:
 - (1) All members of This Committee resident in the District.

ARTICLE VI (continued)

Section 2. a.

- (2) All County Central Committee members resident in the District.
 - (3) Representatives from each Democratic Club or other Democratic organization chartered by This Committee or by a County Central Committee, with such representatives allocated as follows: one District representative for each 20 members resident in the District provided that the organization has provided the A.D. Committee with names and addresses of its members.
 - (4) Any Democrat registered in the District who can show proof, in accordance with criteria established in the Assembly District Committee By-Laws, that he/she has registered 25 Democratic voters since the June primary of the most recent even-numbered year.
 - (5) Any Democrat registered in the District who demonstrates that he/she is a "Precinct Representative" of the California Democratic Party by submitting a petition signed by 25% (or 50, whichever is less) of the registered Democrats in the precinct in which he/she resides, with all such signatures to have been affixed since the June primary of the most recent even-numbered year.
 - (6) And any other Democrat registered in the District who meets criteria established in the Assembly District By-Laws.
- b. Membership may be acquired at any time, but--with the exception of those achieving that membership by a.(1) and a.(2) above--shall expire on the date of the June primary held in each even-numbered year.
 - c. Membership shall be certified by the Chair of each Assembly District Committee 30 days prior to any meeting of that Committee and a roster of membership shall be maintained by that Chair and shall be provided, upon request, to the Chair of This Committee.
 - d. Voting on any amendment to Assembly District Committee By-Laws pursuant to a.(6) above

ARTICLE VI (continued)

Section 2.d. shall be limited to persons whose Committee membership derives from a.(1) through a.(5).

e. The Assembly District Committee;

- (1) Shall elect its own officers, elect representatives to This Committee & to the Executive Board of This Committee, & shall ratify or adopt new Assembly District Committee By-Laws of this Committee at its regular biennial organizational meeting. Such By-Laws shall include provisions for removal of the Committee Chair & for filling a vacancy in the position of Committee Chair.
- (2) Shall hold its regular biennial organizational meetings on the first Sunday in December of every even-numbered year upon the call of the A.D. Committee Chair or, if none, of the Chair of This Committee, who shall also designate an acting District Chair to serve until a permanent Chair has been elected. (See Article II, Section 5.)
- (3) Shall extend full voting privileges to all its members, except as provided under subsection d., above.
- (4) May, by By-Laws provisions, delegate such powers & duties as deemed appropriate to an A.D. Executive Committee.
- (5) Within 5 days following the A.D. Committee election meeting, the newly elected A.D. Committee Chair shall forward to the State Chair of the Party a list of the names and addresses of the officers, the A.D. representatives, and a current list of the members of the A.D. Committee & a copy of the A.D. By-Laws.
- (6) Shall be responsible for effecting liaison with Democrat campaign organizations operating within the A.D., its Regional Director & with appropriate County Committee(s).
- (7) Shall be responsible, in cooperation with the relevant County Committee(s), for encouraging and developing the Party

ARTICLE VI (continued)

Section 2.e.(7)

organization at the level of the precinct or in clusters of precincts designated as Areas, within the A.D.

(8) Shall carry out its organization & campaign responsibilities under the general direction of This Committee & the Executive Board of This Committee & shall carry out the policies and programs of This Committee in the Assembly District.

(9) Shall be entitled to direct representation on the Executive Board of This Committee by one vote per A.D.

f. Assembly District Committee delegates to This Committee--six men and six women--shall be chosen from among its members at the District Committee's regular biennial organizational meeting.

g. Assembly District Committee Representatives to the State Executive Board.

(1) The Assembly District Representative to the State Executive Board, together with an alternate of the opposite sex, shall be chosen at its regular biennial organizational meeting from among those persons who will be delegates to the forthcoming biennial convention of This Committee by virtue of appointment by a Party nominee or by virtue of having been elected to membership on This Committee by the Assembly District Committee.

(2) Subject to the foregoing provisions, any officer of the A.D. Committee shall be eligible.

(3) In the event that an Assembly District Committee has not been represented at two successive meetings of the Executive Board, both the Representative and the Alternate shall be subject to removal from the board upon notification of the respective Assembly District Committee.

ARTICLE VI (continued)

Section 3. ASSEMBLY DISTRICT EXECUTIVE COMMITTEE

- a. The Assembly District Executive Committee shall consist of all members of This Committee resident in the Assembly District, and such other members of the Assembly District Committee as may be provided for in the Assembly District By-Laws.
- b. The Executive Committee shall exercise such powers and duties as may be assigned to it by the Assembly District By-Laws.
- c. Prior to the biennial Assembly District Committee organizational meeting, the Executive Committee shall, on behalf of the Assembly District Committee, also perform those duties and responsibilities for the Assembly District Committee as set forth in the provisions for A.D. Committees in these By-Laws.

ARTICLE VII

EXECUTIVE BOARD

Section 1. EXECUTIVE BOARD

- a. There shall be an Executive Board of This Committee which shall have all the powers and duties of This Organization when it is not in actual session.

Section 2. EXECUTIVE BOARD MEMBERSHIP

The Executive Board shall consist of the following members of This Committee:

- a. The following public officials:
 - (1) All United States Senators;

ARTICLE VII (continued)

Section 2.a.

- (2) The Governor, Lieutenant Governor, Treasurer, Controller, Attorney General, Secretary of State, and all members of the State Board of Equalization;
- (3) One member of the House of Representatives from each Section, each of whom shall be selected by the members of the House of Representatives on This Committee;
- (4) One member of the State Assembly from each Section; each of whom shall be selected by the members of the Assembly on This Committee;
- (5) One member of the State Senate from each Section, each of whom shall be selected by the members of the State Senate on This Committee;

b. County Committee representatives elected as follows:

- (1) One County Committee representative shall be elected for each 100,000 registered Democrats or portion thereof resident in the county.
- (2) County Committee representatives to the Executive Board shall be elected by their respective County Committees at their first regular meeting following This Committee's state convention in an odd-numbered year. Only Democratic State Central Committee members shall be eligible for such election.
- (3) County Committee representatives shall be divided as equally as possible between men and women.

c. All Assembly District Representatives.

d. All National Committee Members of the Party.

e. All officers and immediate past officers of This Committee.

ARTICLE VII (continued)

- Section 2.
- f. The President of the California Democratic Council and of the California Federation of Young Democrats.
 - g. The chair or co-chairs of each Standing Committee of This Committee.
 - h. The Chair of each caucus officially recognized by This Committee pursuant to Article IV, Section 10 of these By-Laws.

Section 3. EXECUTIVE BOARD ORGANIZATION

- a. The State Chair shall be the Chair of the Executive Board, and the State Secretary shall be the Secretary of the Executive Board.

Section 4. EXECUTIVE BOARD MEETINGS

- a. The Executive Board shall convene in regular meetings at least four times in each calendar year. Such regular meetings shall be held at such time and place as the Executive Board may designate so long as no two consecutive meetings are held in the same Section.
- b. The Executive Board may convene in special meetings in the following manner:
 - (1) At the call of the State Chair and at such time and in such place as he or she may designate; or
 - (2) Upon written request submitted to the State Chair by ten or more members of the Executive Board and at such time and in such place as they may designate.
- c. Notice of the regular and special meetings shall be given by the Secretary. The Secretary shall mail notices to each member of the Executive Board at least ten days prior to the meeting. If, upon good cause, the time is shortened, notice must be given at least three days prior to the meeting.

Section 5. EXECUTIVE BOARD VOTING

- a. Members of the Executive Board may vote in person or by proxy. A person holding the proxy must be a member of This Committee but

ARTICLE VII (continued)

Section 5.a. not a member of the Executive Board; no person may hold more than one proxy. To vote by proxy, the following conditions must be met:

(1) If the member is a representative of a County Central Committee, such member may designate in writing as his or her proxyholder only a person who is a member or alternate of the same County Committee.

(2) If the member is an Assembly District Representative, such member may designate in writing as his or her proxyholder only a person who is a member of the same Assembly District Committee.

(3) Any other member may designate as his or her proxyholder a person who is a resident in the same Section in which the designating member resides.

b. Proxies shall be filed in writing with the Secretary of This Committee.

c. Voting by proxy shall not be permitted with respect to any Standing or Special Committee of the Executive Board.

Section 6. EXECUTIVE BOARD QUORUM

a. Fifty members of the Executive Board shall constitute a quorum for the transaction of business.

Section 7. EXECUTIVE BOARD RESOLUTIONS

Submission of resolutions to the Executive Board shall be in accordance with the following procedures:

a. Resolutions must be received 10 calendar days prior to a meeting of the Executive Board by the State Chair of the Party, except as provided for in subdivision (d) below.

b. All resolutions must be signed by the author and sponsored by a member of This Committee.

ARTICLE VII (continued)

- Section 7.
- c. Copies of resolutions submitted according to the above procedures shall be mailed by the State Chair to all members of the Resolutions Committee prior to an Executive Board meeting.
 - d. All late resolutions must be presented for consideration at the Resolutions Committee meeting preceding the Executive Board general session. Twenty-five copies of the late resolutions must be delivered by the sponsor(s) of the resolutions to one of the Co-Chairs of the Committee. In order to be considered by the Executive Board, all late resolutions presented must have the unanimous consent of the Resolutions Committee members present, or the proponents shall gather signatures of sixty percent of the Executive Board members registered as of 10:00 a.m. on the morning of the general session. The signatures must be turned in by 10:30 a.m. to Party Officers, Resolutions Co-Chairs or staff.
 - e. If the resolution is presented from the floor, the sponsor(s) must submit to the Secretary sufficient copies for each member of the Executive Board present.

Section 8. STATE BALLOT PROPOSITIONS

- a. Resolutions to endorse or oppose any state ballot proposition shall require sixty percent (60%) majority for approval by the Executive Board.
- b. The vote on such resolutions concerning state ballot propositions shall be taken up at the regularly scheduled Executive Board meeting immediately preceding the statewide election involved.

ARTICLE VIII

AMENDMENT OF THE BY-LAWS

Section 1. AMENDMENT

These By-Laws may be amended at any meeting of This Committee or by the Executive Board, provided that the Executive Board amends these By-Laws in the following manner:

- a. The amendment must be submitted to the Rules Committee and filed with the Secretary at a meeting held no less than thirty days prior to the meeting at which the amendment is to be voted on.
- b. A copy of the amendment shall be sent with the meeting notice to each member of the Executive Board at least ten days in advance of the meeting at which the amendment is to be voted on.
- c. If the Rules Committee fails to approve a proposed amendment, such amendment may be presented from the floor with the consent of a majority of those present.
- d. These By-Laws shall not be amended by the vote of less than a majority of the total number of members of the Executive Board, or two-thirds (2/3) of those members of the Executive Board present and voting at any meeting thereof, whichever is smaller.

Section 2. EFFECTIVE DATE

- a. By-Laws or any amendments thereto shall become effective immediately upon their adoption.

ARTICLE IX

ENDORSEMENT OF CANDIDATES FOR PARTISAN AND NONPARTISAN OFFICE

Section 1. PRESIDENT OF THE UNITED STATES

- a. The State Central Committee of the California Democratic Party, Democratic County Central Committees, and all official units of the California Democratic Party shall not endorse any candidate for delegate to the Democratic National Convention and shall not endorse candidates for President of the United States until the Democratic National Convention has been held.
- b. Individual members of the organizational units identified in subsection (a) of this section are in no way precluded from endorsing delegates to the Democratic National Convention nor a candidate for the Democratic Presidential nomination. The Party office of members making such an endorsement may be indicated in that endorsement for identification purposes only.

Section 2. PARTISAN PUBLIC OFFICES OTHER THAN PRESIDENT

- a. Endorsement of candidates for the Democratic nomination to any partisan office other than President shall take place during a duly noticed "endorsing convention" of This Committee held after the closing date for filing declarations-of-intent-of-candidacy for the offices to be voted upon. (See subsection (e) below for an exception to this provision.)
- b. This Committee shall make every reasonable effort to assure that with respect to each and every office embraced by the provisions of subsection (a) above there shall be at least one candidate who has filed, who wishes the Party's endorsement, and who is worthy of consideration for that endorsement.
- c. Endorsement in any given primary race shall be made by an "endorsing caucus" of members of This Committee resident in the geographic area covered by the office in question and

ARTICLE IX (continued)

Section 2.c.

shall be subject to ratification by the full membership of This Committee, except in the case of the Board of Equalization which shall be treated as a state wide office.

- (1) Endorsing caucuses shall be chaired by persons designated by the Chair of This Committee. In addition to presiding over the endorsing caucus in conformity with these By-Laws and with the principles of fairness to which this Party is committed, persons designated as Chairs shall be responsible -- upon the advice and assistance of the State Chair -- for publicizing, in the relevant local media of communication, results of the endorsing and ratifying process with respect to the candidate(s) considered by the caucus he/she chairs.
- (2) Endorsing caucuses shall be held at places and times during the endorsing convention which are designated by the Chair of This Committee consistent with achieving an orderly, convenient and fair process.
- (3) Each candidate entered in a forthcoming Democratic primary and subject to the provisions of this section may request to be considered for the Democratic Party endorsement, and may request to appear before the relevant endorsing caucus.
- (4) Each candidate seeking the endorsement of the California Democratic Party shall submit to This Committee, in advance of the endorsing convention, a nonreimbursable filing fee of \$100 in the case of statewide public offices and \$50 in all other cases. (See Article XII, Section 4, By-Laws and Rules of the California Democratic Party).
- (5) Fifty percent plus one of the credentialed members of an endorsing caucus shall constitute a quorum.
- (6) Voting at all the endorsing caucuses shall be by a roll call vote.

ARTICLE IX (continued)

Section 2.c.

- (7) Members of an endorsing caucus shall be presented with a "no endorsement" option on all endorsement votes.
 - (8) No endorsing caucus may endorse more candidates than there are seats for the office in question.
 - (9) Endorsement of an incumbent candidate seeking re-election shall require a vote of simple majority of the caucus members present and voting. Endorsement of all non-incumbent candidates shall require 60% of those caucus members present and voting. In the event that on a given endorsing vote neither a candidate nor a "No Endorsement" receives the required majority, then a new vote shall be taken wherein the name of any withdrawn candidate or, if none has withdrawn, the name of the candidate with the lowest number of votes on the previous vote shall no longer be put before the members of the endorsing caucus. Before any vote, each candidate shall be given an opportunity to withdraw in favor of some other candidate.
- d. Decisions of the endorsing caucus shall be subject to ratification by the full membership of This Committee, except with respect to candidates for statewide public office.
- (1) In the case of a statewide public office, This Committee's ratification of the endorsing caucus' decision shall be assumed, since the endorsing caucus is comprised of all members of This Committee.
 - (2) Ratification of endorsing caucus decisions on which no objection has been filed under the provisions of (3) below may be achieved by a vote of acclamation which embraces as many such decisions as deemed appropriate by the Chair of This Committee.

ARTICLE IX (continued)

Section 2.d.

- (3) Formal objection to the ratification of an endorsing caucus decision must be signed by at least 200 credentialed members of This Committee and filed with the State Chair one hour in advance of the period set aside for ratification votes.
- (4) Consideration by This Committee of endorsing caucus decisions to which objection has been filed under (3) above shall occur prior to voting on the ratification of other caucus decisions and shall include the presentation of arguments for and against ratification.
- (5) In the event fifty percent plus one of the members of This Committee present and voting fail to vote to ratify an endorsing caucus decision to which formal objection has been filed, the endorsing caucus decision shall be considered "vacated".
- (6) The California Democratic Party shall be considered to have made "no endorsement" where a caucus decision has been vacated unless the members of This Committee decide to endorse a substitute candidate.
 - (a) Substitute candidates may be nominated from the floor immediately following the vacating of the relevant endorsing caucus.
 - (b) Substitute candidates must have been considered for endorsement by the relevant endorsing caucus.
 - (c) To become the endorsed candidate of the California Democratic Party, a substitute candidate must receive 75% of the vote of the members of This Committee present and voting.

ARTICLE IX (continued)

Section 2.

- e. In the case of a special election where an endorsement cannot be made at the biennial endorsing convention of the California Democratic Party, the Chair of This Committee shall convene an endorsing caucus of the members of This Committee resident in the relevant district. Such caucus shall proceed in accordance with the relevant procedures provided for in subsection (c) above and its decision shall be subject to ratification by the Executive Board of This Committee under procedures consistent with those identified in subsection (d) above.
- f. Only Democratic candidates for nomination to partisan public office who have been endorsed in accordance with the foregoing provisions shall be deemed official candidates of the California Democratic Party and be entitled to the privileges and benefits associated therewith.
- g. To assure the effectiveness of the Democratic Party's endorsing process, This Committee:
(1) hopes and expects that all of its members will make every reasonable effort to recruit and encourage persons of the highest quality to seek the Party's nomination and endorsement in races for partisan public office; (2) hopes and expects that all of its members will make every reasonable effort to see that endorsed candidates receive the Party's nomination and, in due course, are victorious in the general election; (3) hopes and expects that all of its members will make every reasonable effort to see that those aspirants for the Party's endorsement who fail to receive that endorsement withdraw as candidates in the Democratic primary and encourage a unified effort on behalf of the endorsed candidates; and (4) intends to protect the integrity of its endorsing power by precluding -- including through the use of legal process -- other entities from representing themselves as purveyors of an official Democratic Party endorsement.
- h. To assure the effectiveness of the Democratic Party's endorsing process, This Committee is committed to the principle that the

ARTICLE IX (continued)

Section 2.h.

Democratic Party as an organization shall speak with one voice with respect to the endorsement of candidates for nomination to partisan public office. It is also committed to the principle that This Committee shall be broadly and fairly representative of the various components of the Party.

- (1) The Executive Board of This Committee shall consider and may approve a request for a variance from these provisions submitted by a County Central Committee wishing to render an independent endorsement of a "favorite son" or "favorite daughter" candidate for the Democratic nomination to statewide partisan public office. In the event such a variance is granted, the endorsed candidate shall not be considered, and shall not be presented as the endorsed candidate of the California Democratic Party unless he/she is also endorsed in accordance with the procedures described in the foregoing sections of this Article.

- (2) Any official unit of the California Democratic Party or any County Central Committee which renders an independent, unauthorized endorsement of a candidate for partisan public office shall forfeit its right to representation on This Committee and the privileges and benefits which may be attached thereto for a period of 12 months from the time it renders such an endorsement, or the remainder of the term of the current State Central Committee, whichever is longer.

- i. "Pre-endorsing Conferences" shall be held at the regional level prior to the State endorsing convention.

- (1) The time and place of each pre-endorsing conference shall be determined by the State Chair in consultation with the Party's Regional Directors.

ARTICLE IX (continued)

Section 2.i.

- (2) In the event that any Senate District or Congressional District falls into more than one Region, the State Chair shall assign those districts to a single regional pre-endorsement conference for the purposes of making the recommendation set forth in this section, due consideration being given to conflicting conference dates so as to allow for full participation. When an eligible voter in a Senate or Congressional District does not reside in the designated Region for that office, a written, signed statement from the eligible voter shall be recorded as part of the roll call vote if received by the designated Regional Director prior to the beginning of roll call for the vote in the designated Region.
- (3) The State Chair shall be responsible for providing each voting participant with notification of the time and place of the relevant pre-endorsing conference. Regional Directors shall be responsible, upon the advice and assistance of the State Chair, for generally publicizing pre-endorsement conferences.
- (4) Each pre-endorsing conference shall be chaired by the relevant Regional Director or, in the event that there is no Regional Director available for this purpose or the Regional Director is a candidate for nomination to a partisan public office, by a person designated by the State Chair. The State Chair shall designate a Secretary for each Regional pre-endorsing conference.
- (5) Voting participants at each pre-endorsing conference shall be:
 - a. All members of This Committee resident in the district;
 - b. All regular County Committee members resident in the district;

ARTICLE IX (continued)

Section 2.i.(5)

- c. The designated Assembly District representative from chartered clubs and organizations. These A.D. representatives may vote only in the districts in which they reside. The representative must have been designated as the Assembly District representative by January 24, 1988.
- (6) No proxy voting shall be allowed at pre-endorsing conferences. It shall be the responsibility of each Regional Director, with the assistance of the relevant County Committee Chair(s) and Assembly District Committee Chair(s) to identify by name all present who will be eligible voters at his/her regional pre-endorsing conference and to transmit the names of all such voters to the State Chair, along with the Assembly District, Senate District and Congressional District in which each resides 30 days before the pre-endorsing conference.
- (7) Each candidate for the Democratic nomination to a partisan, non-statewide public office whose jurisdiction extends into, or is included in a given Region, shall be permitted to address the relevant pre-endorsing conference or to designate a representative to address said conference.
- (8) Any voting participant may offer for conference consideration the name of a candidate for the Democratic nomination to a partisan, non-statewide public office whose jurisdiction extends into, or is included within the given Region, except as provided in Section 2:i:(2) above.
- (9) Once the names of candidates for a given office have been thus offered, a single roll call vote shall be taken as to the preferences of the eligible voting participants. A "no preference" option shall be available at the time of each vote.

ARTICLE IX (continued)

Section 2.i.

- (10) Eligibility to vote with respect to a given office shall be limited to those conference participants resident in the election district in question.
 - (11) The Chair of the pre-endorsing conference is responsible for transmitting to the State Chair, in writing, the results of all votes taken within three days of the pre-endorsing conference.
 - (12) A candidate's name may be placed on the consent calendar of This Committee's endorsing convention upon receiving a 70% vote at a pre-endorsing conference. The consent calendar shall be approved by a simple majority vote of This Committee. Upon approval of the consent calendar the candidate shall become the endorsed candidate of the Democratic Party. A name may be removed from the consent calendar by any five (5) members of This Committee resident in the District in question by filing a letter of objection with the State Chair no later than ten (10) days prior to the State Endorsing Convention. If a name is removed from the consent calendar, the By-Laws of This Committee regarding endorsements shall apply.
- j. All winners of the Democratic primaries will be deemed to be the endorsed candidates of This Committee, unless 75% of the members of its Executive Board, present and voting, object.
 - k. The only form of endorsement of a candidate for partisan public office is an "official endorsement" as provided for under these By-Laws. Unless a candidate has received an "official endorsement" all motions of support, recommendation, or other expressions of approval, no matter how denominated, shall be out of order at any meeting of This Committee, its Executive Board, its Regions, its Assembly District Committees or its Caucuses.
 - l. This Committee shall not endorse candidates for County Central Committee.

ARTICLE IX (continued)

Section 3. NONPARTISAN OFFICES

- a. Endorsement of candidates for all local nonpartisan offices (defined here as all nonpartisan offices whose jurisdictions do not extend across county lines) shall be the exclusive responsibility of the relevant Democratic County Central Committee.
- b. A Democratic candidate for nonpartisan office who has been endorsed by his/her County Central Committee shall also be considered to be the endorsed candidate of the California Democratic Party and shall be entitled to such privileges and benefits as may be attached thereto (e.g., an opportunity, where appropriate, to include his/her name in informational material distributed with the California Democratic Party's mailing permit) provided that: (1) The endorsing provisions of the relevant County Central Committee By-laws have been reviewed and approved by This Committee as consistent with its own by-laws and with the fundamental rules of fairness to which the California Democratic Party is committed; and (2) A Democratic candidate who has been denied endorsement does not successfully argue before This Committee that there has been a significant violation of the endorsing provisions of the relevant County Central Committee when it rendered its endorsement. Any claim of by-laws violation must be filed with the State Party Chair within five (5) days of County Committee endorsement. A 2/3 vote shall be necessary to uphold the violation claim.
- c. In order for the endorsement of the County Central Committees to become the official endorsements of the California Democratic Party, the following must be met:
 - (1) A Democratic County Central Committee endorsement shall be extended only to registered Democrats.
 - (2) Endorsement shall not be given to more candidates than there are seats open for the office in question.
 - (3) All endorsements shall be made in accordance with the Committee By-Laws provi-

ARTICLE IX (continued)

Section 3.c.(3) sions duly adopted at least six months prior to making such an endorsement.

- d. A County Central Committee's by-laws may provide that the Committee shall not endorse candidates for any or all offices embraced by subsection (a) above, and/or may provide for a "No Endorsement" decision with respect to any or all such offices.
- e. A County Central Committee's by-laws may provide that voting rights with respect to its endorsements shall extend to Associate Members and/or to all members of This Committee resident in the county.
- f. This Committee shall be responsible for endorsing candidates in any race for nonpartisan office not identified in subsection a. above. In the case of nonpartisan offices which are not statewide but embrace all or part of two or more counties, This Committee shall delegate its endorsing power to a specially organized body including Democratic County Central Committee members resident in the election district. It shall be the responsibility of the State Chair, in consultation with the relevant County Committee Chairs to determine the manner in which that delegated power is to be implemented (e.g., to determine the voting rights of Associate members of the relevant County Committees, whether and how endorsing votes may be weighted to take into account the distribution of the district population among the affected counties, etc.
- g. To the extent permissible, the position of a Democratic County Central Committee on a local proposition being put before the voters within its jurisdiction may be communicated in informational material distributed with the California Democratic Party's mailing permit so long as the following conditions obtain:
 - (1) the County Committee position has been duly adopted in accordance with the Committee by-laws reviewed and approved by This Committee;

ARTICLE IX (continued)

Section 3.g.

(2) the material does not express the endorsement of a candidate for local nonpartisan office who is not also an endorsed candidate of the California Democratic Party under subsection (b) above;

h. The County Committee position shall be the position of This Committee unless an objection is filed with the State Party Chair which: (a) is signed by at least one-half of the members of This Committee resident in the relevant county, and (b) is submitted within five days of the adoption of the County Central Committee position.

i. The provisions of this section (with the exception of subsections (g)1, (g)2 and (h) above) shall become effective if and when Party endorsements in nonpartisan office races become legally permissible.

j. This Committee hopes and expects that every County Central Committee shall make every reasonable effort:

(1) to see that at least one qualified, registered Democrat is a candidate for each local nonpartisan office within its endorsing jurisdiction;

(2) to raise funds sufficient to provide significant support to endorsed candidates needing and wishing support;

(3) to persuade Democrats running against endorsed candidates to withdraw from their races and to extend their support to those carrying the endorsement;

(4) to protect the integrity of its endorsement power by precluding -- including through the use of legal process-- other entries from representing themselves as purveyors of an official Democratic Party endorsement.

ARTICLE X

ELECTION OF DEMOCRATIC NATIONAL COMMITTEE MEMBERS

Section 1. ELECTION BY EXECUTIVE BOARD

The members of the California Delegation to the Democratic National Committee shall be elected by the Executive Board of This Committee.

Section 2. NOTICE

Notice of such election shall be given to all members of This Committee at least thirty days prior to the meeting at which the election is to take place and as provided in Article XII of the By-Laws and Rules of the California Democratic Party.

Section 3. NUMBER

The number of members elected shall correspond to the number of votes apportioned to California by the Democratic National Committee.

Section 4. ELIGIBILITY AND NOMINATION

The name of any individual registered to vote as a Democrat in the State of California may be placed in nomination by a member of the Executive Board. One-half (1/2) of the delegation shall be male and one-half (1/2) shall be female, unless an odd number of members is to be elected, in which case a variation of one shall be permitted. In the event of a tie vote, the winner of the "extra" seat shall be determined by lot.

Section 5. DETERMINING ELECTION

Except as may be required by section (4) above, the candidate(s) with the most votes shall be elected.

Section 6. VACANCIES

Vacancies in the delegation shall be filled in the same manner as specified hereinabove. Only persons of the same sex as the person whose vacancy is being filled may be a candidate for membership of the Democratic National Committee. In the filling of vacancies, it is the intent of these By-Laws to maintain equal division of the delegation

ARTICLE X (continued)

Section 6. between males & females except as allowed by section (4) above.

Section 7. TERM OF OFFICE

The term of office of a member of the Democratic National Committee shall be four (4) years. Persons elected to fill a vacancy shall complete the term of the person whose vacancy has been filled.

ARTICLE XI

GENERAL POLICIES

Section 1. All public meetings at all levels of the Democratic Party shall be open to all members of the Democratic Party regardless of race, color, creed, national origin, sex, age, religion, ethnic identity, sexual orientation or economic status.

Section 2. No test for membership in, nor any oaths of loyalty to, the Democratic Party shall 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 on the grounds of race, color, creed, national origin, sex, age, religion, ethnic identity, sexual orientation or economic status.

Section 3. The time and place of all public meetings of the Democratic Party 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.

Section 4. The Democratic Party, on all levels, should support the broadest possible registration without discrimination on grounds of race, color, creed, national origin, sex, age, religion, ethnic identity, sexual orientation or economic status.

Section 5. The Democratic Party shall 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.

ARTICLE XI (continued)

Section 6. Publication of these procedures shall 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.

Section 7. The Democratic Party shall 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 officers and representatives of the State Democratic Party. Such publication shall be done in timely fashion so that all prospective candidates or applicants for any elected or appointed position within the State Democratic Party will have full and adequate opportunity to compete for office.