



# **NEW MEXICO DELEGATE SELECTION PLAN**

FOR THE 2020 DEMOCRATIC NATIONAL CONVENTION

ISSUED BY THE  
DEMOCRATIC PARTY OF NEW MEXICO

(MONDAY, MARCH 18, 2019)

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# Section I: Delegate Selection Process

## 1) Introduction

### a) Delegates and Alternates for New Mexico

New Mexico has a total of **40 delegates and 2 alternates**. (*Call I & Appendix B*)

### b) Government of Selection Process

The delegate selection process is governed by the **Charter and Bylaws** of the Democratic Party of the United States, the **Delegate Selection Rules** for the 2020 Democratic National Convention (“Rules”), the **Call for the 2020 Democratic National Convention** (“Call”), the **Regulations of the Rules and Bylaws Committee** for the 2020 Democratic National Convention (“Regs.”), the **Rules of the Democratic Party of New Mexico**, the **New Mexico Election Code**, and this **Delegate Selection Plan**. (*Call II.A*)

### c) Review and Approval of Selection Plan

Following the New Mexico Party Committee’s adoption of this **Delegate Selection Plan**, the New Mexico State Party shall submit the Plan for review and approval by the DNC Rules and Bylaws Committee (“RBC”). The New Mexico 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 New Mexico State Party Chair and the Plan re-submitted to the RBC within 30 days of receipt of notice of the RBC’s findings.** (*Reg. 2.5, Reg. 2.6 & Reg. 2.7*)

### d) Amendments

Once this plan has been found in compliance by the RBC, any amendment to the Plan by the New Mexico State Party must be submitted to and approved by the RBC before it becomes effective. (*Reg. 2.9*)

## 2) Description of Delegate Selection Process

### a) Proportional Representation System

New Mexico will use a proportional representation system based on the results of the **June 2, 2020** primary for apportioning delegates to the 2020 Democratic National Convention.

### b) First Determining Step

The “first determining step” of New Mexico’s delegate selection process will occur on **June 2, 2020**, with a Primary Election. The New Mexico Primary Election will be held statewide in each of the 33 counties in collaboration with other statewide and local primary elections.

### 3) Voter Participation

#### a) Requirements

Participation in New Mexico's delegate selection process is open to all voters who wish to participate as Democrats. *(Rule 2.A and Rule 2.C)*

- i) The deadline to register to vote in the first step of the delegate selection process is **May 5, 2020**.
- ii) In addition to a **28-day registration deadline prior to election**, other requirements for voter registration in New Mexico include:
  - (1) A resident of New Mexico
  - (2) A citizen of the United States
  - (3) Not legally declared mentally incapacitated
  - (4) Not a convicted felon unless you have completed all of the required terms and conditions of sentencing
  - (5) 18 years or older at the time of the next general election
- iii) Other enrollment procedures and declaration process requirements in New Mexico include:
  - (1) New Mexico voters publicly declare their party preference when they register to vote. *(Sections 1-4-5.4 & 1-4-15, NMSA 1978)*
  - (2) Primaries in New Mexico are reserved for major political parties. (Those major political parties in New Mexico are: Democratic Party, Republican Party, and Libertarian Party.)
  - (3) New Mexico has a closed primary system - requiring registration as a member of a major political party for participation in that major political party primary election; New Mexico voters not registered as Democrats after the registration deadline (**May 2, 2020**), will not be able to participate in the primary election process. *(Sections 1-12-7.B & 1-12-7.C, NMSA 1978)*
  - (4) Voters who are seventeen years old and will be a registered qualified elector on the day of the general election, for the purposes of the primary election, that person shall be considered to be a voter and may vote in the primary election immediately preceding that general election. *(Section 1-4-2, NMSA 1978)*
- iv) To encourage participation by youth in the delegate selection process, any individual who will have turned **18 on or by the date of the general election will be allowed to participate in the delegate selection process**. *(Rule 4.3.C)*



- v) At no stage of New Mexico’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 Democratic Party of New Mexico may be made, but under no circumstances shall a contribution be mandatory for participation. Fees and/or contributions associated with the New Mexico’s delegate selection process could include travel expenses, lodging, and transportation. *(Rule 2.D & Reg. 4.4)*
- vi) No person shall participate or vote in the nominating process for the Democratic presidential candidate who also participates in the nominating process of any other party for the corresponding election. *(Rule 2.E)*
- vii) Votes shall not be taken by secret ballot at any stage of the delegate selection process, including processes leading up to the selection of DNC members or State Chairs or Vice Chairs who serve as DNC members by virtue of their office, except that use of such voting by secret ballot may be used in a process that is the first determining stage of the delegate election process and in which all individual voters who wish to participate as Democrats are eligible to do so. *(Rule 2.F)*
- viii) No person shall vote in more than one (1) meeting which is the first meeting in the delegate selection process. *(Rule 3.E & Reg. 4.7)*

b) Security Goals

New Mexico is participating in the New Mexico state-run presidential preference primary that will utilize government-run voting systems. The Democratic Party of New Mexico will take provable positive steps to seek enactment of legislation, rules, and policies at the state and local level to enhance voter and election security, to accomplish the following goals:

**i) Secure and Accurate Registration Rolls**

Maintain secure and accurate state voter registration rolls, so that every eligible American who registers to vote has their personal information protected and secure. *(Rule 2.H.1)*

- (1) New Mexico state law allows for individuals or groups to make a public records request with regards to voter registration. However, the day and month of birth and the social security number of a voter is privacy protected. *(Section 1-4-12.C, NMSA 1978)*
- (2) The New Mexico Confidential Address Program (CAP) allows victims of domestic violence, sexual assault, stalking or similar types of crimes to receive mail at a confidential address while keeping their actual address private. To be eligible for CAP, you must be a New Mexico resident, or in the process of moving to the state in the near future, who is a victim of domestic violence, sexual assault,

attempted sexual assault, stalking, or fears for your safety or the safety of a family member. (*Chapter 40, Article 13, NMSA 1978*)

- (3) Democratic Party of New Mexico has a history of advocacy with regards to securing and maintaining accurate state voter registration rolls. (*see Appendix X*)

DPNM has used social media as a way to raise awareness and advocate for the need for purge protocols that maintain an accurate voter registration roll but do not disenfranchise voters.

Additionally DPNM follows a set of security protocols with *Votebuilder*, ensuring that only valid users are able to access *Votebuilder* and that 2 factor authentication is used for every login. These protocols help to ensure that DPNM is doing our part to secure the state voter file in *Votebuilder*.

## ii) List Maintenance

Implement transparent and accurate voter registration list maintenance procedures that comply with federal requirements and ensure that every eligible voter stays on the rolls. (*Rule 2.H.2*)

- (1) In New Mexico, between every June Primary Election and November General Election, New Mexico law requires the Secretary of State to send notice to all voters who have been identified as having possibly moved without updating their voter registration. (*NMSA 1978, 1-4-28*); Identification of voters who have possibly moved is based on the following criteria: (1) The county clerk sent official election mail to the voter that was returned as undeliverable by the U.S. Postal Service (USPS); or, (2) The USPS National Change of Address database indicates a different current address for the voter than where they last registered to vote.

- (a) In 2018, To comply with the National Voter Registration Act (NVRA) and New Mexico State law, the Secretary of State's office sent a voter address confirmation postcard in August 2018 to 54,052 New Mexico voters who were identified as having possibly moved without updating their voter registration.

If a voter did not respond to the address confirmation postcard, they were still eligible to vote in the 2018 General Election. However, the voter **will be eligible for removal** from the voter rolls **if** they don't update their address **or** if they don't vote in any election through the 2020 General Election. Anyone who ignores the postcard and doesn't vote in any election through the 2020 November General Election is

eligible for removal from the voter rolls in the spring of 2021 in accordance with State law.

For the 2020 Election and 2019 purges, the counties will be reviewing 2014 postcard recipients.

- (2) The Democratic Party of New Mexico has a history of advocacy with regards to following proper list maintenance procedures (*refer to Appendix X for more detail*)

DPNM Chairwoman Elliston along with other party leaders have spoken publicly about the importance of following a purge protocol that doesn't disenfranchise voters.

DPNM works with individual County parties to seek representation on local County Clerk Voter Roll committees who are the first step in reviewing voters who may be eligible to be removed from voter rolls.

### iii) Precinct-Based Optical Scanning Systems

Promote the acquisition, maintenance, and regular replacement of precinct based optical scan voting systems. (*Rule 2.H.3*)

- (1) New Mexico last purchased precinct based optical scan voting systems in 2014. **Update:** Estimated costs for the purchase of optical scan tabulation systems to be deployed to county election officials is \$935,000 which includes a trade-in of lower model tabulators to ensure cost savings and equipment utilization are maximized. The state anticipated completing this procurement effort prior to the 2018 General Election. (CE confirming this purchase)

In 2018, the State of New Mexico received its authorized share of the funds from the Consolidated Appropriations Act of 2018 in the amount of \$3,699,470 and, like other states, is required to make a 5% match within two years of receiving the funds. The Office of the Secretary of State intends to request a special appropriation in the state's fiscal year **2020** in order to meet the match obligation total of \$184,973 which brings the total award amount to \$3,884,443. The federal funds must be used within five years, with a deadline for expenditure in **March 2023**. New Mexico expended a portion of the funding for immediate improvements prior to the 2018 General Election, while the remainder will be used on activities extending to the five year expiration deadline. A majority of the funds will be used on initiatives that will directly benefit New Mexico counties with a focus on supporting county needs for equipment and other improvements.

- (2) Democratic Party of New Mexico has a history of advocacy and monitoring with regards to promoting the acquisition, maintenance, and regular replacement of precinct based optical scan voting systems and will continue this advocacy. *(see Appendix X)*

DPNM staff regularly monitors any updates made by the NM Secretary of State (SOS) office with regards to any changes or acquisitions with precinct based optical scan voting systems.

In 2018, DPNM invested over \$45,000 in voter protection attorneys and one of that team's responsibilities was to monitor the statewide voting machine certifications.

DPNM continues to work with local leaders to participate in county level activities that monitor voting requirements including the proper use and maintenance of precinct based optical scan voting systems.

#### **iv) Voter-Verified Paper Record**

Ensure that any direct recording electronic systems in place have a voter verified paper record. *(Rule 2.H.4)*

- (1) New Mexico is statutorily required to utilize paper ballots for all elections. *(Section 1-9-7.1, NMSA 1978)*
- (2) Democratic Party of New Mexico has a history of advocacy and monitoring with regards to ensuring that any direct recording electronic systems in place have a voter verified paper record. *(see Appendix X)*

DPNM Chairwoman Elliston has spoken publicly about the importance of paper ballots.

DPNM has used social media as a way to raise awareness and advocate for the need of paper ballots.

DPNM continues to work with local leaders to participate in county level activities that monitor voting requirements including the use of paper ballots for all future elections.

#### **v) Audits**

Implementing risk limiting post-election audits such as manual audits comparing paper records to electronic records. *(Rule 2.H.5)*

- (1) Following each general election, New Mexico law requires a voting system check for the federal and statewide offices in which the winning candidate won by the

smallest percentage margin of all statewide candidates. In **2018**, the two statewide races identified for **audit** with the smallest winning percentage margin were for U.S. Representative - District 2, and Commissioner of Public Lands. The 2018 audit was independently reviewed on **December 14, 2018**.

- (2) Democratic Party of New Mexico has a history of advocacy and monitoring with regard to implementing risk limiting post-election audits such as manual audits comparing paper records to electronic records. *(see Appendix X)*

DPNM has done social media promotion on the importance of election audits.

DPNM has participated in state and county level advocacy and involvement:

For instance, when paper ballots didn't match voting machine counts in San Juan county after the 2018 election, our County Chair, along with other local leaders, observed a recount to compare paper records to electronic records conducted by the San Juan County Clerk.

#### vi) **Security Measures**

Ensure that all voting systems have recognized security measures. *(Rule 2.H.6)*

- (1) New Mexico has a series of protocols that are designed to provide adequate security measures with regard to voting systems. These protocols include requirements for storage, transportation, video and alarm surveillance, environmental factors, and maintenance. *(Section 1.10.34, NMSA 1978)*
- (2) Democratic Party of New Mexico has a history of advocacy and monitoring with ensuring that all voting systems have recognized security measures. *(see Appendix X)*

New Mexico's Secretary of State has been a champion with regard to voting security. DPNM worked to re-elect Secretary of State Maggie Toulouse Oliver in 2018.

In 2018, DPNM invested over \$45,000 in a voter protection team and one of their responsibilities was participating in statewide voting machine certifications.

DPNM continues to work with local leaders to participate in county level activities that monitor voting security including voting machine certifications for future elections.

**vii) Voting Machines**

Use accessible and secure voting machines that make it possible for individuals with disabilities to vote securely and privately. *(Rule 2.H.7)*

- (1) Democratic Party of New Mexico has a history of advocacy and monitoring to ensure the use of accessible and secure voting machines that make it possible for individuals with disabilities to vote securely and privately. *(see Appendix X)*

In 2018, DPNM invested over \$45,000 in a voter protection team and voter protection hotline. This team pulled together attorneys statewide to address specific local issues, including any problems with voting machines that may have impeded an individual with disabilities ability to vote during the 2018 general election period.

DPNM has done social media promotion on the importance of adequate and proper accessibility for all voters.

DPNM advocated for the passage of a straight ticket voting option, that would have allowed certain individuals with disabilities to vote more easily.

**c) Voter Protection Goals**

In accordance with the Democratic Party's requirement to assess and improve participation with respect to presidential preference and the delegate selection process, the Democratic Party of New Mexico has taken and will continue to take provable positive steps with DNC assistance to implement year-round voter protection programs to support educational, administrative, legislative, and litigation-based efforts to protect and expand the vote and advance election fairness and security, including the goals set forth below.

**i) Expanded Access**

Expand access to voting, including by early voting, no excuse absentee, same-day voter registration, and voting by mail. *(Rule 2.I.1.a)*

- (1) New Mexico has **early voting in all counties**. Locations, hours and dates vary from county to county and are determined by the local county clerk. *(Section 1-6-5.7, NMSA 1978)*
- (2) New Mexico does not require an excuse as a requirement for requesting an **absentee ballot**. *(Section 1-6-4, NMSA 1978)*
- (3) The Democratic Party of New Mexico works to make all county **voting information accessible to all voters**. *(See Appendix X)*

DPNM has used our website, social media, direct voter outreach and engagement to provide voting information accessible to all voters statewide.

**In 2018, DPNM had a widespread field operation that spoke with voters about the general election.** Conversations at the door, on the phone and via text included setting up a plan with each voter about their plan to for voting early, absentee, or on Election Day.

**In 2018, DPNM invested over \$45,000 in a voter protection team and voter protection hotline.** This team pulled together attorneys statewide to address specific local issues, including any problems with voting machines that may have impeded the ability to vote that arose during the 2018 general election period.

**During the 2018 election, DPNM invested in a mailing that was sent to over 120,000 voters statewide** that informed them of early voting locations in their area.

**DPNM sent over 41,000 absentee ballot applications** to voters in Congressional District 2 during the 2018 election.

**In 2019, DPNM worked to educate voters over social media about the new vote by mail method for school bond elections.**

**Same Day Registration** is being taken up during the 2019 New Mexico Legislative session. DPNM has endorsed and advocated for this legislation. If the opportunity arises, DPNM Chairwoman Elliston plans to provide public testimony to the NM Legislature on the importance of this issue. Chairwoman Elliston has had conversations with individual legislators around the importance of this legislation.

## ii) **Voting Locations**

Ensure that voting locations are accessible, fairly placed, and adequate in number, and have a sufficient number of voting machines. *(Rule 2.1.1.b)*

- (1) The Democratic Party of New Mexico works to make sure all voting locations are accessible, fairly placed, and adequate in number, and have a sufficient number of voting machines. *(see Appendix X)*

In 2018, DPNM invested over \$45,000 in a voter protection team and voter protection hotline. This team pulled together attorneys statewide to address specific local issues, including any discrepancies with voting locations.

For instance, when DPNM participated in addressing issues with a specific voting location in Otero county. This advocacy resulted in moving the location to better accommodate the community and added days for early voting.

**iii) Voting Process Time**

Speed up the voting process and minimize long lines. *(Rule 2.1.1.c)*

- (1) The Democratic Party of New Mexico works to minimize long lines at voting locations. *(see Appendix X)*

DPNM advocated for the passage of a **straight ticket voting option in 2018**, which would have sped up the voting process for individuals who chose this option and for those waiting in line.

In 2018, when alerted to voting locations that were experiencing long lines on Election Day, **volunteers** were dispatched to deliver water and food to voters who were standing in lines waiting to vote.

In 2018, DPNM invested over \$45,000 in a **voter protection team** and voter protection hotline. This team pulled together attorneys statewide to address specific local issues, including any discrepancies with voting locations, including dealing with long lines.

For instance, when DPNM participated in addressing issues with a specific voting location in **Otero county**. This advocacy resulted in moving the location to create more space and added days for early voting, helping to reduce long lines.

**iv) Voter Identification**

Eliminate onerous and discriminatory voter identification requirements. *(Rule 2.1.1.d)*

- (1) New Mexico requires that a voter state their name and address to the election judge when voting in person. The election judge will verify the name on the voter roster and may ask the voter to provide the required voter identification. *(Section 1-12-10, NMSA 1978)* This required voter identification could be:

- (a) **Physical identification**, for example photo identification or utility/bank statement: this is required when a voter registers for the **first time** in New Mexico via mail without providing proper documentation. *(Section 1-1-24.A, NMSA 1978)*
- (b) **Verbal or written statement** of voters name, address and birthdate by the voter to the election judge: this identification is for all voters **other**



**than first time voters** who registered via mail without proper documentation. *(Section 1-1-24.B, NMSA 1978)*

- (2) The Democratic Party of New Mexico works to ensure that voters are not subjected to onerous and discriminatory voter identification requirements. *(see Appendix X)*

In 2018, DPNM invested over \$45,000 in a **voter protection team** and voter protection hotline. DPNM had **challengers** across the state at voting locations to ensure that there was no violations regarding voter identification.

DPNM has used our website, social media, direct voter outreach and engagement to provide **voting information** accessible to all voters statewide around their rights regarding voter identification in New Mexico.

**v) Provisional Ballots**

Count, and include in the final total, ballots from voters who are eligible to vote but cast their ballots in the **wrong precinct** for offices for which they are eligible to vote; and *(Rule 2.1.1.e)*

- (1) New Mexico allows for the Secretary of State to create a uniform process and a set of criteria for deciding how provisional ballots are counted. *(Section 1-12-29-1, NMSA 1978)*

**On April 2, 2018**, Secretary of State Maggie Toulouse Oliver laid out a **new administrative law for protocols** around provisional ballots. This new administrative law brought uniformity to the process around provisional ballots so that all 33 counties in New Mexico follow the same procedure. Included in this administrative law, was the requirement that votes for the candidates or ballot questions from the precinct the voter is eligible to vote for shall be counted from any qualified provisional ballot. *(1.10.22 NMAC)*

- (2) The Democratic Party of New Mexico works to ensure all qualified votes are counted. *(see Appendix X)*

In 2018, DPNM invested over \$45,000 in a **voter protection team** and voter protection hotline. One responsibility of this team was to work after the election through the canvassing period to monitor election audits and provisional ballot processing.

**vi) Military & Overseas Voting**

Facilitate military and overseas voting. *(Rule 2. 1.1.f)*

(1) Secretary of State follows the “Uniform Military and Overseas Voters Act” for protocol and procedure for military and overseas voting in New Mexico. *(Sections 1-6A-1 to 1-6A-12, NMSA 1978)*

(2) The Democratic Party of New Mexico works to facilitate military and overseas voting. *(see Appendix X)*

DPNM has done **social media promotion** when military and overseas ballots were being sent out by the SOS during the 2018 election.

DPNM worked with **Democrats Abroad** to send emails and other communication to New Mexican voters living abroad about how to properly submit their absentee ballots.

d) Voter Registration Goals

As part of encouraging participation in the delegate selection process by registered voters, the Democratic Party of New Mexico has been, and is, supporting efforts to make voter registration easier, including supporting: *(Rule 2.1.2)*

i) **Modernization**

Voter registration modernization, including online voter registration and automatic and same-day registration. *(Rule 2.1.2.a)*

(1) New Mexico allows for **online voter registration** as long as the voter has either a state-issued driver’s license or state-issued identification card. *(Section 1-4-18.1, NMSA 1978)*

(2) The Democratic Party of New Mexico supports voter registration modernization. *(See Appendix X for more detail)*

DPNM has used our website, **social media**, direct voter outreach and engagement to provide voting information accessible to all voters statewide, including online voter registration.

**Same Day Registration** is being taken up during the **2019 New Mexico Legislative session**. DPNM has endorsed and advocated for this legislation. If the opportunity arises, DPNM Chairwoman Elliston plans to provide public testimony to the NM Legislature on the importance of this issue. Chairwoman Elliston has had conversations had with individual legislators around the importance of this legislation.

**Automatic Voter Registration** is being taken up during the **2019 New Mexico Legislative session**. DPNM has endorsed and advocated for this legislation. If the opportunity arises, DPNM Chairwoman Elliston plans to provide public

testimony to the NM Legislature on the importance of this issue. Chairwoman Elliston has had conversations had with individual legislators around the importance of this legislation.

**ii) Pre-registration**

Pre-registration of high school students so that they are already registered once they reach voting age. *(Rule 2.1.2.b)*

- (1) Voters who are **seventeen years old** and will be a registered qualified elector on the day of the general election, for the purposes of the **primary election**, that person shall be considered to be a voter and may vote in the primary election immediately preceding that general election. *(Section 1-4-2, NMSA 1978)*
- (2) DPNM has worked with many county parties within the Democratic Party of New Mexico to regularly pre-register high school students as part of their voter registration efforts. *(See Appendix X for more detail)*

**iii) Restoration of Voting Rights**

Restoration of voting rights to all people who have served the time for their criminal conviction, without requiring the payment of court fees or fines. *(Rule 2.1.2.c)*

- (1) New Mexico allows for a person who has been convicted of a felony to be restored the right to vote when that person has *(Section 1-4-27.1, NMSA 1978)*:
  - (a) Been unconditionally discharged from a correctional facility, and
  - (b) Completed all conditions of parole or supervised probation, or
  - (c) Has had the conviction overturned on appeal
- (2) The Democratic Party of New Mexico supports restoration of voting rights to all people who have met the criteria of their criminal conviction. *(see Appendix X)*

DPNM has used our website, social media, direct voter outreach and engagement to provide voting information accessible to all voters statewide, including voters rights around restoration of voting rights after felony convictions.

**iv) Same-day and Automatic Registration**

Same-day or automatic registration of voters for the Democratic presidential nominating process. *(Rule 2.1.2.d)*

- (1) The Democratic Party of New Mexico supports Same-day and automatic registration of voters. *(see Appendix X)*

DPNM has used our website, social media, direct voter outreach and engagement to provide voting information accessible to all voters statewide, including online voter registration.

**Same Day Registration** is being considered during the 2019 New Mexico Legislative session. DPNM has endorsed and advocated for this legislation. This advocacy includes public testimony by DPNM Chairwoman Elliston and staff as well as conversations had with individual legislators around the importance of this legislation.

**Automatic Voter Registration** is being taken up during the 2019 New Mexico Legislative session. DPNM has endorsed and advocated for this legislation. This advocacy includes public testimony by DPNM Chairwoman Elliston and staff as well as conversations had with individual legislators around the importance of this legislation.

e) Voter Suppression and Disenfranchisement

The Democratic Party of New Mexico has taken steps to ensure an **open and inclusive** government-run Primary election process, and has resisted attempts at voter suppression and disenfranchisement. This has been done by advocating for same day voter registration and revision of State Party rules. *(Rule 2.J and Rule 2.J.1)*

- i) DPNM has followed this commitment by advocating for progressive and comprehensive voter rights legislation, investing in comprehensive voter protection legal team and hotline, and revision of DPNM Party rules.

In 2018, DPNM invested over \$45,000 in a **voter protection team** and voter protection hotline. This team and protection line coordinated with our local leaders to ensure any problems that voters experienced while voting were addressed promptly.

**Same Day Registration** is being taken up during the 2019 New Mexico Legislative session. DPNM has endorsed and advocated for this legislation. If the opportunity arises, DPNM Chairwoman Elliston plans to provide public testimony to the NM Legislature on the importance of this issue. The DPNM Chairwoman has had conversations had with individual legislators around the importance of this legislation.

**Automatic Voter Registration** is being taken up during the 2019 New Mexico Legislative session. DPNM has endorsed and advocated for this legislation. If the opportunity arises, DPNM Chairwoman Elliston plans to provide public testimony to the NM Legislature on the importance of this issue. The DPNM Chairwoman has had conversations had with individual legislators around the importance of this legislation.

DPNM has used our **website, social media, direct voter outreach and engagement** to provide voting information accessible to all voters statewide.

In 2018, DPNM had a widespread **field operation** that spoke with voters about the general election. Volunteers and organizers had conversations at the door, on the phone and via text to ensure voters were equipped with up-to-date information on voting accessibility.

During the 2018 election, DPNM sent over **1.5 million pieces of mail** to voters statewide that included information on voting accessibility.

ii) Currently, DPNM rules state:

- (1) All **public meetings** at all levels of the DPNM are open to all members of the DPNM regardless of race, color, creed, sex, age, national origin, religion, handicap, sexual orientation, gender identity, ethnic identity or economic status.
- (2) **No test of membership** in, or any oaths of loyalty to, the DPNM shall be required or used that 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, sex, age, national origin, religion, handicap, sexual orientation, gender identity, ethnic identity or economic status.
- (3) Meetings of the DPNM at all levels shall be **publicized** fully and in such manner as to assure **timely** notice to all party members, and provide for sufficient room as practicable to accommodate all interested parties.
- (4) The DPNM at all levels shall support the **broadest possible registration** without discrimination on grounds of race, color, creed, sex, age, national origin, religion, handicap, sexual orientation, gender identity, ethnic identity or economic status.

f) Scheduling of Delegate Selection Meetings

- i) The dates, times and places for all official Party meetings and events related to the state's delegate selection process must be scheduled **to encourage the participation of all Democrats**. Such meetings must begin and end at reasonable hours.
- ii) The Democratic Party of New Mexico is responsible for selecting the dates and times, as well as locating and confirming the availability of publicly accessible facilities, for all official meetings and events related to this process. In addition, the scheduling of

meetings shall consider any religious observations that could significantly affect participation. (*Rule 3.A & Reg. 4*)

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## Section II: Presidential Candidates

### 1) Ballot Access

a) A presidential candidate gains access to the State presidential preference primary ballot in one of two ways pursuant to State Law: (1) Nomination by Committee or (2) Nomination by Petition. The State of New Mexico does not have a filing procedure, deadline, or fees for presidential candidates seeking placement on the ballot. The Democratic Party of New Mexico Rules do not place additional requirements or filing fees on presidential candidates seeking placement on the ballot.

i) Nomination by Committee

No later than **February 15<sup>th</sup>, 2020**, the Chief Justice of the New Mexico Supreme Court will chair a committee meeting to nominate and certify to the Secretary of State the names of all Democratic presidential candidates “generally advocated and nationally recognized or supported by any major political party in the state as candidates of the major political parties participating in the presidential primary”. (NMSA 1978 1-15A-5)

Committee members include:

- 1) the Chief Justice,
- 2) Speaker of the NM House
- 3) Minority Leader of the NM House
- 4) President Pro Tempore of the NM Senate
- 5) Minority Leader of the NM Senate
- 6) State Chairpersons of the major political parties.

While not required by law or DPNM Rules, presidential candidates should communicate their **intention** to seek nomination via committee to the DPNM Chair **in writing by January 15, 2020** to ensure that the Chairperson can advocate for appropriate candidates (ie, those “generally advocated and nationally recognized”) in the committee meeting.

ii. Nomination by Petition

As an alternative to the “Nomination by Committee” option, candidates seeking ballot placement can submit petition signatures to the Secretary of State (on a form provided by the S.O.S.). The petition must be signed “by a number of registered voters in each of the congressional districts equal to not less than two percent of the total number of votes for president cast in each district at the last preceding presidential election.” These signatures are **due no later than 30 days** following the nominations by committee. (NMSA 1978 1-15A-6)

The Secretary of State will contact each candidate who has been nominated by the committee or petition via certified mail at least **63 days prior** to the election to confirm that the candidate will be placed on the primary ballot.

## **B. Other Requirements**

1. No later than **April 1, 2020**, each presidential candidate shall certify in writing to the State Democratic Chair, the name(s) of their authorized representative(s). *(Rule 13.D.1)*
2. Each presidential candidate shall use their best efforts to ensure that their respective delegation within the state delegation achieves the affirmative action, outreach and inclusion goals established by this Plan and is equally divided between men and women. *(Rule 6.1)*

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# Section III: Selection of Delegates and Alternates

## 1) District-Level Delegates and Alternates

- a) New Mexico is allocated **19 congressional district-level delegates and 2 district-level alternates.** (*Rule 8.C, Call I.B, I.I, & Appendix B*).
- b) District-level Delegates and Alternates

District-level delegates and alternates shall be elected at the Congressional District Conventions on **June 13, 2020**. Eligible voters at the Congressional District Conventions will be the Delegates and Alternates elected at their County Post-Primary Convention to attend their Congressional District Convention. Each Congressional District Convention will take place at a location within that congressional district.

- i) **Election of National Convention Delegates**

Pursuant to DPNM Rules, there are 4 major phases to electing National Convention Delegates at the district level. In order to participate as a voter at any step or to serve as a delegate to any party convention, a person shall have been a registered Democrat, as shown on the official list of registered voters of the county clerk or Secretary of State, for at least thirty (30) days prior to said meetings or conventions and shall physically reside in the political subdivision in which s/he wishes to vote or run for a delegate position.

**PHASE ONE – “The Call”**

The DPNM Chair will issue a Call to the State Post-Primary Convention no later than **April 27, 2020**. This Call will formally instruct County Chairs to issue their own call for a County Convention to take place on Saturday, **June 6, 2020** at a suitable public place. The County Convention Call will also announce dates and locations for ward and precinct meetings to elect delegates from those units to the County Conventions. Those ward and precinct meetings must occur between **June 3 and June 6, 2020** (inclusive).

Each ward (or precinct, if wards do not exist) will be allocated a proportional number of delegates to send to the County Convention based on the weighted average of votes cast in that unit for the Democratic candidate in the most recent presidential and gubernatorial elections.

**PHASE TWO - Ward/Precinct Elections**

Wards (or precincts in the event that the county doesn't have wards) will convene in each county to elect delegates to the County Post-Primary

Convention. The Call from the County Chairperson will set the amount of county delegates each ward will elect. Eligible voters at ward meetings include any Registered Democrat residing in that ward (provided that s/he has been registered for **30 days prior to the meeting**). **Proxy** voting is not permitted at this stage and ballots are non-secret. Ward Meetings will be held between **June 3, 2020 and June 6, 2020** (inclusive).

### **PHASE THREE - County Conventions**

County Post-Primary Conventions will convene to elect delegates to the State and Congressional District Conventions. If permitted by County Party Rules, all County Convention delegates selected at the ward and precinct levels may, at the County Convention, be certified to be delegates to the State and District conventions without standing for formal election at the County Convention in a manner pursuant to County Party Rules. All County Conventions across the state will be held on **June 6, 2020**.

Eligible voters at the County Convention are those who have been elected at their Ward/Precinct meetings. Voting will be non-secret and proxies are permitted at this stage. Proxies are not permitted at this stage. However, once an accredited participant has appeared and received credentials at the County Convention. That participant may give those credentials to another credentialed participant from the same ward (or precinct), provided that no person holds more than 3 credentials plus their own at any one time.

### **PHASE FOUR – Congressional District Conventions**

Congressional District Post-Primary Conventions will occur on **June 13, 2020** in all three NM Congressional Districts to elect District-level delegates to the National Convention. Voting will be non-secret. Eligible voters include those Delegates and Alternates elected at each of the 33 New Mexico County Conventions.

**Proxies** are not permitted at the Congressional District Post-Primary Convention. However, once an accredited participant has appeared and received credentials at the Congressional District Post-Primary Convention. That participant may give those credentials to another credentialed participant from the same County that no person holds more than 3 credentials plus their own at any one time.

- ii. **At all stages, voting will be non-secret and governed by DPNM Rules, unless mandated otherwise by the DNC Delegate Selection Rules or the Regulations of the DNC Rules and Bylaws Committee.** When electing more than one person to the same position, for example, multiple delegates to the county convention or Congressional District

Convention, DPNM Rules require that voting follow the process explained in *Appendix A* (similar to ‘ranked choice’ voting) of our Rules, which will serve as its own appendix to this Delegate Selection Plan. DPNM Rules also offer descriptions of the suggested agenda of meetings.

- iii. **A Note to DPNM State Central Committee Members:** DNC Rules do not allow any automatic delegates to vote at any step in the Delegate Selection Process. Therefore, to earn a voting slot at the Congressional District-Level and State Post-Primary Conventions, SCC members must be elected as Delegates/Alternates at the ward/precinct level or at the County Convention. This requirement differs from the procedures used for the Pre-Primary Nominating Conventions.

c) Apportionment

- i. New Mexico’s district-level delegates and alternates are apportioned among the districts based on a formula giving equal weight to the vote for the Democratic candidates in the 2016 presidential and the most recent gubernatorial elections. This method was selected as the most inclusive because alternative methods available under DNC Convention Rules require using both 2012 election data and 2010 census data and our population has likely shifted significantly over the last 8-10 years.
- ii. The number of men and the number of women in the state’s total number of district-level delegates and alternates will not vary by more than one. (*Rule 6.C.1 & Reg. 4.9*)
- iii. The district-level delegates and alternates are apportioned to districts as indicated in the following table:

District	Delegates			Alternates		
	Males*	Females*	Total	Males*	Females*	Total
#1	3	4	7	1	0	1
#2	3	2	5	0	0	0
#3	3	4	7	0	1	1
Total	9	10	19	1	1	2

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

d) Filing Requirements

- i. A district-level delegate and/or alternate candidate may run for election only within the district in which they are registered to vote. Upon receipt of a delegate/alternate

candidate's declaration form, DPNM will confirm the candidate's voting district on the NM Secretary of State's online "voter lookup" portal (*nmvote.org*).

- ii. An individual can qualify as a candidate for district-level delegate or alternate to the 2020 Democratic National Convention by filing a **Declaration of Candidacy** designating their singular presidential (or uncommitted) preference and a signed pledge of support for the presidential candidate (including uncommitted status) with the State Party **by May 13, 2020 at 5pm**. A candidate for delegate or alternate may modify their singular presidential preference by submitting an updated Declaration of Candidacy form no later than the filing deadline. (*Rule 13.B, Rule 15.F & Reg. 4.23*). The Declaration of Candidacy form will also require that candidates declare accurate contact and demographic information.
- iii. The Declaration of Candidacy form will be distributed by DPNM **no later than March 1, 2020** via DPNM's website, email list, and social media accounts.
- iv. Signed Declarations of Candidacy can be returned **via mail** to the Democratic Party of New Mexico at 300 Central Ave. SW, Albuquerque, NM 87102. Declarations will also be accepted by **email**. Please contact DPNM at (505) 830-3650 **after March 1, 2020** to ask to whom the form can be emailed as an attachment.
- v. All candidates considered for district-level alternate positions must meet the same requirements as candidates for district-level delegate positions. Candidates who were not chosen at the delegate level are allowed to be considered at the alternate level. (*Rule 13.C*)

e. Presidential Candidate Right of Review

- i. The DPNM Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), **not later than May 20, 2020**, a list of all persons who have filed for delegate or alternate pledged to that presidential candidate. (*Rule 13.D & Rule 13.F*)
- ii. Each presidential candidate, or that candidate's authorized representative(s), must then file with the DPNM Chair **by May 31, 2020 at 5pm**, a list of all such candidates they have approved, provided that approval be given to at least three (3) separate individuals for each position for delegate and three (3) separate individuals for each alternate position to be selected. (*Rule 13.E.1, Reg. 4.24 & Reg. 4.25*)
- iii. Failure to respond will be deemed approval of all delegate and alternate candidates submitted to the presidential candidate.
- iv. National Convention delegate and alternate candidates removed from the list of bona fide supporters by a presidential candidate, or that candidate's authorized

representative(s), may not be elected as a delegate or alternate at that level pledged to that presidential candidate. (*Rule 13.E & Reg. 4.24*)

- v. **Within three (3) business days** after a presidential candidate, or that candidate's authorized representative, has filed a list of their approved district-level delegate/alternate candidates with the DPNM Chair, the DPNM Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate has used their best efforts to ensure that their respective district-level delegate candidates and district-level alternate candidates meet the affirmative action and outreach and inclusion considerations and goals detailed in the Affirmative Action section of this Plan. Section III.A.5.b of this Plan. (*Rule 6.I & Reg.4.10.C*)

f. Fair Reflection of Presidential Preference

- i. The New Mexico 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 presidential preference, except that preferences falling below a 15% threshold shall not be awarded any delegates or alternates.
- ii. Within a district, if no presidential preference reaches a 15% threshold, the threshold shall be revised to half the percentage of the vote received in that district by the front-runner. (*Rule 14.F*)
- iii. National Convention Delegates and Alternates will be voted upon by post-primary convention delegates also in support of the presidential candidate to whom the delegate/alternate candidate is pledged. Convention delegates will sign their name in support of one presidential candidate at the registration desk and the receive the appropriate ballots.

g. Equal Division of Delegates and Alternates

- i. To ensure the district-level delegates are equally divided between **men and women** (determined by gender self-identification), delegate positions within each district will be designated by presidential preference beginning with the highest vote-getting presidential preference. This assignment of delegate positions will continue with the next highest vote-getting preferences in descending order, with positions assigned to either male and female alternating by gender as mathematically practicable, until the gender of each position has been assigned. (*Rule 6.C., Rule 6.C.1 & Reg. 4.10*)

Because each district is awarded an **odd number of delegates**, one gender will have an additional delegate in each district. The first delegate selected for the winning presidential preference must be of the same gender as the advantaged gender in that district. The second delegate selected for that winning presidential candidate will be the highest vote recipient of the opposite gender and so on. Once all delegate positions have been awarded to that winning presidential preference, delegates will be selected for the second place presidential preference beginning with the opposite gender of the last delegate selected for the winning presidential preference. Gender non-binary delegate/alternate candidates shall not be counted in either the male or female category.

- ii. After the delegates are selected, the alternates will be elected via a separate, using the same process described above.

h. Certification in Writing

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

## 2) Automatic Delegates

a) Automatic Party Leaders and Elected Officials

i) **Automatic Delegate Categories**

The following categories (if applicable) shall constitute the Automatic Party Leaders and Elected Official delegate positions:

- (1) Members of the Democratic National Committee who legally reside in the state; *(Rule 9.A.1, Call I.F, Call I.J, & Reg. 4.15)*
- (2) Democratic President and Democratic Vice President (if applicable); *(Rule 9.A.2 & Call I.G)*
- (3) All of New Mexico's Democratic Members of the U.S. House of Representatives and the U.S. Senate; *(Rule 9.A.3, Call I.H & Call I.J)*
- (4) The Democratic Governor (if applicable); *(Rule 9.A.4, Call I.H & Call I.J)*
- (5) "Distinguished Party Leader" delegates who legally reside in the state (if applicable); Persons who qualify as "Distinguished Party Leader" delegates are: all former Democratic Presidents or Vice Presidents, all former Democratic Leaders of the U.S. Senate, all former Democratic Speakers of the U.S. House of

Representatives and Democratic Minority Leaders, as applicable, and all former Chairs of the Democratic National Committee. *(Rule 9.A.5, Call I.G & Reg. 4.14)*

**ii) Automatic Delegate as a Pledged Delegate**

An Automatic delegate may run and be elected as a Pledged delegate. If an Automatic delegate is elected and certified as a Pledged delegate, that individual shall not serve as an Automatic delegate at the 2020 National Convention. *(Call I.J)*

**iii) Certification Process**

The certification process for the Automatic Party Leader and Elected Official delegates is as follows:

- (1) Not later than March 6, 2020, the Secretary of the Democratic National Committee (DNC) shall officially confirm to the DPNM Chair the names of the Automatic delegates who legally reside in New Mexico. *(Rule 9.A)*
- (2) Official confirmation by the Secretary of the DNC shall constitute verification of the Automatic delegates from the categories indicated above in III.B.1.a.5. *(Call IV.B.1)*
- (3) The DPNM Chair shall certify in writing to the Secretary of the DNC the presidential preference of New Mexico's Automatic delegates within 10 days after the completion of the State's Delegate Selection Process. *(Call IV.C)*

**b) Equal Division between Male and Female Delegates**

For purposes of achieving equal division between delegate men and delegate women within the state's entire convention delegation (determined by gender self-identification), the entire delegation includes all pledged and Automatic delegates, including those who identify as male or female. *(Rule 6.C and Reg. 4.9)*

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

**a) Number of PLEO Delegates for New Mexico**

New Mexico is allotted **4 pledged Party Leader and Elected Official (PLEO) delegates**. *(Call I.D, Call I.E & Appendix B)*. These delegates will be elected at the State Post-Primary Convention which will occur on **June 20, 2020** (one week following the Congressional District Conventions).

**b) Filing Requirements**

- i) Individuals shall be eligible for the pledged Party Leader and Elected Official delegate positions according to the following **priority**: big city mayors and statewide elected officials (to be given equal consideration); state legislative leaders, state legislators, and

other state, county and local elected officials and party leaders. Automatic delegates who choose to run for PLEO delegate will be given equal consideration with big city mayors and statewide elected officials. (*Rule 10.A.1 & Reg. 4.16*). "Priority" means that the ballot order will begin with prioritized candidates at the top. If there are multiple candidates within each priority tier, then names will be listed alphabetically.

- ii) An individual can qualify as a candidate for a position as a pledged PLEO delegate by filing a Declaration of Candidacy designating their singular presidential (or uncommitted) preference and a signed pledge of support for the presidential candidate (including uncommitted status) with the State Party **by May 20, 2020 at 5pm**. A delegate or alternate candidate may modify their singular presidential preference by submitting an updated Declaration of Candidacy form no later than the filing deadline. (*Rule 13.B, Rule 15.F & Reg. 4.23*). The Declaration of Candidacy form will also require that candidates declare accurate contact and demographic information.
- iii) The Declaration of Candidacy form will be distributed by DPNM no later than March 1, 2020 via DPNM's website, email list, and social media accounts.
- iv) Signed Declarations of Candidacy can be returned via mail to the Democratic Party of New Mexico at 300 Central Ave. SW, Albuquerque, NM 87102. Declarations will also be accepted by email. Please contact DPNM at (505) 830-3650 **after March 1, 2020** to ask to whom the form can be emailed as an attachment.

c) Presidential Candidate Right of Review

- i) The State Democratic Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than **June 1, 2020**, a list of all persons who have filed for a party and elected official delegate pledged to that presidential candidate. (*Rule 10.A.3 & Rule 13.D*)
- ii) Each presidential candidate, or that candidate's authorized representative(s), must file with the State Democratic Chair, by **June 8, 2020**, a list of all such candidates they have approved, as long as approval is given to at least **two (2) names** for every position to which the presidential candidate is entitled. (*Rule 13.E.2 & Reg. 4.25*)
- iii) **Failure to respond** by the above deadline will be deemed approval of all delegate candidates submitted to the presidential candidate. (*Rule 13.D*)
- iv) The DPNM Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate has used their best efforts to ensure that their respective pledged PLEO delegate candidates meet the affirmative action and outreach and inclusion considerations and goals detailed in the Affirmative Action section of this Plan **within three (3) business days** of returning the list of approved



pledged PLEO candidates as indicated in Section III.C.3.b of this Plan. (*Rule 6.I & Reg. 4.10.C*)

d) Pledged Party Leader and Elected Official Delegates

- i) The pledged PLEO slots shall be allocated among presidential preferences on the same basis as the at-large delegates. (*Rule 10.A.2, Rule 11.C, Rule 14.E & Rule 14.F*)
- ii) Selection of the pledged PLEO delegates will occur at the State Post-Primary Convention **on June 20<sup>th</sup>, 2020**, which is a week after the election of district-level delegates and alternates and immediately prior to the selection of at-large delegates and alternates. (*Rule 10.A*)
- iii) These delegates will be selected by delegates to the State Post-Primary Convention who were elected at their home county Convention.

The overall process involves the same phases and rules as discussed in the district-level section. Voting will be non-secret. Proxies are not permitted, but once an accredited participant has appeared and received credentials at the County Convention, he or she may give those credentials to another credentialed participant from the same county provided that no person holds more than 3 credentials plus their own at any one time.

When electing more than one person to a position, voting will be done by *DPNM Appendix A* procedures. If we are electing only one person to a position, a straight majority-vote election will be conducted.

County Chairs must certify the delegates elected from their county to serve at the State Post-Primary Convention **by June 16<sup>th</sup>, 2020** to the DPNM Secretary. Certification requires that the County Chair provide of the names, home address, email address, home phone and cell phone numbers in a spreadsheet for all delegates and alternates elected to the State Convention.

Please consult *DPNM Rule Article II, Section 4* for further details about the State Convention including credential challenges, voting processes, and a suggested agenda for the convention.

e. Certification in Writing

The DPNM 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 10 days** after their election. (*Call IV.A & Reg. 5.4.A*)

#### 4) At-Large Delegates and Alternates

a) At-Large Delegates and Alternates for New Mexico

The state of New Mexico is allotted **6 at-large delegates and 0 at-large alternates**.

b) Filing Requirements

- i) Persons desiring to seek at-large delegate or alternate positions may file a Declaration of Candidacy designating their singular presidential or uncommitted preference and a signed pledge of support for the presidential candidate of their choice (including uncommitted status) with the State Party **by May 20, 2020 at 5:00pm**. A delegate or alternate candidate may modify their singular presidential preference by submitting an updated Declaration of Candidacy form no later than the filing deadline. (*Rule 13.A., Rule 13.B, Rule 15.G, Reg. 4.22, Reg. 4.23, & Reg. 4.31*)

c) Presidential Candidate Right of Review

- i) The DPNM Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), **not later than June 1, 2020**, a list of all persons who have filed for at-large delegate or alternate pledged to that presidential candidate. (*Rule 13.D*) (*Reg. 4.24.D & Reg. 4.31.C*)
- ii) Each presidential candidate, or that candidate's authorized representative(s), must then file with the State Democratic Chair, a list of all such candidates they have approved, provided that, at a minimum, two (2) names remain for every national convention delegate or alternate position to which the presidential candidate is entitled. The deadline for filing this list is **30 minutes after** the conclusion of the PLEO elections at the state post-primary convention **on June 20<sup>th</sup>, 2020** (the Democratic Party of New Mexico will file with the campaigns a list of those who were elected PLEO delegates **within 15 minutes** of the conclusion of the PLEO elections). (*Rule 13.D.4, Rule 13.E.2 & Reg. 4.25*)
- iii) **Failure to respond** by the deadline will be deemed approval of all delegate candidates submitted to the presidential candidate.
- iv) The State Democratic Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate has used their best efforts to ensure that their respective at-large delegate candidates and at-large alternate candidates meet the affirmative action and outreach and inclusion considerations and goals detailed in the Affirmative Action and Outreach and Inclusion section of this Plan **within three (3) business days** of returning the list of approved at-large delegate candidates and at-large alternate candidates as indicated in this Section.

d) Fair Reflection of Presidential Preference

- i) At-large delegate and alternate positions shall be allocated among presidential preferences according to the statewide primary vote.
- ii) Preferences which have not attained a 15% threshold on a state-wide basis shall not be entitled to any at-large delegates. *(Rule 14.E)*
- iii) If no presidential preference reaches a 15% threshold, the threshold shall be revised to half the percentage of the statewide vote received by the front-runner. *(Rule 14.F)*
- iv) If a presidential candidate otherwise entitled to an allocation is no longer a candidate at the time of selection of the at-large delegates, their allocation will be proportionally divided among the other preferences entitled to an allocation. *(Rule 11.C)*
- v) If a given presidential preference is entitled to one (1) or more delegate positions but would not otherwise be entitled to an alternate position, that preference shall be allotted one (1) at-large alternate position. *(Rule 19.B, Call I.I & Reg. 4.33)*

e) Selection

- i) The election of the at-large delegates and alternates will occur shortly following the election of the pledged Party Leader and Elected Official (PLEO) delegates at the New Mexico State Post-Primary Convention to be held **on June 20, 2020**. *(Call III)*
- ii) These delegates and alternates will be selected by delegates to the state post-primary convention. *(Rule 11.B & Rule 11.B)*. Please see the above section regarding the election of PLEO delegates for a description of the voting process as it will be the same.

**iii) Priority of Consideration**

- (1) In the selection of the at-large delegation priority of consideration shall be given to African Americans, Hispanics, Native Americans, Asian Americans and Pacific Islanders and women, if such priority of consideration is needed to fulfill the affirmative action goals outlined in the state's Delegate Selection Plan. *(Rule 6.A.3)*. Priority of consideration means that before ballots are cast for at-large delegates, an announcement will be made to assembled delegates about the importance of fulfilling our affirmative action goals and noting any gaps in our delegation.
- (2) To continue the Democratic Party's ongoing efforts to include groups historically under-represented in the Democratic Party's affairs and to assist in the achievement of full participation by these groups, priority of consideration shall be given other groups by virtue of race, sex, age, color, creed, national origin,

religion, ethnic identify, sexual orientation, gender identity and expression, economic status or disability. (*Rule 5.C, Rule 6.A.3, Rule 7 & Reg. 4.8*)

- (3) The election of at-large delegates and alternates shall be used, if necessary, to achieve the equal division of positions between men and women as far as mathematically practicable and may be used to achieve the representation goals established in the Affirmative Action Plan and Outreach and Inclusion Program section of this Plan. (*Rule 6.A, Rule 6.C and Reg. 4.9*)
- (4) Delegates and alternates are to be considered separate groups for this purpose. (*Rule 6.C.1, Rule 11.A, Reg. 4.9 & Reg. 4.20*)

f) Certification in Writing

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

## 5) Replacement of Delegates and Alternates

a) Replacement Guidelines

A pledged delegate or alternate may be replaced according to the following guidelines:

i) **Permanent Replacement**

- (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. (*Rule 19.D.3*)
- (2) Any alternate permanently replacing a delegate shall be of the same presidential preference (including uncommitted status) and gender of the delegate they replace, and to the extent possible shall be from the same political subdivision within the state as the delegate.
  - (a) In the case where the presidential candidate has only one (1) alternate, that alternate shall become the certified delegate.
  - (b) If a presidential candidate has only one (1) alternate, and that alternate permanently replaces a delegate of a different gender, thereby causing the delegation to no longer be equally divided, the delegation shall not be considered in violation of *Rule 6.C*. In such a case, notwithstanding *Rule 19.D.2*, the State Party Committee shall, at the time of a subsequent permanent replacement, replace a delegate with a person

of a different gender, in order to return the delegation to equal division of men and women. (Reg. 4.36)

- (3) If a delegate or alternate candidate who has been elected but not certified to the DNC Secretary resigns, dies, or is no longer eligible to serve, they shall be replaced, after consultation with the State Party, by the authorized representative of the presidential candidate to whom they are pledged. (Rule 19.D.2)

**ii) Temporary Replacement**

- (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. (Rule 19.D.4)
- (2) Any alternate who temporarily replaces a delegate must be of the same presidential preference (including uncommitted status) as the delegate they replace, and to the extent possible shall be of the same gender and from the same political subdivision within the state as the delegate.

**iii) System for Selection**

The following system will be used to select permanent and temporary replacements of delegates: The alternate who receives the highest number of votes at the pre-primary convention becomes the delegate.

**iv) Certification**

- (1) 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 Democratic Party of New Mexico Chair to the Secretary of the Democratic National Committee **within three (3) days after** the replacement is selected. (Call IV.D.1)
- (2) Certification of permanent replacements will be accepted by the Secretary **up to 72 hours** before the first official session of the Convention is scheduled to convene. (Call IV.D.1 & Reg. 4.35)
- (3) In the case where a pledged delegate is permanently replaced **after 72 hours before** the time the first session is scheduled to convene or, in the case where a pledged delegate is not on the floor of the Convention Hall at the time a roll call vote is taken, an alternate may be designated (as specified above) to cast the delegates' vote. In such case, the Delegation Chair shall indicate the name of the

alternate casting the respective delegate's vote on the delegation tally sheet.  
(*Call IX.F.3.e, Call IX.F.3.c & Reg. 5.6*)

**v) Vacancy with Alternate Position**

A vacant alternate position shall be filled by the delegation. The replacement shall be of the same presidential preference (or uncommitted status), of the same gender and, to the extent possible, from the same political subdivision as the alternate being replaced.  
(*Rule 19.E*)

**b) Automatic Delegate Replacement**

Automatic delegates shall not be entitled to a replacement, nor shall the state be entitled to a replacement, except under the following circumstances: (*Call IV.D.2 & Reg. 4.37*)

- i) 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*)
- ii) Members of the Democratic National Committee shall not be entitled to a replacement, nor shall the state be entitled to a replacement, except in the case of death of such delegates. In the case where the state's DNC membership changes following the DNC Secretary's official confirmation, but prior to the commencement of the 2020 Democratic National Convention, acknowledgment by the Secretary of the new DNC member certification shall constitute verification of the corresponding change of Automatic delegates. (*Call, IV.D.2.b*)
- iii) Automatic distinguished Party Leader delegates allocated to the state pursuant to *Rule 9.A.(5)*, shall not be entitled to name a replacement, nor shall the state be entitled to name a replacement. (*Call IV.D.2.c*)
- iv) In no case may an alternate cast a vote for an Automatic delegate. (*Call IX.F.3.e*)

**6) Additional State Law Requirements**

- a) To qualify to attend the national convention as a delegate or an alternate, the participant must file with the DPNM Chair a "written declaration of acceptance, signed by himself" **at least 15 days** prior to the beginning of the national Convention.

This written declaration of acceptance must include the delegate/alternate's name, mailing and voting addresses, an affirmation that he or she is a registered voter of the Democratic Party in New Mexico, a statement that he or she accepts his selection as a delegate and a pledge to support their presidential preference through the 1<sup>st</sup> ballot at the national convention. (*NM Statute 1-15-A-10.*) At the **June 20 National Convention Delegation meeting** (where delegates will select a Delegation Chair), DPNM will provide delegates a form for their signature upon which they can include all necessary information.

2. The DPNM Chair must then file all declarations of acceptance with the Secretary of State office **no later than 10 days prior** to the national convention. (*NM Statute 1-15A-10.*)

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# Section IV: Selection of Convention Standing Committee Members

## 1) Introduction

### a) Allocation

New Mexico has been allocated one (1) member(s) on each of the three (3) Standing Committees for the **2020** Democratic National Convention (the Convention Credentials Committee, the Platform Committee, and the Rules and Bylaws Committee), for a total of three (3) members. (*Call VII.A & Appendix D*)

### b) Members

Members of the Convention Standing Committees do not need to be delegates or alternates to the 2020 Democratic National Convention. (*Call VII.A.3*)

### 3. Selection Procedures

These Standing Committee members will be elected according to the procedures described in *Temporary Standing Committee Members* (p. 37) and *Standing Committee Members* (p. 39) (*Rule 1.G*)

## 2) Temporary Standing Committee Members

### a) Elected by State Central Committee

Temporary members for the Convention Standing Committees will be elected by the DPNM State Central Committee (SCC) at a meeting in **Spring, 2020**. The SCC meeting shall be open to the public and well publicized in accordance with this Plan. Members of the DPNM SCC shall receive timely notice of the meeting, in accordance with DPNM rules. (*DPNM Rules, ARTICLE II, Section 1, Rule 1.1.1, Call VII.G.2*)

### b. Any Democrat May Apply

Any Democrat may apply for a position as a temporary member of one of the standing committees. A person who wants to be considered must submit an *Application to Be a Temporary Standing Committee Member* to the DPNM, **no later than March 1, 2020**. These applications will be available on the DPNM website **by February 1, 2020**.

Signed applications can be returned **via mail** to the Democratic Party of New Mexico at 300 Central Ave. SW, Albuquerque, NM 87102.



Applications will also be accepted **by email**. Please contact DPNM at (505) 830- 3650 **after February 1, 2020** to ask to whom the form can be emailed as an attachment

c. Separate Election for Each Member

A separate election shall be conducted for temporary membership on each of the three standing committees. (*Call VII.E.2, Call VII.E.1*)

Because three temporary committee members are being elected, the total variance between the number of (self-identified) women and the number of (self-identified) men among the three committees in aggregate shall not exceed one (1).

The **gender division** of the three temporary committee members elected shall match one of these combinations:

- Two women and one man (*variance=1*)
- One woman and two men (*variance=1*)
- One woman, one man, and one gender non-binary person (*variance=0*)
- One woman or one man, and two gender non-binary people (*variance=1*)
- Three gender non-binary people (*variance=0*)

These gender divisions of the three committee members are **not allowed**:

- Two women and one gender non-binary person (*variance=2*)
- Two men and one gender non-binary person (*variance=2*)

d. Temporary Members Serve

Temporary standing-committee members serve only if their respective standing committee is called to meet before New Mexico's permanent standing-committee members have been elected. (*Call VII.G.3*)

No temporary standing-committee member may continue to serve after the election of the permanent standing-committee members, unless the temporary member is elected as a permanent member.

e. Elected After the NM Primary

Temporary standing-committee members elected after the New Mexico Primary election has occurred shall reflect the Presidential preferences established by the Primary election. See *Section IV.C.2, Allocation of Standing Committee Members* for description of the allocation process. (*Call VII.G.3*)

f. Certification and Substitution

The DPNM Chair shall certify the temporary standing-committee members in writing to the Secretary of the Democratic National Committee within three (3) days after their election. (*Call VII.B.3 & Call VII.G.4*)

Substitutions in New Mexico's list of temporary standing-committee members may only be made **up to ten (10) days before** the time the standing committee meets.

Substitute temporary standing-committee members will be elected at a meeting of the DPNM SCC according to the provisions outlined in the preceding paragraphs.

### 3) Standing Committee Members

a) Election Meeting

i) The members of the standing committees shall be elected by a quorum of the New Mexico National Convention Delegation, at the New Mexico Post-Primary Election Convention, **to be held on June 20, 2020**, after the election of the At-Large Delegates. (*Call VII.B.1*)

ii) All members of the New Mexico Delegation shall receive adequate notice of the time, date, and place of the meeting to elect the standing-committee members.

b) Allocation of Members

i) The threshold percentage used to calculate At-Large apportionment in the **New Mexico Delegation is fifteen percent (15%)**. Presidential candidates who have not attained this threshold percentage on a statewide basis in the New Mexico Primary election shall not be entitled to any standing committee memberships. (*Call VII.C.1 & Reg. 5.9*)

ii) New Mexico has **three (3) allocated permanent standing-committee members**: one per committee. Based on the results of the New Mexico Primary Election, the New Mexico Delegation shall elect the permanent standing-committee members from among names submitted by the presidential candidates for each committee. In electing the three standing-committee members, the New Mexico Delegation shall ensure that, in the aggregate, the elected committee members meet the gender-balance requirements specified in *Section IV.C.4.b.* (*Call VII.C.2, Call VII.C.3, Call VII.C.4*)

If only one presidential candidate receives the threshold percentage (15%) of the presidential-preference vote in the New Mexico Primary Election, then all three standing-committee members shall be elected by the New Mexico Delegation from among candidates who represent that presidential preference.

**If only two presidential candidates** receive the threshold percentage (15%) of the presidential-preference vote in the New Mexico Primary Election:

1. First, the New Mexico Delegation shall elect a member to the Platform Committee from the committee candidates who represent the presidential preference receiving the highest percentage of votes.
2. Then the delegation shall elect a member to the Rules and Bylaws Committee from the committee candidates who represent the presidential preference receiving the second highest percentage of votes.
3. Finally, the delegation shall elect a member to the Convention Credentials Committee from the committee candidates who represent the presidential preference receiving the highest percentage of votes.

**If three or more presidential candidates** receive the threshold percentage (15%) of the presidential-preference vote in the New Mexico Primary Election, then the presidential candidates with the three highest percentages are each entitled to one standing-committee member representing that preference.

- (1) First, New Mexico Delegation shall elect a member to the Platform Committee from the committee candidates who represent the presidential preference receiving the highest percentage of votes.
- (2) Then the delegation shall elect a member to the Rules and Bylaws Committee from the committee candidates who represent the presidential preference receiving the second highest percentage of votes.
- (3) Finally, the delegation shall elect a member to the Convention Credentials Committee from the committee candidates who represent the presidential preference receiving the third highest percentage of votes.

c) Presidential Candidate Right of Review

- i) Each presidential candidate meeting the 15% threshold in the New Mexico Primary Election, or that candidate's authorized representative(s), shall be given adequate notice of the date, time, and location of the meeting of the New Mexico Delegation authorized to elect standing committee members. *(Call VII.D.1)*
- ii) By **June 15, 2020**, Each presidential candidate, or that candidate's authorized representative(s), must submit to the DPNM Chair, a minimum of (1) name for each committee. The New Mexico Delegation shall elect the standing committee members from among names submitted by the presidential candidates **including uncommitted status.**

Presidential candidates shall not be required to submit the name of more than one (1) person for each standing committee. *(Call VII.D.2)*

d) Selection Procedure to Achieve Equal Division

- i) Presidential candidates, including uncommitted status, shall use their best efforts to ensure that their respective delegation of standing committee members shall achieve New Mexico's affirmative action, outreach, and inclusion goals. Presidential candidates shall also use their best efforts to ensure that their respective male and female members are equally divided between men and women (as determined by gender self-identification). *(Rule 6.I & Reg. 4.10)*
- ii) Because only three (3) permanent standing-committee members are being elected, the total variance between the number of **(self-identified)** women and the number of **(self-identified)** men among the three committees in aggregate shall not exceed one (1). Gender non-binary committee members shall not be counted as either male or female.

The **gender division** of the three committee members elected shall match one of these combinations: *(Call VII.E.2, Call VII.E.1)*

- Two women and one man *(variance=1)*
- Two men and one woman *(variance=1)*
- One woman, one man, and one gender non-binary person *(variance=0)*
- One woman or one man, and two gender non-binary people *(variance=1)*
- Three gender non-binary people *(variance=0)*

The gender divisions of the three committee members are **not allowed**:

- Two women and one gender non-binary person *(variance=2)*
  - Two men and one gender non-binary person *(variance=2)*
- iii) The position allocated to each presidential candidate on each committee shall be voted on separately, and the winner of each election shall be the highest vote-getter of the appropriate gender. ("Appropriate gender" becomes a consideration only in the election of the third and final committee member (a) when the first two committee members elected are of the same gender, or (b) when one of the first two committee members elected is a gender non-binary person).

e) Certification and Substitution

- i) The DPNM Chair shall certify the standing committee members in writing to the Secretary of the Democratic National Committee **within three (3) days after their election**. *(Call VII.B.3)*
- ii) For standing committee members, no substitutions will be permitted, 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. The DPNM Chair must certify substitutions in writing to the Secretary of the Democratic National Committee **within three (3) days after** the substitute member is elected, but (except in the case of a committee member's death) **not less than 48 hours before** the respective standing committee meets. *(Call VII.B.4)*

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# Section V: Delegation Chair and Convention Pages

## 1) Introduction

The New Mexico DNC Delegation will select one (1) person to serve as Delegation Chair and two (2) persons to serve as Convention Pages. *(Call IV.E, Call IV.F.1 & Appendix C)*

## 2) Delegation Chair

### a) Selection Meeting

- i) The Delegation Chair shall be selected by a quorum of the DPNM national Delegates, at a meeting to be held immediately following the post-primary convention **on June 20, 2020**.
- ii) 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)*

### b) Certification

The State Democratic Chair shall certify the Delegation Chair in writing to the Secretary of the Democratic National Committee **within three (3) days after their selection**. *(Call IV.E)*

## C. Convention Pages

1. **Two (2) individuals** will be selected to serve as State'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 **by June 20, 2020** *(Call IV.F.3, Appendix C & Reg. 5.7)*
2. The Convention Pages shall be as evenly divided between men and women (determined by self-identification) as possible under the state allocation and shall reflect as much as possible, the Affirmative Action and Outreach and Inclusion guidelines in the state plan. In the case of gender non-binary pages, they shall not be counted as either a male or female, and the remainder of the pages shall be equally divided. *(Reg. 5.7.A)*
3. The DPNM Chair shall certify the individuals to serve as State's Convention Pages in writing to the Secretary of the Democratic National Committee **within three (3) days after the selection**. *(Call IV.F.3 & Reg. 5.7.B)*

# Section VI: Presidential Electors

## 1) Introduction

DPNM will select **five (5) persons** to serve as Presidential Electors for the **2020** Presidential election.

## 2) Selection of Presidential Electors

a) Written Notice from SOS

**On or before June 1, 2020** the New Mexico Secretary of State shall send written notice to the DPNM Chair setting forth the method and requirements for electing presidential electors.

b) Post-Primary Convention

Presidential Electors shall be nominated at the DPNM Post-Primary Convention according to the party rules on file with the Secretary of State. DPNM Rules require that the State Chair present a slate of electors to Post-Primary Convention delegates. Following the convention, the DPNM Chair and Secretary shall certify the names and addresses of the nominees to the Secretary of State **no later than sixty-three (63) days prior to the 2020 general election.**

c) Nomination of a Replacement

In the case of the death, resignation or absence of any Presidential Elector by noon on the day set by the laws of the United States for electors to cast their votes, the New Mexico Governor shall nominate a replacement from a list of names nominated by the DPNM Chair.

## 3) Affirmation

a) Each Presidential Elector shall certify in writing that they will vote for the election of the Democratic Presidential and Vice-Presidential nominees. *(Call VIII)*

b) In the selection of the Presidential Electors, the State Party will work to ensure the persons selected are bona fide Democrats who are faithful to the interests, welfare, and success of the Democratic Party of the United States, who subscribe to the substance, intent and principles of the Charter and the Bylaws of the Democratic Party of the United States. The State Party Chair will include only committed Democrats with a demonstrable history of activism on the slate presented to the post-primary convention. Furthermore, any Presidential Elector who casts his ballot in violation of **subsection a** of this section is guilty of a fourth degree felony. *(Call VIII)*

# Section VII: General Provisions and Procedural Guarantees

## 1) Six Basic Elements

The State Democratic Party reaffirms its commitment to an open party by incorporating the “six basic elements” as listed below. As our Party strives to progress in the fight against discrimination of all kinds, these six basic elements have evolved and grown along with the constant push for more inclusion and empowerment. These provisions demonstrate the intention of the Democratic Party to ensure a full opportunity for all minority group members to participate in the delegate selection process. (*Rule 4.A, Rule 4.B & Rule 4.C*)

- a) All **public meetings** at all levels of the Democratic Party of New Mexico will be open to all members of the Democratic Party regardless of race, sex, age, color, creed, national origin, religion, ethnic identity, sexual orientation, gender identity and expression, economic status or disability (hereinafter collectively referred to as “status”). (*Rule 4.B.1*)
- b) **No test for membership** in, nor any oaths of loyalty to, the Democratic Party of New Mexico will 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*)
- c) The **time and place** for all public meetings of the Democratic Party of New Mexico, on all levels, will 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*)
- d) The Democratic Party of New Mexico, on all levels, will support the broadest possible registration without discrimination based on “status.” (*Rule 4.B.4*)
- e) The Democratic Party of New Mexico will publicize fully and in such a manner as to assure **notice** to all interested parties a full description of the legal and practical procedures for selection of Democratic Party officers and representatives on all levels. Publication of these procedures should be done in such fashion that all prospective and current members of the State Democratic Party will be fully and adequately informed of the pertinent procedures in time to participate in each selection procedure at all levels of the Democratic Party organization. As part of this, the State Democratic Party will develop a strategy to provide education programs directly to voters who continue to experience confusing timelines for registration, changing party affiliation deadlines, or lack of awareness of the process for running for delegate, to ensure all Democratic voters understand the rules and timelines and their impact on voter participation. (*Rule 4.B.5*)



- f) The Democratic Party of New Mexico will publicize fully and in such a manner as to assure notice to all interested parties, a complete description of the legal and practical qualifications of all positions as officers and representatives of the State Democratic Party. Such publication should be done in timely fashion so that all prospective candidates or applicants for any elected or appointed position within each State Democratic Party will have full and adequate opportunity to compete for office. *(Rule 4.B.6)*

## **2) Discrimination**

Discrimination on the basis of “status” in the conduct of Democratic Party affairs is prohibited. *(Rule 5.B)*

## **3) Equal Division of Men and Women Delegates**

State’s delegation shall be equally divided between delegate men and delegate women, and alternate men and alternate women, and the number of men and women shall not vary by more than one. Such goal applies to the entire delegation, which includes all pledged delegates and alternates and all automatic delegates. Delegates and alternates shall be considered separate groups for purposes of achieving equal division as determined by gender self-identification. In the case of gender non-binary delegates or alternates, they shall not be counted as either a male or female, and the remainder of the delegation shall be equally divided by gender. *(Rule 6.C)*

## **D. Delegate and Alternate Presidential Preference**

All delegate and alternate candidates must be identified as to presidential preference or uncommitted status at all levels which determine presidential preference. *(Rule 13.A)*

## **E. Person’s Presidential Choice**

No delegate at any level of the delegate selection process shall be mandated by law or Party rules to vote contrary to that person’s presidential choice as expressed at the time the delegate is elected. *(Rule 13.I)*

## **F. Good Conscience**

Delegates elected to the national convention pledged to a presidential candidate shall in all good conscience reflect the sentiments of those who elected them. *(Rule 13.J)*

## **G. Bona Fide Democrat**

Each delegate, alternate and standing committee member must be a bona fide Democrat, who is faithful to the interests, welfare and success of the Democratic Party of the United States, who subscribes to the substance, intent and principles of the Charter and Bylaws of the Democratic Party of the United States, and who will participate in the Convention in good faith. *(Rule 13.H, Call VII.A.4 & Reg. 4.26)*

## **H. Quorum**

**40% of the members of any Party body** above the first level of the delegate selection process shall constitute a quorum for any business pertaining to the selection of National Convention delegates, alternates, standing committee members, and other official Convention participants. *(Rule 16)*

## **I. Non-transferable Proxy**

An accredited participant in a caucus, convention or committee meeting, after having established credentials, may register a non-transferable proxy with (i.e., deliver a signed proxy to) another duly accredited participant at that meeting (except where an accredited alternate is present and eligible to serve as a replacement), provided that no individual may hold more than three (3) proxies at a time, not including their own. *(Rule 17 & Reg. 4.32)*

## **J. The Unit Rule**

The unit rule, or any rule or practice whereby all members of a Party unit or delegation may be required to cast their votes in accordance with the will of a majority of the body, shall not be used at any stage of the delegate selection process. *(Rule 18.A)*

## **K. Slate of Candidates**

Any individual or group of Democrats may sponsor or endorse a slate of candidates for convention delegates. However, no slate may, by virtue of such endorsement, receive a preferential place on a delegate selection ballot or be publicly identified on the ballot as the official Democratic Party organization slate, and all slates must meet identical qualifying requirements for appearing on a ballot at all levels of the delegate selection process. *(Rule 18.B)*

## **L. Calendar Year Requirement**

All steps in the delegate selection process, including the filing of presidential candidates, must take place within the calendar year of the Democratic National Convention, except with respect to the implementation of the Affirmative Action Plan and Outreach and Inclusion Programs. *(Rule 1.F & Rule 12.B)*

## **M. Equal Opportunity**

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

## Section VIII: Affirmative Action Plan & Outreach and Inclusion Programs

### 1) Statement of Purpose and Organization

#### a) Purpose and Objectives

- i) To make sure that, at all levels, the Democratic Party is an open Party that includes people in participation, rather than a Party that excludes people from participation, DPNM hereby adopts a program of effective affirmative action. *(Rule 5.A)*
- ii) At all levels of the DPNM, all public meetings shall be open to all members of the Democratic Party regardless of a member's race, sex, age, color, creed, national origin, religion, ethnic identity, sexual orientation, gender identity and expression, economic status, or disability. These categories are hereinafter collectively referred to as "**Status.**" *(Rule 4.B.1)*
- iii) Discrimination on the basis of Status in the conduct of DPNM affairs is prohibited. *(Rule 5.B)*
- iv) Consistent with the Democratic Party's commitment to include groups historically under-represented in the Democratic Party's affairs by virtue of their Status, the DPNM has established goals for including these groups. *(Rule 5.C & Reg. 4.8)*
- v) **To encourage full participation** by all Democrats in the delegate-selection process and in all Party affairs, the DPNM has adopted Affirmative Action programs with specific goals and timetables for these groups present in the New Mexico Democratic electorate *(Rule 6.A & Rule 7)*:
  - African Americans
  - Hispanics
  - Native Americans
  - Asian Americans & Pacific Islanders

- Women

DPNM will implement these Affirmative Action programs in the 2020 Delegate Selection process. Details of the implementation will be covered in the *DPNM Affirmative Action Plan & Outreach and Inclusion Programs* document.

DPNM will implement these Affirmative Action programs in the 2020 Delegate Selection process. Details of the implementation will be covered in the *DPNM Affirmative Action Plan & Outreach and Inclusion Programs* document.

To further encourage full participation in the process, DPNM has also established goals and timetables for other under-represented groups present in the New Mexico Democratic electorate, including (*Rule 6.A & Rule 7*):

- LGBTQ+ Community
- People with Disabilities
- Youth
- Veterans
- Union members
- Senior Citizens (over the age of 65)
- Rural Voters

DPNM will implement outreach and inclusion programs to meet these goals and timetables in the 2020 Delegate Selection process. Details of the implementation will be covered in the *DPNM Affirmative Action Plan & Outreach and Inclusion Programs* document.

- 1) The goal of the programs shall be to **encourage participation** by the aforementioned groups in the Delegate Selection process and in Party organizations at all levels. (*Rule 6.A.1*)
- 2) For the Delegate Selection process, “**Youth**” is defined as any participant who is younger than 36 years old at the time they are elected. (*Reg. 5.3.A*)
- 3) For the Delegate Selection process, individuals identifying as **Native Americans** should provide their tribal affiliation and indicate if they are enrolled in a tribe. This information will be provided on the *Application to Be a New Mexico Delegate* form. (*Reg. 5.3.B*)
- 4) DPNM shall **not** impose mandatory **quotas** at any level of the Delegate Selection process, nor in any other DPNM affairs, in order to either directly or indirectly accomplish these goals. (*Rule 6.A.2*)

b) Organizational Structure: **Who Writes** the *DPNM Affirmative Action Plan & Outreach and Inclusion Programs* Document

- i) The DPNM currently has a standing Affirmative Action Committee comprising **fifteen (15) members**:

**Ten (10) members** were elected during the 2017 SCC Meeting.

**Five (5) members** were appointed by the DPNM Chair in May 2017.

**Term of office** on this Committee is 2 years. Ten (10) new **2019–2021** Committee members shall be elected at the DPNM State Central Committee (SCC) meeting on **April 28, 2019**, and the additional five (5) members shall be appointed by the DPNM Chair **within 30 days thereafter, by May 28, 2019.** (*Rule 6.F*)

The composition, purpose, and powers and authority of the DPNM Affirmative Action Committee are covered in (**Article II, Section 7, Rule 7.4**) of the *DPNM Rules*.

- ii. The DPNM Chair has appointed the members of the 2017–2019 DPNM Affirmative Action Committee to write the *DPNM Affirmative Action Plan & Outreach and Inclusion Programs* document. On February 28, 2019, the DPNM Chair certified in writing to the Rules and Bylaws Committee of the Democratic National Committee that the 2017–2019 DPNM Affirmative Action Committee is in compliance with *Delegate Selection Rules* 5.C, 6.A and 7.

No later than 15 days after the new members of the DPNM Affirmative Action Committee are elected and appointed, **no later than June 12, 2019**, the DPNM Chair shall certify in writing to the Rules and Bylaws Committee of the Democratic National Committee that the 2019–2021 DPNM Affirmative Action Committee is in compliance with *Delegate Selection Rules* 5.C, 6.A and 7. (*Reg. 2.2.J*)

At this time, the DPNM Chair shall also submit the names, demographic data, and contact information of the 2019–2021 DPNM Affirmative Action Committee members in writing to the Rules and Bylaws Committee of the Democratic National Committee. (*Reg. 2.2.J*)

- iii. The DPNM Affirmative Action Committee shall consist of members who are regionally diverse and represent the Democratic constituency groups set forth in the *Introduction to the DPNM Affirmative Action Plan & Outreach and Inclusion Programs* document. (*MODEL Section VIII, Part A.2.c*)
- iv. The Affirmative Action Committee shall be responsible for the following tasks:

1. The Committee shall help to develop and design the proposed *DPNM Affirmative Action Plan & Outreach and Inclusion Programs* document, and shall make recommendations to the DPNM Chair. *(Rule 6.F)*
2. The Committee shall direct the implementation of all requirements of the *DPNM Affirmative Action Plan & Outreach and Inclusion Programs*. *(MODEL Section VIII, Part A.2.d(2))*
3. To encourage the participation and representation of persons of low and moderate income in the National Convention delegation, the Affirmative Action Committee shall implement a specific *Outreach and Financial Assistance Program* for such persons as part of the *DPNM Affirmative Action Plan & Outreach and Inclusion Programs*. *(Rule 6.G)*
4. On behalf of the DPNM, the Affirmative Action Committee shall ensure that district lines used in the delegate selection process are not gerrymandered to discriminate against African Americans, Hispanics, Native Americans, Asian Americans and Pacific Islanders, or women. *(Rule 6.E)*

The *2018 DPNM Platform*, under *Ethics, Elections, and Politics*, states that: “12. (We will) actively put an **end to gerrymandering** by creating and giving authority to an independent non-partisan redistricting commission separate from the legislative process that will prevent the drawing of political boundaries favoring one party over another; ...”

- e. To the greatest extent feasible, the DPNM shall provide financial and staff **support** for the Affirmative Action Committee. This support includes, but is not limited to, the following: *(MODEL Section VIII, Part A.1.e)*
  - Making the DPNM staff and volunteers available to the Affirmative Action Committee on a priority basis, and
  - Covering all reasonable costs – as approved by the DPNM Chair – incurred in carrying out the DPNM Affirmative Action Plan.

3. **Implementation of the *DPNM Affirmative Action Plan & Outreach and Inclusion Programs*.**

Implementation shall begin **on September 1, 2019**, with the distribution of the press kits (See *Section VIII, D.4*), and will continue through the end of the delegate selection process. *(Rule 1.F)*

## 2) Representation Goals

### a) Demographic Composition of Historically Underrepresented Peoples

In cooperation with the National Committee, the DPNM has determined the demographic composition of African Americans, Hispanics, Native Americans, and Asian Americans and Pacific Islanders in New Mexico's Democratic electorate. (*Rule 6.A*)

The DPNM has established these constituency percentages as goals for representation in the New Mexico convention delegation.

### b) Other Underrepresented Communities

In cooperation with the National Committee, the DPNM has also determined the demographic composition of members of the LGBTQ+ community, people with disabilities, youth, veterans, union members, senior citizens, and rural voters in New Mexico's Democratic electorate. (*Rule 6.A*)

The DPNM has chosen to establish these percentages as goals for representation in New Mexico's convention delegation.

### c) Methods Used

We calculated the percentage of Democrats belonging to each group by using a four-step process (from DNC Data and Analytics Team):

- i) Estimated the number of Democrats in the state by multiplying the size of the state's citizen voting-age population (CVAP) by the level of Democratic support in that state

$$\text{New Mexico - 1,520,098 Eligible Total Voters X 58\% Estimated Support Democrats} \\ = \mathbf{881,656.84 \text{ Estimated Eligible Democratic Voters}}$$

- ii) Estimated the number of eligible voters from each demographic group in the state by multiplying the state's CVAP by the percentage of the population belonging to each group in the state

Group	NM's CVAP	% of Population	Estimated Eligible Voters
African Americans	1,520,098	2.5%	38,002.45
Hispanics	1,520,098	48.8%	741807.824
Native Americans	1,520,098	10.9%	165,690.682
AAPI	1,520,098	1.9%	28,881.862
LGBTQ+ People	1,520,098	4.5%	68,404.41

People with Disabilities	1,520,098	15%	228,014.7
Youth	1,520,098	31.8%	483,866*
Veterans	1,520,098	9.9%	150,650*
Labor Union Members	1,520,098	8.2%	124,648.036
Senior Citizens	1,520,098	16.9%	256,896.562
Rural Voters	1,520,098	22.6%	343,542.148

\*Direct number given by Census Data

- iii) Estimated the number of Democrats in each demographic group in New Mexico by multiplying the size of each group in the state by the level of Democratic support from each group in the state

Group	EEV	% of Support	# of Democrats
African Americans	38,002.45	90%	34,202.205
Hispanics	741807.824	69%	511,847.399
Native Americans	165,690.682	58%	98,100.5956
AAPI	28,881.862	77%	22,239.0337
LGBTQ+ People	68,404.41	82%	56,091.6162
People with Disabilities	228,014.7	50%	114,007.35
Youth	483,866	61%*	295,158.26
Veterans	150,650	41%	61,766.5
Labor Union Members	124,648.036	58%	72,295.8609
Senior Citizens	256,896.562	53%	136,155.177
Rural Voters	343,542.148	58%	199,254.446

\*Estimate given by DNC Data and Analytics Team

- iv) Estimate the prevalence of each demographic group among Democratic supporters in the state by dividing our estimates of the number of Democrats in each group in the state by our estimates of the number of Democrats in the state

Group	# of Democrats	Total # of Democrats	% of Democratic Electorate
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African Americans	34,202.205	881,656.84	3.88%
Hispanics	511,847.399	881,656.84	58.1%
Native Americans	98,100.5956	881,656.84	11.1%
AAPI	22,239.0337	881,656.84	2.5%
LGBTQ+ People	56,091.6162	881,656.84	6.4%
People with Disabilities	114,007.35	881,656.84	12.9%
Youth	295,158.26	881,656.84	33.5%
Veterans	61,766.5	881,656.84	7%
Labor Union Members	72,295.8609	881,656.84	8.2%
Senior Citizens	136,155.177	881,656.84	15.4%
Rural Voters	199,254.446	881,656.84	22.6%

#### Representation Goals for New Mexico Delegation by Constituency

Group	Percent in Democratic Electorate	Numeric Goals for Delegation	Comment
African Americans	3.88%	2	% in Total Population (2018 Census Estimates) <a href="https://www.census.gov/quickfacts/fact/table/nm#">https://www.census.gov/quickfacts/fact/table/nm#</a> % of Support (2018 CNN Exit Polls) <a href="https://www.cnn.com/election/2018/exit-polls/">https://www.cnn.com/election/2018/exit-polls/</a>
Hispanics	58.1%	24	% in Total Population (2018 Census Estimates) <a href="https://www.census.gov/quickfacts/fact/table/nm#">https://www.census.gov/quickfacts/fact/table/nm#</a> % of Support (2018 CNN Exit Polls) <a href="https://www.cnn.com/election/2018/exit-polls/">https://www.cnn.com/election/2018/exit-polls/</a>
Native Americans	11.1%	5	% in Total Population (2018 Census Estimates) <a href="https://www.census.gov/quickfacts/fact/table/nm#">https://www.census.gov/quickfacts/fact/table/nm#</a> % of Support (Used NM Democratic Support - From DNC Data and Analytics Team)*

			*NOTE: Difficult statistic to find that had consistency. Some exit polls showed lower support (50%), others showed higher support (70%) -- in the end, we chose to go with the standard NM Democratic Support of 58%.
AAPI	2.5%	1	% in Total Population (2018 Census Estimates) <a href="https://www.census.gov/quickfacts/fact/table/nm#">https://www.census.gov/quickfacts/fact/table/nm#</a> % of Support (2018 CNN Exit Polls) <a href="https://www.cnn.com/election/2018/exit-polls/">https://www.cnn.com/election/2018/exit-polls/</a>
LGBTQ+ People	6.4%	3	% in Total Population (2017 Gallup Daily Tracking Survey) <a href="https://williamsinstitute.law.ucla.edu/visualization/lgbt-stats/?topic=LGBT&amp;area=35#density">https://williamsinstitute.law.ucla.edu/visualization/lgbt-stats/?topic=LGBT&amp;area=35#density</a> % of Support (2018 Exit Polls) <a href="https://www.washingtonblade.com/2018/11/14/exit-polls-lgbt-people-make-up-6-percent-of-electorate-vote-democrat/">https://www.washingtonblade.com/2018/11/14/exit-polls-lgbt-people-make-up-6-percent-of-electorate-vote-democrat/</a>
People with Disabilities	12.9%	5	% in Total Population (2018 NM Dept of Health) <a href="https://nmhealth.org/publication/view/report/4442/">https://nmhealth.org/publication/view/report/4442/</a> % of Support (PEW Research) <a href="http://www.pewresearch.org/fact-tank/2016/09/22/a-political-profile-of-disabled-americans/">http://www.pewresearch.org/fact-tank/2016/09/22/a-political-profile-of-disabled-americans/</a>
Youth	33.5%	14	% in Total Population (Census) <a href="https://factfinder.census.gov/faces/tableservices/jsf/pages/productview.xhtml?src=bkmk">https://factfinder.census.gov/faces/tableservices/jsf/pages/productview.xhtml?src=bkmk</a> % of Support (DNC Data and Analytics Team)
Veterans	7%	3	% in Total Population (2018 Census Estimates) <a href="https://www.census.gov/quickfacts/fact/table/nm#">https://www.census.gov/quickfacts/fact/table/nm#</a> % of Support (2018 CNN Exit Polls) <a href="https://edition.cnn.com/election/2016/results/exit-polls/national/president">https://edition.cnn.com/election/2016/results/exit-polls/national/president</a>
Labor Union Members	8.2%	3	% in Total Population (BLS 2018 Report) <a href="https://www.bls.gov/news.release/pdf/union2.pdf">https://www.bls.gov/news.release/pdf/union2.pdf</a>

			% of Support (Used NM Democratic Support - From DNC Data and Analytics Team)* *NOTE: Union members seem to support Democratic candidates at about the same rate as our NM Democratic Support - refer to <a href="https://fivethirtyeight.blogs.nytimes.com/2011/02/26/the-effects-of-union-membership-on-democratic-voting/">https://fivethirtyeight.blogs.nytimes.com/2011/02/26/the-effects-of-union-membership-on-democratic-voting/</a>
Senior Citizens	15.4%	7	% in Total Population (2018 Census Estimates) <a href="https://www.census.gov/quickfacts/fact/table/nm#">https://www.census.gov/quickfacts/fact/table/nm#</a> % of Support (2016 CNN Exit Poll) <a href="https://edition.cnn.com/election/2016/results/exit-polls/new-mexico/president">https://edition.cnn.com/election/2016/results/exit-polls/new-mexico/president</a>
Rural Voters	22.6%	10	% in Total Population (BBER) <a href="https://bber.unm.edu/blog/?p=364">https://bber.unm.edu/blog/?p=364</a> % of Support (Used NM Democratic Support - From DNC Data and Analytics Team)* *Many of our rural counties are on one side of the political view spectrum, so using the NM Democratic Support number of 58% seem to even out the overall political leanings in these areas.

d) At-Large Delegates

When selecting the At-Large portion of the New Mexico Delegation, the demographic composition of all the other delegates (District-level, pledged PLEO, and Automatic) shall be compared with the DPNM’s representation goals. This comparison shall be used to facilitate employing an At-Large Delegate selection process that helps to achieve a representative balance of delegates. (Rule 11.A)

e) Other Outreach and Inclusion Activities in Delegate Selection

Although the selection of the at-large delegation may be used to fulfill the affirmative action goals established by this Plan, the DPNM will also conduct outreach and inclusion activities such as recruitment, education, and training at all levels of the delegate selection process. These activities are described in detail in the *DPNM Affirmative Action Plan & Outreach and Inclusion Programs* document. See also Section VIII, F.4. *Reaching Out to Historically Underrepresented Constituency Groups*. (Rule 6.A.3)

### 3) Educating Democrats About Delegate Selection

The DPNM will engage in a variety of efforts to educate Democrats in New Mexico about the Delegate Selection process. These efforts include, but are not limited to, the following:

- Conducting educational workshops
- Organizing a speakers' bureau
- Reaching out to community leaders
- Publishing an explanation of how to participate
- Ensuring participation is open to all Democrats
- Facilitating participation by new Democratic voters
- Developing a strategy for ongoing direct voter education

a) Conducting Educational Workshops

The DPNM will conduct well-publicized educational workshops in each of the New Mexico Congressional districts beginning **September 1, 2019**. (*Rule 3.A, Rule 3.C & Rule 3.D*) These workshops will:

- Be designed to encourage participation in the delegate selection process
- Inform potential delegate and alternate candidates that some financial assistance is available
- Be held in places that are easily accessible to persons with disabilities

The DPNM shall effectively **publicize** the times, dates, places, and rules for the conduct of all educational workshops, meetings, and other events involved in the delegate selection process.

This publicity shall include **mailings** to various organizations representative of the Democratic voting electorate, including County Party organizations and DPNM Caucuses and Affiliated Organizations.

b. Organizing a Speakers' Bureau

A speakers' bureau of volunteers from the DPNM will be organized to appear before groups, as needed, to provide information concerning the delegate selection process. This speakers' bureau shall be composed of individuals who are fully familiar with the delegate selection process, including the Affirmative Action Committee.

c. Reaching Out to Community Leaders

The DPNM's education efforts will include outreach to community leaders within the DPNM's constituencies. The DPNM will make sure that information about the delegate selection process is available to all Democratic clubs and all DPNM Caucuses and Affiliated Organizations representing specific constituencies.

d. Publishing an Explanation of How to Participate

The DPNM will publish a clear and concise explanation of how Democratic voters can participate in the delegate selection process, and will make the explanation available at no cost, in English and other languages as appropriate. *(Rule 1.H)* The DPNM shall also make copies of the following available at no cost:

- Current *DPNM Rules*
- *2020 DPNM Delegate Selection Plan* (and its attachments)
- *DPNM Affirmative Action Plan & Outreach and Inclusion Programs* document
- Relevant New Mexico statutes

**No later than March 1, 2020:** DPNM staff will prepare copies of documents related to the DPNM's delegate selection process.

DPNM staff and the Affirmative Action Committee will distribute the documents in the three Congressional Districts.

5. Ensuring Participation Is Open to All NM Democrats

Participation in the delegate selection process shall be open to all New Mexico voters who wish to participate as Democrats. Democratic voters shall be those persons who register as Democrats via New Mexico voter registration **by May 4, 2020**. *(Rule 2.A)*

6. Facilitating Participation by New Democratic Voters

The DPNM shall take all feasible steps to do the following *(Rule 2.C)*:

- Encourage non-affiliated voters and new voters to register,
- Provide simple procedures (through which these voters may do so) and
- Eliminate excessively long waiting periods for voters who wish to register or change their party affiliation

7. Developing a Strategy for Ongoing Direct Voter Education

The Affirmative Action Committee will develop a DPNM strategy that will provide education programs directly to voters who continue to experience any of the following *(Rule 4.B.5)*:

- Confusing timelines for registration
- Changing party affiliation deadlines
- Lack of awareness of the process for running for delegate

The purpose of this strategy is to ensure that all Democratic voters understand the rules and timelines, and their impact on voter participation in the delegate selection process. This DPNM strategy will be implemented **beginning September 1, 2019**.

## 4) Publicizing the Delegate Selection Process

### a. Information to be Publicized

DPNM shall direct special attention to publicizing the delegate selection process in New Mexico. Such publicity shall include (*Rule 3.C, Rule 3.D*):

- Information on eligibility to vote
- Information on how to become a candidate for delegate
- The date, time, and location of each stage of the delegate selection process
- Where to get additional information

This information will also be published in the DPNM communications and on the DPNM website.

Any DPNM organization, official, candidate, or member calling a meeting or scheduling an event shall effectively publicize the role that the meeting or event plays in the selection of delegates and alternates to the Democratic National Convention.

### b. Media Plan

DPNM shall have a *Delegate Selection Media Plan* (see *Attachment 2.1*) for using all available and appropriate resources to inform the general public how, when, and where to participate in the delegate selection process. Available and appropriate resources include – but are not limited to – social media, websites, newspapers, radio, and television. (*Rule 4.B.3, Rule 6.D*)

Specifically, the *Delegate Selection Media Plan* will provide details about how to qualify to run as a delegate candidate for the Democratic National Convention.

Regular updates shall be posted/released throughout the DPNM's delegate selection process to ensure that all interested persons receive broad and timely coverage and awareness about the process.

### c. Publicity Among Constituency Groups

As described in the *Delegate Selection Media Plan*, a priority effort shall be directed at publicity among New Mexico's Democratic Party constituencies. (*Rule 6.D*)

- i. Information about the delegate selection process will be posted on, and made available to, social and specialty media directed toward the Democratic constituency groups set forth in the *Introduction of the DPNM Affirmative Action Plan & Outreach and Inclusion Programs* document.
- ii. DPNM shall be responsible for the implementation of this publicity effort.

To provide adequate notice of the delegate selection process and to encourage the participation of minority groups, DPNM shall effectively publicize times, dates, places and rules for the conduct of event(s) involved in the delegate selection process.

Where necessary, such publicizing shall be done multilingually. The types of events to be publicized include meetings and conventions at all levels of DPNM.

d. Publishing Information on DPNM Website: NMDemocrats.org

**No later than September 1, 2019**, the DPNM will post information about the delegate selection process on its website.

**By September 1, 2019**, the DPNM will also publicize the website resource through press releases and communications to Party leaders, activists, and targeted constituencies.

Information to be posted on the website includes the following:

1. Materials designed to encourage participation
2. Materials designed to inform prospective delegate candidates
3. A summary explaining the role of the 2020 Democratic National Convention in nominating the Democratic Party's Presidential and Vice Presidential candidates and in adopting the National Platform
4. A summary of DPNM's delegate selection process, including all pertinent rules, dates, and filing requirements related to the process
5. A map of delegate districts, with information about how many delegates will be elected within each district
6. Filing forms or information on how to obtain the filing forms

## 5) Obligations of Presidential Candidates

a) Assist in Meeting Demographic Representation Goals

Presidential candidates shall assist DPNM in meeting the demographic representation goals reflected in the *DPNM Affirmative Action Plan and Outreach and Inclusion Programs* document. (Rule 6.H)

b. Submit a Written Statement on Full Participation Procedures

**By February 1, 2020**, each presidential candidate must submit to the DPNM Chair a written statement that identifies the specific steps the candidate will take to encourage full participation by their supporters in DPNM's delegate selection process. (Rule 6.H.1)

This written statement must include, but is not limited to, procedures by which a person may file as a candidate for delegate or alternate pledged to the presidential candidate.

c. Submit a Written Compilation of Delegate Candidates' Demographic Information

**No later than 5pm on May 31, 2020**, each presidential candidate must submit to the DPNM Chair a written compilation of demographic information with respect to all candidates for delegate and alternate pledged to them. (*Rule 6.H.2*)

Such demographic information shall be submitted in conjunction with the list of names approved for consideration as delegate and alternate candidates pledged to the presidential candidate. (*See Section III, Part A.5.b*)

d. Promote and Achieve DPNM Affirmative Action, Outreach and Inclusion, and Equal Division Goals

Presidential candidates shall use their best effort to ensure that their respective delegates, alternates, and standing committee members shall achieve the affirmative action goals reflected in the *DPNM Affirmative Action Plan & Outreach and Inclusion Programs* document. Presidential candidates shall also use their best effort to ensure that the number of men and the number of women in their respective delegations shall not differ by more than one (as determined by gender self-identification). (*Rule 6.C., Rule 6.I, Reg. 4.10*)

Presidential candidates shall also use their best efforts at the district level to approve delegate, alternate, and standing committee candidates who meet DPNM's applicable equal division and affirmative action considerations.

The purpose of meeting these goals is to promote and achieve DPNM's affirmative action, outreach and inclusion, and equal division goals for the New Mexico delegation.

e. Visit New Mexico Before the Primary

DPNM is committed to the success of our affirmative action and inclusion efforts. As part of this commitment, DPNM strongly encourages all presidential candidates to visit New Mexico at least once prior to the primary to learn about the various traditions, cultures, and people of New Mexico.

f. Develop Financial-Assistance Programs for Certain Delegates

DPNM strongly encourages all presidential candidates to develop plans and programs for providing financial assistance to their low- and moderate-income delegates/alternates, to help defray convention related expenses of those delegates/alternates who would otherwise be unable to participate in the National Convention.



## 6) Outreach and Inclusion Programs

### a) Achieving Full Participation in the Democratic Party

DPNM is committed to help all of the following groups of Americans achieve full participation in the Democratic Party (*Rule 5.C, Rule 6.A.3*):

- Those who have historically been explicitly denied the right to vote
- Those who have been subjected to discriminatory and exclusionary practices that have denied them voting rights and full participation in the delegate selection process and in other Democratic Party meetings, events, and elections
- Others who are also underrepresented in Democratic Party affairs

### b. Welcoming and Encouraging All Who Wish to Participate

DPNM is committed to the goal that all persons who wish to participate as Democrats understand they are welcome and encouraged to be a part of the delegate selection process and to be in the Democratic Party at the local, state, and national levels.

As part of this commitment, DPNM has developed *Outreach and Inclusion Programs* and is committed to fully implementing those programs. Full descriptions of these programs are provided in the *DPNM Affirmative Action Plans & Outreach and Inclusion Programs* document.

### c. Making Accommodations for People with Disabilities

DPNM will make accommodations to facilitate greater participation by people with disabilities. If participants with disabilities have specific needs, they are encouraged to contact DPNM so special arrangements can be made (if financially feasible). Educational materials and presentations and online publications will include information about how to contact DPNM. All events will be held in buildings that comply with ADA requirements.

Other accommodations are described in the *DPNM Affirmative Action Plans & Outreach and Inclusion Programs* document.

### d. Reaching Out to Historically Underrepresented Constituency Groups

In addition to the education, publicity, and other steps described in *Educating Democrats About the Delegate Selection Process* (p. 56) and *Publicizing the Delegate Selection Process* (p. 58), DPNM will proactively reach out to people from historically underrepresented constituency groups.

To heighten awareness about the delegate selection process and the Democratic Party's desire to have them fully participate, DPNM will design the *Outreach and Inclusion Programs* to proactively engage various Democratic constituencies, such as:

- African Americans
- Hispanics
- Native Americans
- LGBTQ+ Americans
- People with disabilities
- Youth
- Veterans
- Union members
- Senior citizens
- Rural voters

To engage and recruit people from these groups, DPNM will do the following:

- Deploy staff and volunteers to meet with organizations that reflect the diverse communities in New Mexico
- Make strong efforts to include all our constituency caucuses in the delegate selection process planning so they can serve as ambassadors in their communities
- Solicit advice from all our constituency caucuses
- DPNM Staff and the Affirmative Action Committee will design a Delegate Training program for people who are interested in becoming elected members of the New Mexico Delegation.
- Details about these recruitment, education, and training efforts are provided in the *DPNM Affirmative Action Plans & Outreach and Inclusion Programs* document.

5. Timetable of Dates in Section VIII

Date	Action
<b>March 1, 2019</b>	<i>(Completed February 28, 2019)</i> No later than this date, the DPNM Chair shall appoint an Affirmative Action Committee.
<b>March 16, 2019</b>	<i>(Completed February 28, 2019)</i> No later than this date, the DPNM Chair shall certify the compliance of the current (2017–2019) Affirmative Action Committee to the DNC R&B Committee. The DPNM Chair shall also submit demographic data & contact information of the current committee.
<b>March 18, 2019</b>	Draft 1 of <i>2020 NM Delegate Selection Plan</i> out for 30-day public review.
<b>April 17, 2019</b>	Thirty (30) day public review period ends.

<b>April 28, 2019</b>	Ten (10) new members of Affirmative Action Committee elected.
<b>May 3, 2019</b>	No later than this date, <i>2020 NM Delegate Selection Plan</i> must be submitted to DNC.
<b>May 28, 2019</b>	No later than this date, the DPNM Chair shall appoint 5 additional members to the new 2019–2021 Affirmative Action Committee.
<b>June 12, 2019</b>	No later than this date, the DPNM Chair shall certify in writing to the DNC R&B Committee the compliance of the new 2019–2021 Affirmative Action Committee. The DPNM Chair shall also submit the demographic data & contact information of the new committee members.
<b>September 1, 2019</b>	Implementation of the <i>DPNM Affirmative Action Plan &amp; Outreach and Inclusion Program</i> shall begin with distribution of Press Kits, publication of Delegate Selection Plan information on the DPNM website, wide-spread publicizing of the website resources, and the start of educational workshops.
<b>February 1, 2020</b>	No later than this date, each presidential candidate must submit to the DPNM Chair a written statement that identifies steps and procedures for their supporters to file as delegate/alternate candidates for that presidential candidate.
<b>March 1, 2020</b>	No later than this date, the DPNM and the Affirmative Action Committee will distribute copies of documents related to the DPNM’s delegate selection process in the three Congressional Districts.
<b>May 4, 2020</b>	Deadline for <b>registering as a Democrat</b> to be able to participate in the New Mexico Primary, and to be able to be elected as a member of the New Mexico Delegation.
<b>May 31, 2020</b>	<b>No later than 5pm</b> on this date, each presidential candidate must submit to the DPNM Chair the list of approved NM delegate/alternate candidates pledged to that presidential candidate with a written compilation of demographic information for those NM delegate/alternate candidates.

# Section IX: Challenges

## 1) Jurisdiction & Standing

- a) Challenges related to the delegate selection process are governed by the *Regulations of the DNC Rules and Bylaws Committee for the 2020 Democratic National Convention (Reg. Sec. 3)*, and the “Rules of Procedure of the Credentials Committee of the 2020 Democratic National Convention.” (*Call Appendix A*)
- b) Under Rule 21.B. of the *2020 Delegate Selection Rules*, the DNC Rules and Bylaws Committee has jurisdiction over challenges pertaining to the submission, non-implementation and violation of state Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program. (*Rule 21.B & Call Appendix A*)
- c) The Rules and Bylaws Committee has jurisdiction to hear and decide any challenge provided it is **initiated before the 56th day preceding the date of the commencement of the 2020 Democratic National Convention.** (*Call Appendix A & Reg. 3.1*)
- d) Challenges to the credentials of delegates and alternates to the 2020 Democratic National Convention initiated **on or after the 56th day preceding the date of commencement** of the Democratic National Convention shall be processed in accordance with the “Rules of Procedure of the Credentials Committee of the 2020 Democratic National Convention.” (*Call Appendix A*)
- e) Any challenge to the credentials of a standing committee member shall be considered and resolved by the affected standing committee in accordance with Appendix A of the *Call for the 2020 Democratic National Convention*. The Rules and Bylaws Committee shall have jurisdiction over challenges brought before the 56th day preceding the date of the commencement of the Democratic National Convention. (*Call VII.B.5*)
- f) Copies of the Regulations of the Rules and Bylaws Committee and/or the Call for the 2020 Democratic National Convention, including the Rules of Procedure of the Credentials Committee (*Appendix A*), shall be made available by the State Party upon reasonable request.
- g) **Any group of 15 Democrats** with standing to challenge as defined in Reg. 3.2 or the Call (*Appendix A, Sec. 2.A*), may bring a challenge to this Plan or to the implementation of this Plan, including its Affirmative Action provisions.

## 2) Challenges to the Status of the State Party and Challenges to the Plan

- a) A challenge to the status of the State Party Committee as the body entitled to sponsor a delegation from that state shall be filed with the Rules and Bylaws Committee **not later than 30 calendar days prior** to the initiation of the state’s delegate selection process. (*Rule 21.A & Reg. 3.4.A*)

- b) A challenge to the state's Delegate Selection Plan shall be filed with the Chair of the State Democratic Party and the Co-Chairs of the Rules and Bylaws Committee **within 15 calendar days after** the adoption of the Plan by the State Party. *(Reg. 3.4.B)*
- c) A challenge to a Plan must be brought in conformity with the Rules and the RBC Regulations, which should be consulted for a detailed explanation of challenge procedures.

### 3) Challenges to Implementation

- a) 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)*
- b) An implementation challenge brought before the Rules and Bylaws Committee is initiated by filing a written challenge with the State Party Committee and with the Rules and Bylaws Committee not later than 15 days after the alleged violation occurred. **The State Party has 21 days to render a decision. Within 10 days of the decision**, any party to the challenge may appeal it to the Rules and Bylaws Committee. If in fact, the State Party renders no decision, any party to the challenge may request the Rules and Bylaws Committee to process it. The request must be **made within 10 days after expiration of the above 21-day period**. *(Reg. 3.4.C, Reg. 3.4.E & Reg. 3.4.H)*
- c) Performance under an approved Affirmative Action Plan and Outreach and Inclusion Program and composition of the convention delegation shall be considered relevant evidence in the challenge to any state delegation. If a State Party has adopted and implemented an approved affirmative action program, the State Party shall not be subject to challenge based solely on delegation composition or primary results. (Rule 6.B) The procedures are the same for challenges alleging failure to properly implement the Affirmative Action Plan and Outreach and Inclusion Programs of a Plan, except that such challenges **must be filed not later than 30 days prior** to the initiation of the state's delegate selection process. *(Reg. 3.4.C)*
- d) Depending on the appropriate jurisdiction (see Section VIII.A. above), implementation challenges must be brought in conformity with the Regulations of the Rules and Bylaws Committee or the Rules of Procedure of the Credentials Committee, which should be consulted for a detailed explanation of challenge procedures.

# Section X: Summary of Plan

## 1) Selection of Delegates and Alternates

State will use a proportional representation system based on the results of the New Mexico Presidential Primary apportioning its delegates to the 2020 Democratic National Convention.

The “first determining step” of State’s delegate selection process will occur **on June 2<sup>nd</sup>, 2020** with a Primary.

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

Type	Delegates	Alternates	Date of Selection	Selecting Body
				Filing Requirements and Deadlines
District-Level Delegates	19	2	6/13/2020	Selecting Body: <b><i>Congressional District Post-Primary Convention</i></b>
District-Level Alternates			6/13/2020	Candidate must file Declaration of Candidacy form with DPNM no later than May 13 <sup>th</sup> , 2020 at 5pm
Automatic Party Leader and Elected Official Delegates*	11	n/a	n/a	Automatic by virtue of respective public or Party office as provided in Rule 9.A. of the 2020 Delegate Selection Rules.
Pledged Party Leaders and Elected Officials (PLEOs)	4	0	6/20/2020	Selecting Body: <b><i>State Post-Primary Convention</i></b>
				Candidate must file Declaration of Candidacy form with DPNM no later than May 20 <sup>th</sup> , 2020 at 5pm
At-Large Delegates	6	0	6/20/2020	Selecting Body: <b><i>State Post-Primary Convention</i></b>
At-Large Alternates			6/20/2020	Candidate must file Declaration of Candidacy form with DPNM no later than May 20 <sup>th</sup> , 2020 at 5pm

TOTAL Delegates and Alternates	##	2		
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\*Automatic Party Leader and Elected Official (PLEO) delegates includes the following categories, if applicable, who legally reside in the state: the Democratic National Committee Members, the Democratic President, the Democratic Vice President, all Democratic members of the U.S. House of Representatives and the U.S. Senate, the Democratic Governor, and any other Distinguished Party Leader as specified in Rule 9.A. of the *2020 Delegate Selection Rules*. The exact number of Automatic PLEO Delegates is subject to change due to possible deaths, resignations, elections or special elections.

## 2) 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	6/20/20	<p>Each Presidential candidate must submit to DPNM Chair at least 1 name for each slot they are entitled to by June 8, 2020 at 5pm.</p> <p><b>NOTE:</b> Due to late NM Primary, the DPNM State Central Committee will select temporary committee members at its Spring 2020 meeting. Those interested in serving as a temporary committee member must submit an application to DPNM no later than March 1, 2020 at 5pm.</p>

## 3) Selection of Delegation Chair and Convention Pages

The Delegation Chair will be selected by the National Convention Delegates **on June 20, 2020**.

Two (2) Convention Pages will be selected by the DPNM Chair **by June 20, 2020**.

## 4) Selection of Presidential Electors

Five (5) Presidential Electors will be selected nominated by the DPNM Chair and ratified to delegates to the State Post-Primary Convention **on June 20, 2020**.

## 5) Presidential Candidate Filing Deadline

There is no Filing Deadline for Presidential Candidates in New Mexico. Candidates can seek nomination by Committee. This committee will meet **no later than February 15<sup>th</sup>, 2020** to nominate and certify to the Secretary of State the names of all Democratic Presidential candidates “generally advocated and national recognized or supported by any major political party in the state as candidates of the major political parties participating in the presidential primary”. Should a candidate fail to be nominated at that meeting, he or she can petition on to the ballot **within 30 days of that Committee meeting**.

Presidential candidates must certify the name of their authorized representative(s) to the State Democratic Chair **by April 1<sup>st</sup>, 2020**.

## 6) Timetable

Date	Activity
<b>2019</b>	
<b>March 1</b>	Delegate Selection Affirmative Action Committee members are appointed by DPNM Chair.
<b>March 1</b>	List of Affirmative Action Committee members submitted to DNC Rules and Bylaws Committee.
<b>March 17</b>	Proposed Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program is tentatively approved for public comment by DPNM.
<b>March 18</b>	Public comments are solicited on the proposed Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program. Press releases are distributed announcing the public comment period.
<b>April 19</b>	Period for public comment on State Plan is concluded. Responses are compiled for review by DPNM.
<b>April 22-29</b>	DPNM reviews public comments and adopts revised Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program for submission to DNC Rules and Bylaws Committee. Press releases are mailed announcing the approval of the Plan.
<b>May 3</b>	Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program is forwarded to the DNC Rules and Bylaws Committee.



<b>September 13</b>	DPNM begins implementation of the Affirmative Action Plan and Outreach and Inclusion Program. Press kits, as described in the Affirmative Action Plan and Outreach and Inclusion Program, are sent to all state media.
<b>2020</b>	
<b>January 15</b>	Presidential candidates encouraged to reach out to DPNM by this date to let DPNM know of campaign intention to qualify for ballot via the 'nomination by committee' process.
<b>February 1</b>	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 DPNM not later than 30 days after their announcement.)
<b>March 1</b>	Delegate and alternate candidates may obtain the statement of candidacy and pledge of support forms and filing instructions from State Party Committee Headquarters, in person, by mail, or from State Party's web site at <a href="http://nmdemocrats.org">nmdemocrats.org</a> .
<b>April 1</b>	Presidential candidate deadline for certifying the name(s) of their authorized representative(s) to the State Party.
<b>May 5</b>	In-person voting begins for Presidential primary.
<b>June 2</b>	<b>Presidential preference primary.</b>
<b>April 23</b>	State Party certifies elected district-level delegates and alternates to the Secretary of the Democratic National Committee.
<b>May 13</b>	District-level delegate and alternate deadline for filing the statement of candidacy and pledge of support forms with State Party.
<b>May 20</b>	Pledged PLEO and at-large delegate or alternate candidate deadline for filing the statement of candidacy and pledge of support forms with State Party.
<b>May 20</b>	DPNM will convey to Presidential Campaign a list of all persons who have filed for district-level delegate or alternate pledged to that candidate.
<b>May 31</b>	Presidential Candidate – or authorized representative – must file a list of all approved district-level delegate candidates with DPNM

<b>June 1</b>	State Party provides list of PLEO and at-large delegate and alternate candidates to the respective Presidential candidates.
<b>June 6</b>	County Conventions Convene to select delegates to the Congressional District and State Conventions
<b>June 8</b>	Presidential candidates provide approved list of pledged PLEO delegate candidates to State Party.
<b>June 13</b>	Congressional District Conventions Convene in each district to select district-level delegates and alternates.
<b>June 20</b>	State Convention convenes. Pledged PLEO delegates selected. Following selection of PLEO delegates, presidential candidates provide approved list of at-large delegate and alternate candidates to State Party. State Convention selects at-large delegates and alternates. Presidential candidates submit lists of candidates for standing committee members to State Party. State Convention delegates will also select the Presidential Electors as nominated by the DPNM Chair.
<b>June 20</b>	National Convention delegation meeting Delegates select National Convention Standing Committee Members and Delegation Chair. State Chair names convention pages.
<b>June 23</b>	State Chair certifies in writing to the Secretary of the DNC the State’s Delegation Chair, Convention Pages and Standing Committee Members.
<b>June 27</b>	State Party certifies remainder of elected delegates and alternates (PLEOs and at-large), along with standing committee members, delegation chair, and convention pages.
<b>June 27</b>	State Party certifies in writing to the Secretary of the DNC the presidential preference of Pledged PLEOs and At-Large Delegates and Alternates.
<b>June 27</b>	State Party certifies in writing to the Secretary of the DNC the presidential preference (including uncommitted) of the state’s Automatic Delegates.
<b>June 29</b>	All Delegates and Alternates must submit their Delegate Pledge and Acceptance Forms to DPNM by this date (DPNM will provide a form for delegates to sign at the June 20 National Convention Delegation meeting).
<b>July 3</b>	DPNM will send Delegate Pledge and Acceptance form to Secretary of State’s office

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