

Instructions for the Model Delegate Selection Plan For the 2012 Democratic National Convention

This **Model Delegate Selection Plan** is furnished to State Democratic Parties (including the District of Columbia, Puerto Rico, American Samoa, Guam, the Virgin Islands, and Democrats Abroad) to assist with the preparation of their respective Plans for the 2012 delegate selection process. In preparing their Plans, State Parties are welcome, but not required, to follow this “model” format.

Provisions applicable for both typical primary or caucus states are included in this Model Plan. A State Party can adapt this document to the requirements of its own unique primary or caucus system. State or date references appear in parentheses (e.g., (*state*) or (*date*); state/system-specific choices or notations are indicated in brackets (e.g., [*indicate system: primary or caucus*]). All of these variables appear as ***bold and italicized*** text.

State Plans must be submitted to the Rules and Bylaws Committee by May 2, 2011. Before submitting the Plan, it must be approved by the State Party following a 30-day public comment period.

The Model Plan is available to State Parties electronically from the Office of Party Affairs and Delegate Selection at the Democratic National Committee.

For more information, please contact the Office of Party Affairs and Delegate Selection at (202)488-5086.

DIRECTIONS:

Please double click on the shaded area and enter or select the appropriate response. When you have completed one field, use the tab key to move to the next field. You will still need to fill in more detailed responses in certain portions of the document however this form will automatically populate the most frequent responses throughout the entire document. Please also insert your state’s name in the header of the plan.

Enter name of state: South Dakota

Enter total number of Delegates: 24

Enter total number of Alternates: 2

Select type of System: Primary

Enter number of District-Level Delegates: 11

Date of selection of District-Level Delegates:
6/5/12

Enter number of District-Level Alternates: 2

Date of selection of District-Level Alternates:
6/5/12

Enter number of Pledged PLEO Delegates: 2

Date of Selection of Pledged PLEO Delegates:
6/16/12

Enter number of At-Large Delegates: 4

Date of Selection of At-Large Delegates:
6/16/12

Enter number of At-Large Alternates: 0

Date of Selection of At-Large Alternates:
6/16/12

Enter number of Standing Committee
Members: 3

Enter number of Convention Pages: 2

SOUTH DAKOTA DELEGATE SELECTION PLAN

FOR THE 2012 DEMOCRATIC NATIONAL CONVENTION

ISSUED BY THE SOUTH DAKOTA DEMOCRATIC PARTY

JULY 2011

The South Dakota Delegate Selection Plan For the 2012 Democratic National Convention

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Section 1

Introduction & Description of Delegate Selection Process

A. Introduction

1. South Dakota has a total of 24 delegates and 2 alternates. (Call, I. & Appendix B.)
2. The delegate selection process is governed by the *Charter and Bylaws of the Democratic Party of the United States*, the *Delegate Selection Rules for the 2012 Democratic National Convention* (“Rules”), the *Call for the 2012 Democratic National Convention* (“Call”), the *Regulations of the Rules and Bylaws Committee for the 2012 Democratic National Convention* (“Regs.”), the rules of the Democratic Party of South Dakota, the South Dakota election code, and this Delegate Selection Plan. (Call, II.A.)
3. Following the adoption of this Delegate Selection Plan by the State Party Committee, it shall be submitted for review and approval by the DNC Rules and Bylaws Committee (“RBC”). The State Party Chair shall be empowered to make any technical revisions to this document as required by the RBC to correct any omissions and/or deficiencies as found by the RBC to ensure its full compliance with Party Rules. Such corrections shall be made by the State Party Chair and the Plan resubmitted to the RBC within 30 days of receipt of notice of the RBC’s findings. (Regs. 2.5, 2.6 & 2.7)
4. Once this Plan has been found in Compliance by the RBC, any amendment to the Plan by the State Party will be submitted to and approved by the RBC before it becomes effective. (Reg. 2.9)

B. Description of Delegate Selection Process

1. South Dakota will use a proportional representation system based on the results of the Primary for apportioning delegates to the 2012 Democratic National Convention.
 2. The “first determining step” of South Dakota’s delegate selection process will occur on date, with the State Presidential Primary on June 5, 2012.
 3. Voter Participation in Process
 - a. Participation in South Dakota’s delegate selection process is open to all voters who wish to participate as Democrats.
 - b. To be a registered voter in South Dakota, a person must be a United States citizen, reside in South Dakota, be at least 18 years old on or before June 5, 2012, not currently serving a sentence for a felony conviction which included imprisonment, served or suspended, in an adult penitentiary system, and not judged mentally incompetent by a court of law. A person shall register their Democratic Party affiliation with the secretary of state on or prior to May 24, 2012, the last day to register to vote in the June 5, 2012, State Primary
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- Election, or affirm their affiliation with the Democratic Party or as an independent before public notary to be eligible to participate in the delegate selection process.
- c. At no stage of South Dakota's delegate selection process shall any person be required, directly or indirectly, to pay a cost or fee as a condition for participating. Voluntary contributions to the Party may be made, but under no circumstances shall a contribution be mandatory for participation. (Rule 2.D. & Reg. 4.4.)
 - d. No persons shall participate or vote in the nominating process for the Democratic presidential candidate who also participates in the nominating process of any other party for the corresponding elections. (Rule 2.E.)
 - e. No person shall vote in more than one meeting which is the first meeting in the delegate selection process. (Rule 3.E. & Reg. 4.6.)
4. South Dakota participates in the state government-run presidential preference primary that will utilize government-run voting systems. The State Party will take provable positive steps to:
- a. Promote the acquisition of accessible precinct based optical scan systems, wherever possible. (Rule 2.H.(1))
 - b. Seek enactment of legislation, rules, and policies at the state and local level to ensure that direct recording electronic systems include a voter verified paper trail (Rule 2.H.(2))
 - c. Seek enactment of legislation, rules and policies at the state and local level to ensure that both optical scan and direct recording electronic systems include recognized security measures. These measures include automatic routine manual audits comparing paper records to electronic records following every election and prior to certification or results where possible; parallel testing on election day; physical and electronic security for equipment; banning use of wireless components and connections; public disclosure of software design; use of transparent and random selection for all auditing procedures; and effective procedures for addressing evidence of fraud or error. (Rule 2.H.(3))
 - d. These provable positive steps have included public endorsements by the South Dakota Democratic Party to educate the public and decision makers on state and local jurisdictions to support such legislation.

Section II

Presidential Candidates

A. Ballot Access

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A presidential candidate gains access to the South Dakota presidential preference primary ballot by the candidate, the committee or the group supporting the candidate in any of the presidential primaries notifying the Secretary of State with a letter that said candidate, committee or group intends to have the name of the candidate placed on the presidential primary ballot or submits a slate of candidates, or both. The deadline for submission of this letter is 5 p.m. March 27, 2012, and is established by state law. (SDCL 12-5-3.14) (Rules 11.B., 14.A., 14.B., 14.D., 14.E., & 14.H.)

The Executive Chair shall review all filings submitted by presidential candidates and shall convene a meeting of the Affirmative Action Committee at 4 p.m. CST on March 27, 2012, and certify the names of the Presidential candidates by 5 p.m. CST. The Executive Chair may recommend the rejection of a candidate filing to the Affirmative Action Committee for any of the following reasons: a. The presidential candidate is not a bona fide Democrat; or b. The presidential candidate has withdrawn from the Presidential race subsequent to filing; or c. The presidential candidate fails to meet the definition in Section VI of the Call to the 2012 Democratic National Convention, issued by the Democratic National Committee and Rule 12.K. of the 2012 Delegate Selection Rules.

- B. Each presidential candidate shall certify in writing to the State Democratic Chair, the name(s) of his or her authorized representative(s) by March 6, 2012. (Rule 12.D.(1))
- C. Each presidential candidate (including uncommitted status) shall use his or her best efforts to ensure that his or her respective delegation within the state delegation achieves the affirmative action goals established by this Plan and is equally divided between men and women. (Rule 6.I.)
- D. The ballot will contain an uncommitted delegate slot. No write-in candidates will be allowed.

Section III

Selection of Delegates and Alternates

A. District-Level Delegates and Alternates

1. South Dakota is allocated 11 district-level delegates and 2 district-level alternates. (Rule 8.C., Call, I.B., I.I. & Appendix B.)
2. District-level delegates and alternates shall be elected by a presidential preference primary on June 5, 2012. These delegates and alternates will be slated to appear on the primary ballot through a two-tiered, pre-primary caucus. Two hundred forty (240) congressional delegates and sixty (60) alternates shall be elected at state legislative district caucuses on March 10, 2012, by the pledged supporters of each presidential candidate in addition to pledged supporters of an uncommitted slate. The pledged supporters thus elected, including supporters of an uncommitted slate, shall then convene on March 24, 2012, in a congressional district-level caucus to slate delegates and alternates for the primary ballot. More specifically, the process of delegate and alternate allocation shall be as follows (Rule 7.B.):
 - a. State Legislative Caucus:
 - (1) The initial stage for selecting district-level delegates and alternates shall be held at the state legislative district level in South Dakota's thirty-five (35) state legislative districts.

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- (2) Each Democratic Party Legislative District Chairperson shall be charged to hold a caucus by convening an open meeting that provides for affirmative action and fair demographic reflection on Saturday, March 10, 2012, for the purpose of selecting delegates to the statewide congressional district level caucus in South Dakota's single at-large congressional district. (See also II.C.4d below).
 - (3) The number of delegates to be selected in each state legislative district caucus will be computed when the voter registration figures are available, and will be announced prior to the first date of the delegate selection process as set forth herein.
 - (4) All persons signing a statement of support for specific presidential candidates, or all uncommitted persons, shall meet separately to elect delegates and alternates to go on to the statewide congressional district level caucus. Each separate group shall first name a chair or co-chairs, who shall preside over the elections of delegates and alternates for their candidate.
 - (5) Only registered Democrats may be elected delegates and alternates, and only registered Democrats may participate in any way in the selection process for these delegates and alternates. Participants who wish to be considered for election as delegates to the statewide, congressional district-level caucus will be required to sign a form pledging in good faith that they are registered Democrats and providing the county of their registration in South Dakota. These forms will be provided by the State Democratic Party. The signed forms will be due no later than 5:00 p.m. CST March 7, 2012 in the South Dakota Democratic Party headquarters in Sioux Falls, South Dakota. Caucus participants who are not seeking to be elected delegates or alternates shall sign forms stating a presidential preference, including uncommitted, and affirming that they are registered in South Dakota as Democrats.
 - (6) At the state legislative district caucuses, nominations for delegates and alternates will be taken from the floor. Delegate and alternate candidates must be in attendance to be nominated. Each participant will have one vote in the delegate and alternate selection process and may vote for as many delegates and alternates as are to be selected for his or her legislative district caucus slate. Voting shall be by secret ballot. There are no additional filing requirements for nominations at these meetings other than above. The slate elected at the meeting for each presidential candidate or uncommitted group will represent the state legislative district at the statewide congressional district-level caucus on March 24, 2012.
 - (7) There are no threshold requirements at this level.
- b. Congressional District Level Statewide Caucus
- (1) Delegates elected at the state legislative district caucus shall convene on Saturday, March 24, 2008 in Pierre, South Dakota, at a site yet to be selected, to slate the delegates and alternates for each candidate and for an uncommitted slate. Only those delegates who have filed a Statement of Declarations of Candidacy pursuant to the provisions of this Delegate Selection Plan herein described are eligible for nomination as a delegate or alternate at this caucus.
 - (2) Forty percent (40%) of the delegates elected at the state legislative district shall constitute a quorum at the statewide congressional district-level caucus.
 - (3) The South Dakota State Democratic Party leaders in charge shall design the process so
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that nominations are sought from the floor for the delegate and alternate positions which shall be on the ballot. Each participant shall have one (1) vote for the delegate and alternate of their choice. The voting is not allowed to be by secret ballot at this level.

- (4) The eleven (11) delegates and the two (2) alternates to be slated for each presidential primary-contestant shall be selected at this congressional district level caucus.
- (5) Each state legislative district caucus representative present shall be entitled to vote for the nominees of each sex equal to the number of delegate men and delegate women allocated to the congressional level caucus (11 delegates and 2 alternates). The delegate-candidate within each sex receiving the highest number of votes, equal to the number of such delegates to be selected for the candidate, shall be elected. Those receiving the next highest number of votes within each sex, equal to the number of alternate men and women to be selected for the candidate, shall be elected. Where only one (1) delegate is to be elected, men and women will compete equally (for the last alternate of the three alternates to be selected).
- (6) Only persons in the caucus who signed statements of support for the presidential candidate or in the caucus of uncommitted and who were selected as state legislative district level delegates or alternates may nominate and select national convention delegates and alternates pledged to a presidential candidate or pledged as uncommitted.
- (7) All persons signing a statement of support for specific presidential candidates, or uncommitted, shall meet separately to elect their group's delegates and alternates. Each group shall first elect a chair, who shall preside over their caucus at the statewide congressional district level. No candidate's group may have more than two hundred forty (240) persons voting in their caucus at the time of delegate and alternate selection and, to promote fair demographic representation, no less than forty-eight (48) persons.
- (8) Delegates or alternates qualify to be elected at the congressional district level by attending the statewide congressional caucus and by having first been elected at the state legislative district level.

3. Apportionment of District-Level Delegates and Alternates

- (1) South Dakota's district-level delegates and alternates are apportioned among the districts based on a formula giving equal weight to total population and to the average vote for the Democratic candidates in the 2004 and 2008 presidential elections. (Rule 8.A.; Regs. 4.10., 4.11 & Appendix A)
- (2) The state's total number of district-level delegates will be equally divided between men and women. (Rule 6.C.(1) & Reg. 4.8.)
- (3) The district-level delegates and alternates are apportioned as indicated in the following chart.

District	Delegates			Alternates		
	Males	Females	Total	Males	Females	Total
Total	5 or 6	6 or 5	11	1	1	2

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- a. South Dakota's 240 delegates and 60 alternates in the first-tier-caucus shall be apportioned to South Dakota's 35 state legislative districts and shall be based upon a formula giving equal weight to the average of the vote for the Democratic candidates in the 2004 and 2008 presidential elections and to State Democratic Party registration as of July 1, 2011. However, every legislative district shall be allotted at least three (3) delegates and one (1) alternate regardless of party enrollment and average vote for Democratic candidates in order to provide for broad demographic and geographic representation in the selection process and so that every legislative district may contribute to meeting quorum at the second tier, state wide caucus. The number of delegates and alternates allocated to each state legislative district shall be announced no later than November 1, 2011. (Rule 8.B.)

4. District-Level Delegate and Alternate Filing Requirements

- a. A district-level delegate and alternate candidate may run for election only within the district in which he or she is registered to vote. (Rule 12.H.)
 - (1) An individual can qualify as a candidate for district-level delegate or alternate to the 2012 Democratic National Convention by filing a statement of candidacy designating his or her presidential or uncommitted preference and a signed pledge of support for the presidential candidate (including uncommitted status) with the State Party between February 9, 2012 and March 7, 2012 at 5:00 PM CST. (Rules 12.B. & 14.F.) The Declaration of Delegate or Alternate Candidacy shall include the legal name, legal residence, including mailing address and telephone if available, sex, and presidential preference or uncommitted status of the candidate. Presidential preference shall be understood as a pledge of support for the presidential candidate, if any, whom the individual declaring candidacy favors. Forms are available at the South Dakota Democratic Party, 335 N. Main Avenue, Suite 200, Sioux Falls, SD 57104. Mailing address is P.O. Box 1485, Sioux Falls, SD 57101-1485 (Reg. 4.21.)
 - (2) There are no petition requirements as a prerequisite for participation in the district-level delegate and alternate filing process.
- b. All candidates considered for district-level alternate positions must meet the same requirements as candidates for district-level delegate positions except candidates for delegate who are not chosen may be considered for alternate. (Rule 12.C.)

5. Presidential Candidate Right of Review for District-Level Delegates and Alternates

- a. The State Democratic Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than March 8, 2012 at 12:00pm CST a list of all persons who have filed for delegate or alternate pledged to that presidential candidate. (Rules 12.D. & 12.F.) (Reg. 4.22.)
 - b. Each presidential candidate, or that candidate's authorized representative(s), must then file with the State Democratic Chair by March 8, 2012 at 5:00pm CST, a list of all such candidates he or she has approved, provided that approval be given to at least three (3) times the number of candidates for delegate men and three (3) times the number of
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- candidates for delegate women, and three (3) times the number of candidates for alternate men and three (3) times the number of alternate women to be selected. (Rule 12.E.(1), Reg. 4.23.) (Rule 12.E.(1)) (Rule 12.D.(2))
- c. Failure to respond will be deemed approval of all delegate and alternate candidates submitted to the presidential candidate unless the presidential candidate, or the authorized representative(s), signifies otherwise in writing to the State Democratic Chair not later than March 8, 2012, at 10:00am CST.
 - d. The State Democratic Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than March 16, 2012 at 12:00pm CST a list of all persons who have been selected as delegates or alternates to the congressional district level caucus and who have pledged to that presidential candidate.
 - e. Each presidential candidate, or that candidate's authorized representative(s), must then file with the State Democratic Chair by March 16, 2012 at 5:00pm CST, a list of all such candidates he or she has approved, provided that approval be given to at least three (3) times the number of candidates for delegate men and three (3) times the number of candidates for delegate women, and three (3) times the number of candidates for alternate men and three (3) times the number of alternate women to be selected. (Rule 12.E.(1), Reg. 4.23.) (Rule 12.E.(1)) (Rule 12.D.(2))
 - f. National convention delegate and alternate candidates removed from the list of bona fide supporters by a presidential candidate, or that candidate's authorized representative(s), may not be elected as a delegate or alternate at that level pledged to that presidential candidate (including uncommitted status). (Rule 12.E. & Reg. 4.23.)
 - g. The State Democratic Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate (including uncommitted status) has used their best efforts to ensure that their respective district-level delegate candidates and district-level alternate candidates meet the affirmative action and inclusion considerations and goals detailed in the Affirmative Action section of this Plan within three (3) business days of returning the list of approved district-level delegate candidates and district-level alternate candidates as indicated in section III.A.5.b of this Plan.
6. Fair Reflection of Presidential Preference

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

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

- a. Within a district, if no presidential preference reaches a 15% threshold, the threshold shall be the percentage of the vote received in that district by the front-runner minus 10%. (Rule 13.F.)
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7. Equal Division of District-Level Delegates and Alternates
 - a. In order to ensure the district-level delegates are equally divided between men and women, delegate positions within each district will be designated by presidential preference beginning with the highest vote-getting presidential preference. This assignment of delegate positions, alternating by sex as mathematically practicable, will continue with the next highest vote-getting preferences in descending order until the gender of each position has been assigned. (Rule 6.C.(1) & Reg. 4.8.)
 - (1) During the second step (congressional district level) in the two tier, pre-primary caucus process held on March 24, 2012, delegate and alternate positions will be evenly divided by sex. Each presidential-preference caucus shall elect a full slate of delegates. There will be eleven (11) delegates and two (2) alternates to be filled by five (5) males and six (6) females or six (6) males and five (5) females and one (one) male and one (1) female, respectively.
 - (2) Each presidential preference caucus shall elect from its members a first delegate. This delegate may be either male or female. Each caucus will then elect a second delegate of the opposite sex of the first. Elections of delegate will then proceed, alternating by sex as mathematically practicable, until all delegate positions are filled.
 - b. After the delegates are selected, the alternates will be awarded, using the same process described above.
8. The State Democratic Chair shall certify in writing to the Secretary of the Democratic National Committee (DNC) the election of the state's district-level delegates and alternates to the Democratic National Convention within three (3) days after their election. (Rule 8.C. & Call, IV.A.) (Regs. 5.3.B. & C.)

B. Unpledged Delegates

1. Unpledged Party Leaders and Elected Officials
 - a. The following categories (if applicable) shall constitute the Unpledged Party Leaders and Elected Official delegate positions:
 - (1) Members of the Democratic National Committee who legally reside in the state; (Rule 9.A.(1), Call, I.F., J., & Reg. 4.13.)
 - (2) Democratic President and Democratic Vice President (if applicable); (Rule 9.A.2., Call I.G.)
 - (3) All of South Dakota's Democratic Members of the U.S. House of Representatives and the U.S. Senate; (Rule 9.A.(3), Call I.H. & J.)
 - (4) The Democratic Governor (if applicable); (Rule 9.A.(4), Call I.H. & J.)
 - (5) "Distinguished Party Leader" delegates who legally reside in the state (if applicable); (Rule 9.A.(5), Call I.G., and Reg. 4.13.)
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- b. The certification process for the Unpledged Party Leader and Elected Official delegates is as follows:
 - (1) Not later than March 1, 2012, the Secretary of the Democratic National Committee shall officially confirm to the State Democratic Chair the names of the unpledged delegates who legally reside in South Dakota. (Rule 9.A.)
 - (2) Official confirmation by the Secretary shall constitute verification of the unpledged delegates from the categories indicated above. (Call, IV.B.1.)
 - (3) The State Democratic Chair shall certify in writing to the Secretary of the DNC the presidential preference of state's unpledged delegates 10 days after the completion of the State's Delegate Selection Process. (Call, IV.B)

B. Pledged Party Leader and Elected Official (PLEO) Delegates

1. South Dakota is allotted 2 pledged Party Leader and Elected Official (PLEO) delegates. (Call, I.D., E. & Appendix B)
 2. Pledged PLEO Delegate Filing Requirements
 - a. Individuals shall be eligible for the pledged Party Leader and Elected Official delegate positions according to the following priority: big city mayors and state-wide elected officials (to be given equal consideration); state legislative leaders, state legislators, and other state, county and local elected officials and party leaders. (Rule 9.B.(1) & Reg. 4.15.)
 - b. An individual can qualify as a candidate for a position as a pledged PLEO delegate by filing a signed declaration of candidacy with the State Party Chair, 335 N. Main Avenue, Suite 200, Sioux Falls, SD 57104, by noon CST on June 11, 2012. Individuals for pledged PLEO must also file along with his or her declaration of candidacy, a pledge of support for the presidential candidate said delegate-candidate favors, if he or she has not already made known his or her presidential preference or uncommitted status as a candidate for district-level or at-large or district-level alternative. (Rules 9.C.(3), & 14.G., Reg. 4.16.)
 3. Presidential Candidate Right of Review
 - a. The State Democratic Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than 5 p.m. CST June 11, 2012, a list of all persons who have filed for a party and elected official delegate pledged to that presidential candidate. (Rules 9.B.(3) & 12.D.)
 - b. Each presidential candidate, or that candidate's authorized representative(s), must file with the State Democratic Chair, by noon CST on June 14, 2012, a list of all such candidates he or she has approved, as long as approval is given to at
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least one (1) name for every position to which the presidential candidate is entitled. (Rule 12.E.(2) & Reg. 4.23.)

- c. Failure to respond will be deemed approval of all delegate candidates submitted to the presidential candidate unless the presidential candidate or the authorized representative(s) signifies otherwise in writing to the State Democratic Chair not later than June 15, 2012, by 5 p.m. CST.
 - d. The State Democratic Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate (including uncommitted status) has used their best efforts to ensure that their respective pledged PLEO delegate candidates meet the affirmative action and inclusion considerations and goals detailed in the Affirmative Action section of this Plan within three (3) business days of returning the list of approved pledged PLEO candidates as indicated in section III.C.3.b of this Plan.
4. Selection of Pledged Party Leader and Elected Official Delegates
- a. The pledged PLEO slots shall be allocated among presidential preferences on the same basis as the at-large delegates. (Rule 9.B.(2), 10.C., 13.E. & F.)
 - b. Selection of the pledged PLEO delegates will occur at 2:30 p.m. on 6/16/12 at the S.D. Democratic Party State Central Committee meeting during the SDDP State Convention in Aberdeen, which is after the election of district-level delegates and alternates and prior to the selection of at-large delegates and alternates.
 - (1) The election shall be the second to last order of business at the regular meeting of the State Party Central Committee and shall be conducted as follows:
 - Explanation of the number of positions to be filled and review of affirmative action goals.
 - Nominations for positions to be filled.
 - Election of delegates by weighted vote of the State Party Central Committee.
 - This election shall not be by secret ballot. (Rule 9.C.)
 - (2) These delegates will be selected by the State Party Committee, provided that:
 - (a) Membership on the State Party Committee is apportioned on the basis of a weighted vote according to votes cast for the Democratic gubernatorial candidate in the 2010 general election. (Rule 9.D.(1))
 - (b) Members of the State Party Committee have been elected through open processes in conformity with the basic procedural guarantees utilized for delegate selection. (Rule 9.D.(2))
 - (c) Such delegates are elected at a public meeting subsequent to the election of district-level delegates. (Rule 9.D.(3))

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- (d) Members of the State Party Committee shall have been elected no earlier than the date of the previous presidential election. (Rule 9.D.(4))
 - (e) Membership of the State Party Committee complies with the equal division requirements of Article 9, Section 16 of the Charter of the Democratic Party of the United States (Rule 9.D.(5))
- (1) Alternates are not selected at the pledged Party Leader and Elected Official level. (Reg. 4.30.)
5. The State Democratic Chair shall certify in writing to the Secretary of the Democratic National Committee the election of the state's pledged Party Leader and Elected Official delegates to the Democratic National Convention within ten (10) days after their election. (Rule 8.D. & Call, IV.A.)

C. At-Large Delegates And Alternates

1. The state of South Dakota is allotted 4 at-large delegates and 0 at-large alternates. (Rule 8.C., Call, I.B., II. & Appendix B)
 2. At-Large Delegate and Alternate Filing Requirements
 - a. Persons desiring to seek at-large delegate or alternate positions may file a statement of candidacy designating their presidential or uncommitted preference and a signed pledge of support for the presidential candidates (including uncommitted status) with the State Party by filing a signed declaration of candidacy with the State Party Chair, 335 N. Main Avenue, Suite 200, Sioux Falls, SD 57104, by noon CST on June 11, 2012. (Rules 12.B. & 14.G.; Regs. 4.21. & 4.27.)
 3. Presidential Candidate Right of Review
 - a. The State Democratic Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than 5 p.m. CST on June 11, 2012, a list of all persons who have filed for delegate pledged to that presidential candidate. (Rule 12.D.) (Reg. 4.22. & 4.27.)
 - b. Each presidential candidate, or that candidate's authorized representative(s), must then file with the State Democratic Chair, by noon CST on June 14, 2012, a list of all such candidates he or she has approved, provided that, at a minimum, one name remains for every national convention delegate position to which the presidential candidate is entitled. (Rule 12.E.(2) & Reg. 4.23.)
 - c. Failure to respond will be deemed approval of all delegate candidates submitted to the presidential candidate unless the presidential candidate or the authorized representative(s) signifies otherwise in writing to the State Democratic Chair not later than June 15, 2012, by 5 p.m. CST.
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- d. The State Democratic Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate (including uncommitted status) has used their best efforts to ensure that their respective at-large delegate candidates meet the affirmative action and inclusion considerations and goals detailed in the Affirmative Action section of this Plan within three (3) business days of returning the list of approved at-large delegate candidates and at-large alternate candidates as indicated in section III.D.3.b of this Plan.

4. Fair Reflection of Presidential Preference

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

5. Selection of At-Large Delegates

- a. The selection of the at-large delegates and alternates will occur at 2:30 p.m. on 6/16/12 at the S.D. Democratic Party State Central Committee meeting during the SDDP State Convention in Aberdeen, which is after all pledged Party Leader and Elected Official delegates have been selected. (Rule 8.D. & Call, III.)
- (1) The election shall be the second to last order of business at the regular meeting of the State Party Central Committee and shall be conducted as follows:
 - Explanation of the number of positions to be filled and review of affirmative action goals.
 - Nominations for positions to be filled.
 - Election of delegates by weighted vote of the State Party Central Committee.
 - This election shall not be by secret ballot. (Rule 9.C.)
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- (2) These delegates will be selected by the State Party Committee, provided that:
 - (a) Membership on the State Party Committee is apportioned on the basis of a weighted vote according to votes cast for the Democratic gubernatorial candidate in the 2010 general election. (Rule 9.D.(1))
 - (b) Members of the State Party Committee have been elected through open processes in conformity with the basic procedural guarantees utilized for delegate selection. (Rule 9.D.(2))
 - (c) Such delegates are elected at a public meeting subsequent to the election of district-level delegates. (Rule 9.D.(3))
 - (d) Members of the State Party Committee shall have been elected no earlier than the date of the previous presidential election. (Rule 9.D.(4))
 - (e) Membership of the State Party Committee complies with the equal division requirements of Article 9, Section 16 of the Charter of the Democratic Party of the United States (Rule 9.D.(5))

- a. Priority of Consideration

- (1) In the selection of the at-large delegation priority of consideration shall be given to African Americans, Hispanics, Native Americans, Asian Americans and Pacific Islanders and women. (Rule 6.A.)
- (2) In order to continue the Democratic Party's ongoing efforts to include groups historically under-represented in the Democratic Party's affairs and to assist in the achievement of full participation by these groups, priority of consideration shall be given other groups by virtue of race/ethnicity, age, sexual orientation or disability. (Rules 5.C., 6.A.(3), & Reg. 4.7.)
- (3) The election of at-large delegates and alternates shall be used, if necessary, to achieve the equal division of positions between men and women, and may be used to achieve the representation goals established in the Affirmative Action section of this Plan. (Rule 6.A. & 6.C.)
- (4) Delegates and alternates are to be considered separate groups for this purpose. (Rules 6.A.(3), 10.A. & Regs. 4.8 & 4.19.)

6. The State Democratic Chair shall certify in writing to the Secretary of the Democratic National Committee the election of the state's at-large delegates and alternates to the Democratic National Convention within ten (10) days after their election. (Rule 8.C. & Call, IV.A.)

D. Replacement of Delegates and Alternates

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1. A pledged delegate or alternate may be replaced according to the following guidelines:
 - a. Permanent Replacement of a Delegate: (Rule 18.D.(2))
 - (1) A permanent replacement occurs when a delegate resigns or dies prior to or during the national convention and the alternate replaces the delegate for the remainder of the National Convention.
 - (2) Any alternate permanently replacing a delegate shall be of the same presidential preference (including uncommitted status) and sex of the delegate he/she replaces, and to the extent possible shall be from the same political subdivision within the state as the delegate.
 - (a) In the case where the presidential candidate has only one alternate, that alternate shall become the certified delegate.
 - (b) If a presidential candidate has only one alternate, and that alternate permanently replaces a delegate of the opposite sex, thereby causing the delegation to no longer be equally divided, the delegation shall not be considered in violation of Rule 6.C. In such a case, notwithstanding Rule 18.D.(2), the State Party Committee shall, at the time of a subsequent permanent replacement, replace a delegate with a person of the opposite sex, in order to return the delegation to equal division of men and women. (Reg. 4.32.)
 - b. Temporary Replacement of a Delegate: (Rule 18.D.(3))
 - (1) A temporary replacement occurs when a delegate is to be absent for a limited period of time during the convention and an alternate temporarily acts in the delegate's place.
 - (2) Any alternate who temporarily replaces a delegate must be of the same presidential preference (including uncommitted status) as the delegate he/she replaces, and to the extent possible shall be of the same sex and from the same political subdivision within the state as the delegate.
 - (3) The following system will be used to select permanent and temporary replacements of delegates: The delegate chooses the alternate. (Rule 18.D.(1))
 - c. Certification of Replacements
 - (1) Any alternate who permanently replaces a delegate shall be certified in writing to the Secretary of the DNC by the State Democratic Chair. (Rule 18.D.(2))
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- (2) Permanent replacement of a delegate (as specified above) by an alternate and replacement of a vacant alternate position shall be certified in writing by the South Dakota's Democratic Chair to the Secretary of the Democratic National Committee within three (3) days after the replacement is selected. (Call, IV.D.1.)
 - (3) Certification of permanent replacements will be accepted by the Secretary up to 48 hours before the first official session of the Convention is scheduled to convene. (Call, IV.D.1. & Reg. 4.31.)
 - (4) In the case where a pledged delegate is permanently replaced after 48 hours before the time the first session is scheduled to convene or, in the case where a pledged delegate is not on the floor of the Convention Hall at the time a roll call vote is taken, an alternate may be designated (as specified above) to cast the delegate's vote. In such case, the Delegation Chair shall indicate the name of the alternate casting the respective delegate's vote on the delegation tally sheet (Call, VIII.F.3.d., VIII.F.3.b. & Reg. 5.5.)
- d. A vacant alternate position shall be filled by the delegation. The replacement shall be of the same presidential preference (or uncommitted status), of the same sex and, to the extent possible, from the same political subdivision as the alternate being replaced. (Rule 18.E.)
2. Unpledged delegates shall not be entitled to a replacement, nor shall the state be entitled to a replacement, except under the following circumstances: (Rule 18.E. & Reg. 4.33.)
- a. Members of Congress and the Democratic Governor shall not be entitled to name a replacement. In the event of changes or vacancies in the state's Congressional Delegation, following the official confirmation and prior to the commencement of the National Convention, the DNC Secretary shall recognize only such changes as have been officially recognized by the Democratic Caucus of the U.S. House of Representatives or the Democratic Conference of the U.S. Senate. In the event of a change or vacancy in the state's office of Governor, the DNC shall recognize only such changes as have been officially recognized by the Democratic Governors' Association. (Call, IV.D.2.a.)
 - b. Members of the Democratic National Committee shall not be entitled to a replacement, nor shall the state be entitled to a replacement, except in the case of death of such delegates. In the case where the state's DNC membership changes following the DNC Secretary's official confirmation, but prior to the commencement of the 2012 Democratic National Convention, acknowledgment by the Secretary of the new DNC member certification shall constitute verification of the corresponding change of unpledged delegates. (Call, IV.D.2.b.)
 - c. Unpledged distinguished Party Leader delegates allocated to the state pursuant to Rule 9.A.(5), shall not be entitled to name a replacement, nor shall the state be entitled to name a replacement. (Call, IV.C.2.c.)
 - d. In no case may an alternate cast a vote for an unpledged delegate. (Call, VIII.F.3.d.)
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Section IV

Convention Standing Committee Members

A. Introduction

1. South Dakota has been allocated *1* member on each of the three standing committees for the 2012 Democratic National Convention (Credentials, Platform and Rules), for a total of (3) members. (Call, VII.A. & Appendix D.)
2. Members of the Convention Standing Committees need not be delegates or alternates to the 2012 Democratic National Convention. (Call, VII.A.3.)
3. These members will be selected in accordance with the procedures indicated below. (Rule 1.G.)

B. Standing Committee Members

1. Selection Meeting
 - a. The members of the standing committees shall be elected by a quorum of South Dakota's National Convention delegates, at a meeting to be held on June 16, 2012, immediately after the SDDP State Convention adjourns. (Call, VII.B.1.)
 - b. All members of the delegation shall receive adequate notice of the time, date and place of the meeting to select the standing committee members. (Call, VII.B.1.)
 2. Allocation of Members
 - a. The members of the standing committees allocated to South Dakota shall proportionately represent the presidential preference of all candidates (including uncommitted status) receiving the threshold percentage used in the state's delegation to calculate the at-large apportionment pursuant to Rule 13.E. of the Delegate Selection Rules. (Call, VII.C.1. & Reg. 5.7.)
 - b. The presidential preference of each candidate receiving the applicable percentage or more within the delegation shall be multiplied by the total number of standing committee positions allocated to South Dakota. If the result of such multiplication does not equal 0.455 or above, the presidential preference in question is not entitled to representation on the standing committee. If the result of such multiplication is 0.455 but less than 1.455, the presidential preference is entitled to one (1) position. Those preferences securing more than 1.455 but less than 2.455 are entitled to two (2) positions, etc. (Call, VII.C.2.)
 - c. Where the application of this formula results in the total allocation exceeding the total number of committee positions, the presidential candidate whose original
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figure of representation is farthest from its eventual rounded-off total shall be denied that one (1) additional position. Where the application of this formula results in the total allocation falling short of the total number of committee positions, the presidential candidate whose original figure of representation is closest to the next rounding level shall be allotted an additional committee position. (Call, VII.C.3.)

- d. Standing committee positions allocated to a presidential candidate shall be proportionately allocated, to the extent practicable, to each of the three standing committees. When such allocation results in an unequal distribution of standing committee positions by candidate preference, a drawing shall be conducted to distribute the additional positions. (Call, VII.C.4.)

3. Presidential Candidate Right of Review

- a. Each presidential candidate, or that candidate's authorized representative(s), shall be given adequate notice of the date, time and location of the meeting of the state's delegation authorized to elect standing committee members. (Call, VII.D.1.)
- b. Each presidential candidate, or that candidate's authorized representative(s), must submit to the State Democratic Chair, by 1 p.m. June 14, 2012, a minimum of one (1) name for each slot awarded to that candidate for members of each committee. The delegation shall select the standing committee members submitted by the presidential candidates (including uncommitted status). Presidential candidates shall not be required to submit the name of more than one person for each slot awarded to such candidate for members of standing committees. (Call, VII.D.2.)

4. Selection Procedure to Achieve Equal Division

- a. Presidential candidates (including uncommitted status) shall use their best efforts to ensure that their respective delegation of standing committee members shall achieve South Dakota's affirmative action goals and that their respective members are equally divided between men and women. (Rule 6.I. & Reg. 4.9.)
 - (1) A separate election shall be conducted for membership on each standing committee.
 - (2) The membership of the standing committees shall be as equally divided as possible under the state allocation; if the number is even, the membership shall be equally divided between men and women; if the number is odd, the variance between men and women may not exceed one (1), and the advantaged gender must not remain constant for the three standing committees. (Call, VII.E.1.)
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- (3) The positions allocated to each presidential candidate on each committee shall be voted on separately, and the winners shall be the highest vote-getter(s) of the appropriate sex.

5. Certification and Substitution

- a. The State Democratic Chair shall certify the standing committee members in writing to the Secretary of the Democratic National Committee within three (3) days after their selection. (Call, VII.B.3.)
- b. No substitutions will be permitted in the case of standing committee members, except in the case of resignation or death. Substitutions must be made in accordance with the rules and the election procedures specified in this section, and must be certified in writing to the Secretary of the Democratic National Committee within three (3) days after the substitute member is selected. (Call, VII.B.4.)

Section V The Delegation

- A. SOUTH DAKOTA will select one (1) person to serve as Delegation Chair and 2 to serve as Convention Pages. (Call, IV.E., F.1. & Appendix C.)

B. Delegation Chair

1. Selection Meeting
 - a. The Delegation Chair shall be selected by a quorum of the state's National Convention Delegates, at a meeting to be held on June 16, 2012, immediately after the SDDP State Convention adjourns. (Call, IV.E.)
 - b. All members of the delegation shall receive timely notice of the time, date and place of the meeting to select the Delegation Chair. (Rule 3.C.)
2. The State Democratic Chair shall certify the Delegation Chair in writing to the Secretary of the Democratic National Committee within three (3) days after his or her selection. (Call, IV.E.)

C. Convention Pages

1. 2 individuals will be selected to serve as South Dakota's Convention Pages by the State Democratic Chair in consultation with the members of the Democratic National Committee from the state. This selection will take place June 16, 2012, immediately after the SDDP State Convention adjourns. (Call, IV.F.3., Appendix C & Reg. 5.6.)
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2. The Convention Pages shall be as evenly divided between men and women as possible under the state allocation and shall reflect as much as possible, the Affirmative Action guidelines in the Affirmative Action Plan. (Reg. 5.6.A.)
3. The State Democratic Chair shall certify the individuals to serve as South Dakota's Convention Pages in writing to the Secretary of the Democratic National Committee within three (3) days after the selection. (Call, IV.F.3. & Reg. 5.6.B.)

Section VI

General Provisions and Procedural Guarantees

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

(Rule 4.B.(6))

- B. Discrimination on the basis of 'status' in the conduct of Democratic Party affairs is prohibited. (Rule 5.B.)
 - C. SOUTH DAKOTA's delegation shall be equally divided between delegate men and delegate women, and alternate men and alternate women. Such goal applies to the entire delegation, which includes all pledged delegates and alternates and all unpledged delegates. Delegates and alternates shall be considered separate groups for purposes of achieving equal division. (Rule 6.C.)
 - D. All delegate and alternate candidates must be identified as to presidential preference or uncommitted status at all levels which determine presidential preference. (Rule 12.A.)
 - E. No delegate at any level of the delegate selection process shall be mandated by law or Party rules to vote contrary to that person's presidential choice as expressed at the time the delegate is elected. (Rule 12.I.)
 - F. Delegates elected to the national convention pledged to a presidential candidate shall in all good conscience reflect the sentiments of those who elected them. (Rule 12.J.)
 - G. All delegates, alternates and standing committee members must be bona fide Democrats who have the interests, welfare and success of the Democratic Party of the United States at heart, who subscribe to the substance, intent and principles of the Charter and Bylaws of the Democratic Party of the United States, and who will participate in the Convention in good faith. (Rule 12.H. & Reg. 4.24.)
 - H. FORTY PERCENT of the members of any Party body above the first level of the delegate selection process shall constitute a quorum for any business pertaining to the selection of National Convention delegates, alternates, standing committee members, and other official Convention participants. (Rule 15)
 - I. No proxy voting shall be allowed at any stage of the South Dakota delegate selection process. (Rule 16 & Reg. 4.28.)
 - J. The unit rule, or any rule or practice whereby all members of a Party unit or delegation may be required to cast their votes in accordance with the will of a majority of the body, shall not be used at any stage of the delegate selection process. (Rule 17.A.)
 - K. Any individual or group of Democrats may sponsor or endorse a slate of candidates for convention delegates. But no slate may, by virtue of such endorsement, receive a preferential place on a delegate selection ballot or be publicly identified on the ballot as the official Democratic Party organization slate, and all slates must meet identical qualifying requirements for appearing on a ballot at all levels of the delegate selection process. (Rule 17.B.)
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- L. All steps in the delegate selection process, including the filing of presidential candidates, must take place within the calendar year of the Democratic National Convention, except with respect to the implementation of the Affirmative Action Plan. (Rules 1.F. & 11.B.)
- M. In electing and certifying delegates and alternates to the 2012 Democratic National Convention, SOUTH DAKOTA thereby undertakes to assure all Democratic voters in the state full, timely and equal opportunity to participate in the delegate selection process and in all Party affairs and to implement affirmative action programs toward that end, and that the delegates and alternates to the Convention shall be selected in accordance with the Delegate Selection Rules for the 2012 Democratic National Convention, and that the voters in the state will have the opportunity to cast their election ballots for the Presidential and Vice Presidential nominees selected by said Convention, and for electors pledged formally and in good conscience to the election of these Presidential and Vice Presidential nominees, under the label and designation of the Democratic Party of the United States, and that the delegates certified will not publicly support or campaign for any candidate for President or Vice President other than the nominees for the Democratic National Convention. (Call, II.B.)

Section VII

Affirmative Action, Outreach and Inclusion Plan

A. Statement of Purpose and Organization

- 1. Purpose and Objectives
 - a. In order that the Democratic Party at all levels be an open Party which includes rather than excludes people from participation, a program of effective affirmative action is hereby adopted by South Dakota. (Rule 5.A.)
 - b. Discrimination on the basis of "status" in the conduct of Democratic Party affairs is prohibited. (Rule 5.B.)
 - c. All public meetings at all levels of the Democratic Party in South Dakota should be open to all members of the Democratic Party regardless of race, sex, age, color, creed, national origin, religion, ethnic identity, sexual orientation, economic status or physical disability (hereinafter collectively referred to as "status"). (Rule 4.B.(1))
 - d. Consistent with the Democratic Party's commitment to including groups historically under-represented in the Democratic Party's affairs, by virtue of race/ethnicity, age, sexual orientation, or disability, South Dakota has developed Party outreach programs. Such programs include recruitment, education and training, in order to achieve full participation by such groups and diversity in the delegate selection process and at all levels of Party affairs for 2012. (Rule 5.C & Reg. 4.7.)
 - e. In order to encourage full participation by all Democrats in the delegate selection process and in all Party affairs, the South Dakota Democratic Party has adopted
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and will implement programs with specific goals and timetables for African Americans, Hispanics, Native Americans, Asian Americans and Pacific Islanders and women. (Rule 6.A.)

- (1) The goal of the programs shall be to encourage participation in the delegate selection process and in Party organizations at all levels by the aforementioned groups as indicated by their presence in the Democratic electorate. (Rule 6.A.(1))
- (2) This goal shall not be accomplished either directly or indirectly by the Party's imposition of mandatory quotas at any level of the delegate selection process or in any other Party affairs. (Rule 6.A.(2))

f. In order to achieve full participation of other groups that may be under-represented in Party affairs, including members of the LGBT community, Native People, people with disabilities and youth, the South Dakota Democratic Party has adopted and will implement Inclusion Programs. (Rule 7)

2. Organizational Structure

- a. A three-member Affirmative Action Committee has been appointed by the State Democratic Chair. (Rule 6.F.)
- b. The State Democratic Chair certified in writing to the Rules and Bylaws Committee of the Democratic National Committee the compliance of the State's Affirmative Action Committee with Rules 5.C, 6.A and 7, and submitted the names, demographic data and contact information. (Reg. 2.2.K)

c. The Committee consists of members from each delegate district representing the Democratic constituency groups set forth in the Introduction to the Affirmative Action Plan.

d. The Affirmative Action Committee shall be responsible for:

- (1) Reviewing the proposed Delegate Selection and Affirmative Action Plans and making recommendations to the State Democratic Chair.
 - (2) Reviewing the proposed Inclusion Programs and making recommendations to the State Democratic Chair.
 - (3) Directing the implementation of all requirements of the Affirmative Action section of this Plan.
 - (4) Implementing a financial assistance program for delegates and alternates. (Rule 6.G.)
 - (5) Ensuring, on behalf of the State Party Committee, that district lines used in the delegate selection process are not gerrymandered to discriminate
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against African Americans, Hispanics, Native Americans, Asian Americans and Pacific Islanders and women. (Rule 6.E.)

- e. Financial and staff support for the Affirmative Action Committee shall be provided by the State Party Committee to the greatest extent feasible, including, but not limited to, making available on a priority basis, the State Party staff and volunteers and covering all reasonable costs incurred in carrying out this Plan.
3. Implementation of the Affirmative Action Plan shall begin on September 6, 2011, with the distribution of the press kits, and will continue through the end of the delegate selection process. (Rule 1.F.)

B. Efforts to Educate on the Delegate Selection Process

1. Well publicized educational workshops will be conducted in each of the delegate districts beginning in September 2011. These workshops will be designed to encourage participation in the delegate selection process, including apprising potential delegate candidates of the availability of financial assistance. These workshops will be held in places which are easily accessible to persons with physical disabilities. The times, dates, places and rules for the conduct of all education workshops, meetings and other events involved in the delegate selection process shall be effectively publicized by the party organization and include mailings to various organizations representative of the Democratic voting populace. (Rules 3.A., 3.C. & 3.D.)
2. A speakers bureau of volunteers from the Affirmative Action Committee comprised of individuals who are fully familiar with the process, will be organized to appear before groups, as needed, to provide information concerning the process.
3. The State Party's education efforts will include outreach to community leaders within the Democratic Party's constituencies and making sure that information about the delegate selection process is available to Democratic clubs and Party caucuses representing specific constituencies.
4. The State Party will publish and make available at no cost: a clear and concise explanation of how Democratic voters can participate in the delegate selection process; an explanation of how, where and when persons can register to vote; and delegate district maps. As well, the State Party shall also make available copies of the State Party Rules, the Delegate Selection Plan (and its attachments), the Affirmative Action Plan, and relevant state statutes at no cost. Copies of documents related to the state's delegate selection process will be prepared and the Affirmative Action Committee will distribute them in the various delegate districts not later than November 15, 2011. (Rule 1.H.)
5. The State Party shall take all feasible steps to encourage persons to register and to vote as Democrats and will seek to ensure simple and easy registration procedures. (Rule 2.C.)

C. Efforts to Publicize the Delegate Selection Process

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1. Special attention shall be directed at publicizing the delegate selection process in the state. Such publicity shall include information on eligibility to vote and how to become a candidate for delegate, the time and location of each stage of the delegate selection process and where to get additional information. The foregoing information will also be published in the State Party newspaper. The Party organization, official, candidate, or member calling a meeting or scheduling an event, shall effectively publicize the role that such meeting or event plays in the selection of delegates and alternates to the Democratic National Convention. (Rules 3.C. and 3.D.)
 2. Newspapers, radio and television will be utilized to inform the general public how, when and where to participate in the delegate selection process. Specifically, this information should provide details as to how to qualify to run as a delegate candidate. Special effort shall be directed to the major daily newspapers, radio and television stations by the State Democratic Chair, Affirmative Action Committee members and staff. Regular releases during the delegate selection process to all other media sources, weekly newspapers, and wire services should complete timely coverage. (Rules 4.B.(3) & 6.D.)
 3. A priority effort shall be directed at publicity among the Democratic Party's constituencies.
 - a. Information about the delegate selection process will be provided to minority newspapers and radio stations, ethnic press, Native American, Asian Americans and Pacific Islanders, Spanish-speaking and other non-English press, radio stations and publications, and women's organizations, student newspapers, gay and lesbian press, disability press, and any other specialty media in the state that is likely to reach the Democratic constituency groups set forth in the Introduction of this Affirmative Action Plan.
 - b. The State Party shall be responsible for the implementation of this publicity effort. For purposes of providing adequate notice of the delegate selection process, the times, dates, places and rules for the conduct of the two-tiered caucus system and the State Committee meeting at the SDDP State Convention shall be effectively publicized, multi-lingually where necessary, to encourage the participation of minority groups. (Rule 6.D.)
 4. Not later than November 15, 2011, a press kit shall be made and provided to each daily and weekly newspaper as well as to the electronic media. The press kit will include:
 - a. a summary of all pertinent rules related to the state's delegate selection process;
 - b. a map of delegate districts and how many delegates will be elected within each district;
 - c. a summary explaining the operation and importance of the 2012 Convention; and
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- d. materials designed to encourage participation by prospective delegate candidates.

D. Representation Goals

- 1. The State Party has determined the demographic composition of African Americans, Hispanics, Native Americans, and Asian Americans and Pacific Islanders in the state’s Democratic electorate. These constituency percentages shall be established as goals for representation in the state’s convention delegation. (Rule 6.A.)
- 2. The State Party has determined the demographic composition of members of the LGBT community, people with disabilities, and youth in the state’s Democratic electorate and furthermore, the State Party has chosen to establish these percentages as goals for representation in the state’s convention delegation based on census and voter research data.

	African Americans	Hispanics	Native Americans	Asian Americans and Pacific Islanders	LGBT Americans	People with Disabilities	Youth
% in Democratic Electorate	1	2	8	1	6	10	29
Numeric Goals for Delegation	0	0	2	0	1	1	3

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

E. Obligations of Presidential Candidates to Maximize Participation

- 1. Presidential candidates shall assist the South Dakota Democratic Party in meeting the demographic representation goals reflected in the Affirmative Action Plan. (Rule 6.H.)
 - 2. Each presidential candidate must submit a written statement to the State Democratic Chair by March 1, 2012, which indicates the specific steps he or she will take to encourage full participation in South Dakota’s delegate selection process, including, but not limited to, procedures by which persons may file as candidates for delegate or alternate. (Rule 6.H.(1))
 - 3. Each presidential candidate must submit demographic information with respect to all candidates for delegate and alternate pledged to them. Such information shall be submitted in conjunction with the list of names approved for consideration as delegate and alternate candidates pledged to the presidential candidate. (Rule 6.H.(2))
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4. Presidential candidates (including uncommitted status) shall use their best effort to ensure that their respective delegations within the state's delegate, alternate and standing committee delegations shall achieve the affirmative action goals reflected in the Affirmative Action Plan and that the respective delegations of each presidential candidate shall be equally divided between men and women. Furthermore, presidential candidates shall use their best efforts at the district level to approve delegate and alternate candidates who meet applicable equal division and affirmative action considerations in order to achieve the affirmative action goals and equal division for their respective delegations. (Rule 6.I. & Reg. 4.9.)

Section VIII

Challenges

A. Jurisdiction & Standing

1. Challenges related to the delegate selection process are governed by the *Regulations of the DNC Rules and Bylaws Committee for the 2012 Democratic National Convention* (Regs., Sec. 3.), and the "Rules of Procedure of the Credentials Committee of the 2012 Democratic National Convention." (Call, Appendix A.)
 2. Under Rule 20.B. of the *2012 Delegate Selection Rules*, the DNC Rules and Bylaws Committee has jurisdiction over challenges pertaining to the submission, non-implementation and violation of state Delegate Selection and Affirmative Action Plans. (Rule 20.B. & Call Appendix A.)
 3. The Rules and Bylaws Committee has jurisdiction to hear and decide any challenge provided it is initiated before the 56th day preceding the date of the commencement of the 2012 Democratic National Convention. (Call, Appendix A. & Reg., 3.1.)
 4. Challenges to the credentials of delegates and alternates to the 2012 Democratic National Convention initiated on or after the 56th day preceding the date of commencement of the Democratic National Convention shall be processed in accordance with the "Rules of Procedure of the Credentials Committee of the 2012 Democratic National Convention." (Call, Appendix A)
 5. Any challenge to the credentials of a standing committee member shall be considered and resolved by the affected standing committee in accordance with Appendix A of the *Call for the 2012 Democratic National Convention*. The Rules and Bylaws Committee shall have jurisdiction over challenges brought before the 56th day preceding the date of the commencement of the Democratic National Convention. (Call, VII.B.5.)
 6. Copies of the Regulations of the Rules and Bylaws Committee and/or the Call for the 2012 Democratic National Convention, including the Rules of Procedure of the Credentials Committee (Appendix A), shall be made available by the State Party upon reasonable request.
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7. Any group of fifteen Democrats with standing to challenge as defined in Reg. 3.2 or the Call (Appendix A, Sec. 2.A.), may bring a challenge to this Plan or to the implementation of this Plan, including its Affirmative Action provisions.

B. Challenges to the Status of the State Party and Challenges to the Plan

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

C. Challenges to Implementation

1. A challenge may be brought alleging that a specific requirement of an approved Plan has not been properly implemented. Jurisdiction over all challenges initiated in a timely fashion shall reside with either the Rules and Bylaws Committee or the Credentials Committee of the National Convention (See Section VII.A. above). However, the Rules and Bylaws Committee may provide advice, assistance or interpretations of the Delegate Selection Rules at any stage of the delegate selection process. (Reg. 3.1.C.)
 2. An implementation challenge brought before the Rules and Bylaws Committee is initiated by filing a written challenge with the State Party Committee and with the Rules and Bylaws Committee not later than fifteen (15) days after the alleged violation occurred. The State Party has twenty-one (21) days to render a decision. Within ten (10) days of the decision, any party to the challenge may appeal it to the Rules and Bylaws Committee. If in fact, the State Party renders no decision, any party to the challenge may request the Rules and Bylaws Committee to process it. The request must be made within ten (10) days after expiration of the above twenty-one (21) day period. (Regs. 3.4.C., E., & H.)
 3. Performance under an approved Affirmative Action Plan and composition of the convention delegation shall be considered relevant evidence in the challenge to any state delegation. If a State Party has adopted and implemented an approved affirmative action program, the State Party shall not be subject to challenge based solely on delegation composition or primary results. (Rule 6.B.) The procedures are the same for challenges alleging failure to properly implement the Affirmative Action section of a Plan, except that such challenges must be filed not later than thirty (30) days prior to the initiation of the state's delegate selection process. (Reg. 3.4.C.)
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State 2012 Delegate Selection Plan

4. Depending on the appropriate jurisdiction (see Section VIII.A. above), implementation challenges must be brought in conformity with the Regulations of the Rules and Bylaws Committee or the Rules of Procedure of the Credentials Committee, which should be consulted for a detailed explanation of challenge procedures.

Section IX Summary of Plan

A. Selection of Delegates and Alternates

South Dakota will use a proportional representation system based on the results of the Primary apportioning its delegates to the 2012 Democratic National Convention.

The “first determining step” of South Dakota’s delegate selection process will occur on *(date)*, with a Primary.

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

Type	Delegates	Alternates	Date of Selection	Selecting Body
				Filing Requirements and Deadlines
District-Level Delegates District-Level Alternates	11	2	6/5/12 6/5/12	<p><i>Selecting Body: Two-tiered Caucus system, starting with 35 Legislative District Caucuses on March 10, 2012, and statewide Congressional District Caucus to elect slates in Pierre on March 24, 2012, for each qualified presidential candidate. Delegates are elected from slates according to the results of the June 5, 2012, state presidential primary election.</i></p> <p><i>Registered Democrats must file by 5 p.m. March 7, 2012, to participate in Caucus system; deadline for candidates’ right of review is 5 p.m. March 8, 2012.</i></p>
Unpledged Party Leader and Elected Official Delegates*	7	n/a	n/a	Automatic by virtue of respective public or Party office as provided in Rule 8.A. of the 2012 Delegate Selection Rules.
Pledged Party Leaders and Elected Officials (PLEOs)	2	**	6/16/12	<p><i>Selecting Body: SDDP State Central Committee at SDDP State Convention, based on weighted vote.</i></p> <p><i>Deadline to file is noon CST on June 11, 2012. Deadline for candidates’ right to review is noon CST June 14, 2012.</i></p>
At-Large Delegates At-Large Alternates	4	0	6/16/12 n/a	<p><i>Selecting Body: SDDP State Central Committee at SDDP State Convention, based on weighted vote.</i></p> <p><i>Deadline to file is noon CST on June 11, 2012. Deadline for candidates’ right to review is noon CST June 14, 2012.</i></p>
TOTAL Delegates and Alternates	24	2		

* Unpledged Party Leader and Elected Official (PLEO) delegates includes the following categories, if applicable, who legally reside in the state: the Democratic National Committee Members, the Democratic President, the Democratic Vice President, all Democratic Members of Congress, the Democratic Governor, and any other Distinguished Party Leader as specified in Rule 9.A. of the 2012 *Delegate Selection Rules*. The exact number of Unpledged PLEO Delegates is subject to change due to possible deaths, resignations, elections or special elections.

** Pledged Party Leader and Elected Official (PLEO) alternates are selected with the At-Large alternates. [Applicable to most states.]

State 2012 Delegate Selection Plan

B. Selection of Standing Committee Members (For the Credentials, Platform and Rules Committees)

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

Members Per Committee	Total Members	Selection Date	Filing Requirements and Deadlines
1	3	June 16, 2012	Presidential candidate must submit no fewer than one name for each of the three Standing Committees. Election from list submitted by candidate will be by the Democratic National Committee delegates who will meet June 23, 2012, immediately after the SDDP State Convention adjourns.

C. Selection of Delegation Chair and Convention Pages

The Delegation Chair will be selected by the National Convention Delegates on June 23, 2012.

2 Convention Pages will be selected by the State Democratic Chair on June 23, 2012.

D. Presidential Candidate Filing Deadline

Presidential candidates must file, according to state law, with the S.D. Secretary of State by 5 p.m. March 27, 2012, and they must certify the name of their authorized representative(s) to the State Democratic Chair by 5 p.m. on March 6, 2012. (Rule 11.B. & 14.E.)

E. Timetable

*[The following example is for provided **ILLUSTRATIVE PURPOSES ONLY**, and should be adjusted and expanded to reflect each specific step in the state’s process.]* (Reg. 2.2.B.)

Date	Activity
2011	
March 1	Delegate Selection Affirmative Action Committee members are appointed by the State Chair.
March 1	Delegate Selection Affirmative Action Committee members must be submitted to the Rules and Bylaws Committee including names, contact information and demographic data.
July 6	Proposed Delegate Selection and Affirmative Action Plans are tentatively approved for public comment by State Party Committee.
July 7	Public comments are solicited on the proposed Delegate Selection and Affirmative Action Plans. Press releases are mailed announcing the public comment period.
August 7	Period for public comment on state Plan is concluded. Responses are compiled for review by the State Party Committee.
August 7	State Party Committee reviews public comments and adopts revised Delegate Selection and Affirmative Action Plans for submission to DNC Rules and Bylaws Committee. Press releases are mailed announcing the approval of the Plan.
August 7	Delegate Selection and Affirmative Action Plans are forwarded to the DNC Rules and Bylaws Committee.

State 2012 Delegate Selection Plan

Date	Activity
September 6	State Party begins implementation of the Affirmative Action Plan. Press kits, as described in the Affirmative Action Plan, are sent to all state media.
September 20	Commence series of workshops in various locations in the state to explain Delegate Selection Plan and Affirmative Action goals and plans.
October 1	Deadline for each announced presidential candidate to submit a statement specifying steps the candidate will take to encourage full participation in the delegate selection process. (Individuals who announce their candidacy after this date must provide this full participation statement to the State Party not later than 30 days after their announcement.)
November 15	Make Delegate Selection Plan, Affirmative Action Plan and related documents available to interested public in legislative districts throughout the state.
2012	
January 3	Delegate and alternate candidates may obtain the statement of candidacy and pledge of support forms and filing instructions from State Party Committee Headquarters, in person, by mail, or from State Party's web site at www.sddp.org .
February 9	Registered Democrats can begin filing their pledge of support forms with the State Party office in Sioux Falls.
March 1	Secretary of the Democratic National Committee shall officially confirm to the State Democratic Chair the names of the unpledged delegates
March 6	Presidential candidate deadline for certifying the name(s) of their authorized representative(s) to the State Party.
March 7	Deadline at noon for registered Democrats to completely file pledge of support forms with the State Party to participate in two-tiered Congressional District Caucus system that elects slates for committed and uncommitted delegate and alternate positions.
March 7	State Party provides list of district-level delegate and alternate candidates to respective Presidential candidates by 5 p.m.
March 8	Presidential candidates provide list of approved district-level delegate and alternate candidates to State Party..
March 10	Legislative District Caucus selection meetings in each of the state's 35 legislative districts.
March 24	State Congressional District Caucus meeting at Pierre to elect committed and uncommitted slates of 11 Congressional District delegates and two alternates who will appear on the June 5 state presidential primary ballot.
March 27	Presidential candidate deadline for filing the petition of candidacy with the Secretary of State for June state presidential primary and a copy to the State Party.
March 27	Meeting of Affirmative Action Committee at 4 p.m. to review the list of presidential candidates who have filed for ballot access in the June 5 presidential preference primary.
March 27	Deadline at 5 p.m. for political parties to certify slates of national convention delegates to the Secretary of State for inclusion on the presidential primary ballot. (SDCL 12-5-3.8)
March 27	State Party certifies elected district-level delegates and alternates to the Secretary of the Democratic National Committee.
May 24	Deadline for registering to vote in the Democratic presidential preference primary election. (SDCL 12-5-3.14)
June 5	Presidential preference primary. (SDCL 12-2-1)
June 11	Pledged PLEO and at-large delegate candidate deadline for filing the statement of candidacy and pledge of support forms with the State Party Chair by noon CST.
June 11	Presidential candidates provide approved list of pledged PLEO and at-large delegate candidates to State Party by 5 p.m.
June 14	Presidential candidates provide approved list of candidates for the three Standing Committee positions to be decided June 23 by the state delegation to the Democratic National Convention.

State 2012 Delegate Selection Plan

Date	Activity
June 16	State Convention convenes. Pledged PLEO delegates selected. Following selection of PLEO delegates, State Convention selects at-large delegates. Presidential candidates submit lists of candidates for standing committee members to State Party.
June 16	National Convention delegation meeting. Delegates select National Convention Standing Committee Members and Delegation Chair. State Chair names convention pages. Meeting convenes as soon as SDDP State Convention adjourns.
June 19	State Party certifies remainder of elected delegates and alternates (PLEOs and at-large), along with standing committee members, delegation chair, and convention pages.
June 19	State Chair certifies in writing to the Secretary of the DNC the State's Delegation Chair, Convention Pages and Standing Committee Members.
June 19	State Party certifies in writing to the Secretary of the DNC the presidential preference of Pledged PLEOs and At-Large Delegates and Alternates.
June 19	State Party certifies in writing to the Secretary of the DNC the presidential preference (including uncommitted) of the state's Unpledged Delegates.

Exhibits to the Affirmative Action Plan

A. Members of the Affirmative Action Committee

1. Steven Sandven
Sandven Law Offices
300 N Dakota Avenue # 106, Sioux Falls, SD 57104
Office Phone 605-332-4408
Cell Phone (605) 941-1498
Email sandvenlaw@aol.com
Enrolled member of Sisseton Wahpeton Sioux Tribe and attorney to several tribes in the upper Midwest.
2. Elisabeth Giles, BSW
HIV Prevention Case Manager, Siouxland Community Health Center
2 N. Plum, Vermillion, SD 57069
Office phone (Sioux City, Iowa) 712-202-1009
Personal phone 605-659-5357
Email elisabeth.giles@usd.edu
Representative for GLBT community in South Dakota.
3. Paul Aylward
Executive Director, AFSCME Council 59
311 Illinois Street, Huron, SD 57350
Cell Phone (605) 350-0408.
Email huronoffice@afscme59.org.
Representative of labor unions and working families in South Dakota.

B. Media Outlets to be Contacted Regarding the Delegate Selection Process

1. Major Daily Newspapers, Radio and Television Stations
Attached
 2. Other "Non-Minority" Media Outlets
Attached
 3. Constituency and Speciality Media Outlets and Targeted Groups
Attached
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ATTACHMENTS TO THE DELEGATE SELECTION PLAN

[As specified in Reg. 2.2, the following documentation must accompany the state's Delegate Selection Plan at the time it is formally submitted to the Rules and Bylaws Committee.]

1. **A summary** of the process for selecting delegates, alternates, standing committee members, the delegation chair and convention pages, along with related deadlines. *[It is recommended that this information be incorporated as part of the state's Delegate Selection Plan - see Section IX. of the Model Plan.]* (Reg. 2.2.A.)
 2. **A timetable** reflecting all significant dates in the state's delegate selection process. *[It is recommended that this information be incorporated as part of the state's Delegate Selection Plan - see Section I. of the Model Plan.]* (Reg. 2.2.B.)
 3. **A statement from the State Democratic Chair certifying the Plan** as submitted to the RBC was approved by the State Party Committee. (Reg. 2.2.C.)
 4. **A copy of the press release** distributed by the State Party Committee announcing its adoption of the Plan and summarizing the major components of the Plan. (Reg. 2.2.D.)
 5. **A statement from the State Democratic Chair certifying that the proposed Plan**, including all attachments and appendices, was placed on the State Party website during the 30-day public comment period. (Reg. 2.2.E.)
 6. **A statement from the State Democratic Chair certifying compliance with Rule 1.C.** which requires a 30 day public comment period prior to the adoption of the Plan by the State Party Committee, provided that the State Party has published specific guidance for the submission of public comments. (Reg. 2.2.F.)
 7. **A copy of all written public and online comments** submitted through the process provided above on the Plan. *[Include information identifying each person and/or organization making the comment and where appropriate, a description of the person or group so represented, if such information has been provided or is available to the State Party.]* (Reg. 2.2.G.)
 8. **A blank copy of forms to be filed with the state or the State Party by delegate candidates.** (Reg. 2.2.H.)
 9. **A statement from the Chair of the Affirmative Action Committee certifying compliance with Rule 6.F.,** which requires that the Affirmative Action Committee has reviewed the proposed Affirmative Action outreach plan, including any numerical goals established. (Reg. 2.2.I.)
 10. **A statement from State Democratic Chair outlining the reliable data** and source used for numerical goals established under Rules 5.C., 6.A., and 7. (Reg. 2.2.J.)
 11. **A statement from the State Democratic Chair certifying that the State Affirmative Action Committee composition complies with Rules 5.C, 6.A., and 7** and that the names, demographic data and contact information of members was submitted to the RBC 15 days after their appointment. (Reg. 2.2.K.)
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State 2012 Delegate Selection Plan

12. **Copies of all state statutes reasonably related to the Delegate Selection Process** [*For example, include any and all state statutory requirements related to: ballot access for presidential candidates; filing requirements for delegate and alternate candidates; timing of the presidential primary, caucuses, and/or the state convention; participation in the state's presidential primary or caucuses, including Party registration or enrollment provisions; and any other stipulations made by the state regarding the selection process or the role of National Convention delegates.*] (Reg. 2.2.L.)

13. **A copy of all qualifying forms to be filed with the state or the State Party by presidential candidates.** (Reg. 2.2.M.)