

# NEBRASKA DELEGATE SELECTION PLAN

FOR THE 2020 DEMOCRATIC NATIONAL  
CONVENTION

ISSUED BY THE NEBRASKA DEMOCRATIC PARTY

Amended on April 5, 2020  
V.12

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# Section I

## Introduction & Description of Delegate Selection Process

### A. Introduction

1. Nebraska has a total of 33 delegates and 2 alternates, including a 20% allocation bonus to the base delegation due to the Nebraska Presidential Primary Election occurring on May 12, 2020 during Stage III of the presidential nominating process. (*Call I & Appendix B*)
2. The delegate selection process is governed by the Charter and Bylaws of the Democratic Party of the United States, the Delegate Selection Rules for the 2020 Democratic National Convention (“Rules”), the Call for the 2020 Democratic National Convention (“Call”), the Regulations of the Rules and Bylaws Committee for the 2020 Democratic National Convention (“Regs”), the Constitution and Bylaws of the Nebraska Democratic Party (“NDP”), the Nebraska Election Act, and this Delegate Selection Plan.
3. Following the adoption of this Delegate Selection Plan by the State Party Committee, the State Party shall submit the Plan for review and approval by the DNC Rules and Bylaws Committee (“RBC”). The NDP 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 NDP Chair and the Plan resubmitted to the RBC within 30 days or receipt of notice to the RBC’s findings. For purposes of this Delegate Selection Plan, “State Party Committee” shall mean the NDP State Central Committee, or if authority is delegated by the State Central Committee, the NDP State Executive Committee. (*Reg. 2.5, Reg. 2.6, & Reg 2.7*)
4. Once this Plan has been found in Compliance by the RBC, any amendment to the Plan by the NDP must be submitted to and approved by the RBC before it becomes effective. (*Reg 2.9*)

### B. Description of Delegate Selection Process

1. Nebraska will use a proportional representation system based on the results of the State Primary Election for apportioning delegates to the 2020 Democratic National Convention.
2. The “first determining step” of Nebraska’s delegate selection process will occur on May 12, 2020, with the Nebraska Presidential Primary Election.

### C. Voter Participation

1. Participation in Nebraska’s delegate selection process is open to all voters who wish to participate as Democrats. (*Rule 2.A and Rule 2.C.*)
  - a. The deadline to register to vote in the Nebraska Presidential Primary Election is:
    - 1) April 27, 2020 if registering by mail, online, by agent, by deputy registrar, or at the Department of Motor Vehicles or other state agencies or departments;
    - or

- 2) May 1, 2020, if registering in-person at the office of the election commissioner or county clerk.
  - b. Nebraska has voter registration by party. Voters select their party preference by indicating a political party affiliation on the voter registration application, and their preference is publicly recorded in a centralized voter registration list maintained by the Secretary of State. *(Rule 2.A & Reg. 4.3.A)*
  - c. Nebraska Revised Statute §32-912 provides that a political party may allow registered voters who are not affiliated with a political party to vote in the primary election of that party by adopting a rule allowing such voters to participate in the primary. The NDP adopted such a rule in 2016 for all future primary elections. *(Rule 2.A & Reg 4.3.B)*
  - d. To encourage participation by youth in the delegate selection process, any individual who will have turned 18 by the date of the general election will be allowed to participate in the delegate selection process. *(Reg. 4.3.C)*
  - e. At no stage of Nebraska's delegate selection process shall any person be required, directly or indirectly, to pay a cost or fee as a condition for participating. Voluntary contributions to the Party may be made, but under no circumstances shall a contribution be mandatory for participation. *(Rule 2.D & Reg. 4.4)*
  - f. 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)*
  - g. 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 selection process and in which all individual voters who wish to participate as Democrats are eligible to do so. *(Rule 2.F)*
  - h. No person shall vote in more than one (1) meeting which is the first meeting in the delegate selection process. *(Rule 3.E & Reg. 4.7)*
2. Nebraska is unique in that the state has a non-partisan, Unicameral Legislature. Since party caucuses are prohibited in the Legislature and its members are elected on a non-partisan ballot, the NDP will, from time to time, work with individual members of the Legislature registered as Democrats to take steps to seek enactment of legislation, rules, and policies to enhance voter and election security, including but not limited to:
  - a. Maintain secure and accurate state voter registration rolls, so that every eligible American who registers to vote has their personal information protected and secure; *(Rule 2.H.1)*

- b. Implement transparent and accurate voter registration list maintenance procedures that comply with federal requirements and ensure that every eligible voter stays on the rolls; *(Rule 2.H.2)*
  - c. Promote the acquisition, maintenance, and regular replacement of precinct based optical scan voting systems; *(Rule 2.H.3)*
  - d. Ensure that any direct recording electronic systems in place have a voter verified paper record; *(Rule 2.H.4)*
  - e. Implement risk limiting post-election audits such as manual audits comparing paper records to electronic records; *(Rule 2.H.5)*
  - f. Ensure that all voting systems have recognized security measures; *(Rule 2.H.6)*
  - g. Use accessible and secure voting machines that make it possible for individuals with disabilities to vote securely and privately. *(Rule 2.H.7)*
3. In accordance with the Democratic Party's requirement to assess and improve participation with respect to presidential preference and the delegate selection process, the NDP operates, with DNC assistance, 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 but not limited to efforts to: *(Rule 2.I and 2.I.1)*
- a. Expand access to voting, including by early voting, no excuse absentee, same-day voter registration, and voting by mail; *(Rule 2.I.1.a)*
  - b. Ensure that voting locations are accessible, fairly placed, and adequate in number, and have a sufficient number of voting machines; *(Rule 2.I.1.b)*
  - c. Speed up the voting process and minimize long lines; *(Rule 2.I.1.c)*
  - d. Eliminate onerous and discriminatory voter identification requirements; *(Rule 2.I.1.d)*
  - e. Count and include in the final total ballots from voters who are eligible to vote but cast their ballots in the wrong precinct, for offices for which they are eligible to vote; and *(Rule 2.I.1.e)*
  - f. Facilitate military and overseas voting. *(Rule 2.I.1.f)*
4. Nebraska allows for no excuse early voting, both in-person and by mail. The earliest date for a voter to request an early ballot for the Presidential Primary Election is January 13, 2020. Early ballots for the Presidential Primary Election will be available no later than April 6, 2020 for mail ballots and April 13, 2020 for in-person early voting. Requests for mail ballots must be received no later than 6:00 p.m. CDT on May 1, 2020. The last day for

in-person early voting is May 11, 2020, and all mail ballots must be returned no later than 8:00 p.m. CDT on May 12, 2020.

5. As part of encouraging participation in the delegate selection process by registered voters, the NDP has been supporting and is supporting efforts to make voter registration easier. Nebraska is unique in that the state has a non-partisan, Unicameral Legislature. Since party caucuses are prohibited in the Legislature and its members are elected on a non-partisan ballot, the NDP will, from time to time, work with individual members of the Legislature registered as Democrats to take steps to seek: *(Rule 2.I.2)*
  - a. Voter registration modernization, including online voter registration and automatic and same-day registration; *(Rule 2.I.2.a)*
  - b. Pre-registration of high school students so that they are already registered once they reach voting age; *(Rule 2.I.2.b)*
  - c. Restoration of voting rights to all people who have served the time for their criminal conviction, without requiring the payment of court fees or fines; *(Rule 2.I.2.c)* and
  - d. Same-day or automatic registration of voters for the Democratic presidential nominating process. *(Rule 2.I.2.d)*
6. The NDP has taken and will continue to take steps to ensure an open and inclusive process for the Presidential Primary Election, and has resisted and will continue to resist attempts to establish discriminatory voter identification requirements and other forms of voter suppression and disenfranchisement. Nebraska allows voters to switch parties at least as late as the voter registration deadline, and the NDP allows voters who are not affiliated with a political party to request a Democratic Party ballot in the Presidential Primary Election, as indicated in Section I.C.1.c of this Plan. *(Rule 2.J & Rule 2.J.1)*
7. 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. It shall be the responsibility of the NDP to select the dates and times and locating and confirming the availability of publicly accessible facilities for all such official meetings and events. The scheduling of all such official meetings and events shall take into account any religious observations that could significantly affect participation, and such meetings and events will begin and end at reasonable hours. *(Rule 3.A & Reg. 4.)*

## Section II Presidential Candidates

### A. Ballot Access

1. A presidential candidate gains access to the Nebraska Presidential Primary Election ballot by one of two methods:

- i. Any candidate who has been determined by the Secretary of State in his or her sole discretion to be generally advocated or recognized as candidates for the presidency in national news media throughout the United States will be automatically placed on the primary election ballot; or
  - ii. Any candidate not automatically placed on the ballot by the Secretary of State may be placed on the primary election ballot by filing a petition containing not less than three hundred (300) signatures of registered Democratic voters, with not less than one hundred (100) of such signatures coming from each of Nebraska’s three congressional districts, no later than March 12, 2020 with the Secretary of State. *(Rule 1.A.7, Rule 15.A, Rule 15.B, Rule 15.D, & Rule 15.E)*
2. “Uncommitted” will not automatically appear on the ballot as a presidential preference option, but write-in presidential candidates are allowed. *(Rule 11.C, Rule 14.A, Rule 14.C, Rule 14.D, Rule 14.E, & Rule 15.H)*

## **B. Other Requirements**

1. Each presidential candidate shall certify in writing to the NDP Chair, the name or names of his or her authorized representatives by March 31, 2020. *(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.I)*

## Section III Selection of Delegates and Alternates

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

1. Nebraska is allotted 20 district-level delegates and 2 district-level alternates, including a 20% allocation bonus to the base delegation due to the Nebraska Presidential Primary Election occurring on May 12, 2020 during Stage III of the presidential nominating process. *(Rule 8.C, Call I.B, Call I.C, Call I.I, & Appendix B)*
2. District-level delegates and alternates shall be elected by a two-stage post-primary convention system.
  - a. The First Stage is the election of State Convention Delegates and Alternates at the County Conventions. The NDP will conduct a county convention for each county using a phone or video conferencing service between May 17, 2020 and May 31, 2020, and shall certify the date of each county convention no later than April 20, 2020. Each County Convention Delegate shall designate a presidential preference when they register as a delegate with the NDP. The County Convention Delegates will elect State Convention Delegates and Alternates by roll call vote or by signed written ballot, caucusing by their presidential preference to elect the



number of State Convention Delegates and Alternates allocated to their preferred candidates.

State Convention Delegates and Alternates will be allocated in advance amongst the counties and legislative districts in accordance with the Constitution and Bylaws of the NDP. The Bylaws provide for the use of a weighted average of three criteria: 1) the number of votes cast for the Democratic nominee in the immediately preceding presidential election (Clinton, 2016); 2) the number of votes cast for the Democratic nominee in the immediately preceding gubernatorial election (Krist, 2018); and 3) the number of registered Democrats as of January 1 of the election year (2020). The allocation of State Convention Delegates and Alternates awarded to each county was determined by the NDP State Central Committee on January 18, 2020.

- b. The Second Stage is the election of National Convention Delegates and Alternates at the State Convention. The State Convention Delegates from each District will caucus by their presidential preference (as reflected by the results of the Presidential Primary Election) to elect their allocated number of National Delegates and Alternates. If no preference reaches the 15% threshold, the viability requirement shall be half the percentage of the vote received in that district by the front-runner. Eligibility to be elected as a District-Level Delegate, At-Large Delegate, or Alternate is restricted to those who voted in the Democratic Presidential Primary Election. The State Convention will be held June 13, 2020 and June 14, 2020 using a phone or video conferencing service. (*Rule 14.F*)

### 3. Apportionment of District-Level Delegates and Alternates

- a. Nebraska's district-level delegates and alternates are apportioned among the districts based on a formula giving equal weight to the average of the vote for the Democratic candidates in the 2012 and 2016 presidential elections and to Democratic Party registration as of January 1, 2020. This formula was selected due to Republican gerrymandering of Nebraska's congressional districts in 2011 and to encourage efforts to increase Democratic registration within the districts prior to 2020. (*Rule 8.A, Reg. 4.12, Reg. 4.11, & Appendix A*)
- b. The number of men and the number of women in the state's total number of district-level delegates will not vary by more than one. (*Rule 6.C.1 & Reg. 4.9*)
- c. The district-level delegates and alternates are apportioned to districts as indicated in the following table (See Exhibit A for detailed calculations):

District	Delegates			Alternates		
	Males*	Females*	Total	Males*	Females*	Total
#1	4	3	7	0	1	1
#2	4	5	9	1	0	1
#3	2	2	4	0	0	0
Total	10	10	20	1	1	2

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

Since both the first district and second district have an odd number of delegates, a higher number of female delegates were allocated to the second district because a higher percentage of Democratic electorate in the district is female – 59.4% of registered Democrats in the second district are female (per VAN 3/10/19), compared to 57.9% in the first district. To balance the delegates by gender, the first district was allocated a higher number of male delegates.

To allocate the district-level alternates between the first and second districts, the male alternate was allocated to the second district since it was allocated a higher number of female delegates. To balance the alternates by gender, the first district was allocated a female alternate.

- d. Between the First Stage and the Second Stage, allocation of delegates and alternates to the State Convention amongst the counties shall be in accordance with the NDP Bylaws, which provide for the use of a weighted average of three criteria: 1) the number of votes cast for the Democratic nominee in the immediately preceding presidential election (Clinton, 2016); 2) the number of votes cast for the Democratic nominee in the immediately preceding gubernatorial election (Krist, 2018); and 3) the number of registered Democrats as of January 1 of the election year (2020). (*Rule 8.B*)

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

- a. A district-level delegate and alternate candidate may run for election only within the district in which they are registered to vote. The NDP will ensure that all delegate and alternate candidates are registered as Democrats by confirming their party affiliation on the centralized voter registration list maintained by the Secretary of State. (*Rule 13.H*)
- b. An individual can qualify as a candidate for district-level delegate or alternate to the 2020 Democratic National Convention by filing a statement of candidacy designating their singular presidential preference and a signed pledge of support for the presidential candidate with the NDP. Delegate and alternate statements of candidacy will be available from the NDP office and at [www.nebraskademocrats.org](http://www.nebraskademocrats.org) on April 24, 2020. Statements must be returned and filed with the NDP at 3701 O Street, Suite 200, Lincoln, NE 68510, or via e-mail at

[delegate@nebraskademocrats.org](mailto:delegate@nebraskademocrats.org) by 5:00 p.m. CDT on May 26, 2020. A delegate or alternate candidate may modify their singular presidential preference by submitting an updated pledge of support no later than the filing deadline. (*Rule 13.B, Rule 15.F, & Reg. 4.23*)

- c. All candidates considered for district-level alternate positions must meet the same requirements as candidates for district-level delegate positions. (*Rule 13.C*)

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

- a. The NDP Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than 5:00 p.m. CDT on May 27, 2020, a list of all persons who have filed for delegate or alternate pledged to that presidential candidate. (*Rule 13.D & Rule 13.F*)
- b. Each presidential candidate, or that candidate's authorized representative(s), must then file with the NDP Chair by 5:00 p.m. CDT on May 29, 2020, 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. 4.25*)
- c. Failure to respond will be deemed approval of all delegate and alternate candidates submitted to the presidential candidate unless the presidential candidate, or the authorized representative(s), signifies otherwise in writing to the NDP Chair not later than 5:00 p.m. CDT on May 29, 2020.
- d. National convention delegate and alternate candidates removed from the list of bona fide supporters by a presidential candidate, or that candidate's authorized representative(s), may not be elected as a delegate or alternate at that level pledged to that presidential candidate. (*Rule 13.E & Reg. 4.24*)
- e. The NDP Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate has used their best efforts to ensure that their respective district-level delegate candidates and district-level alternate candidates meet the affirmative action and outreach and inclusion considerations and goals detailed in the Affirmative Action section of this Plan within three (3) business days of returning the list of approved district-level delegate candidates and district-level alternate candidates as indicated in Section III.A.5.b of this Plan.

## 6. Fair Reflection of Presidential Preference

- a. Presidential Primary - Proportional Representation Plan (*Rule 14.A, Rule 14.B, & Rule 14.D*)

The Nebraska Presidential Primary Election is a "binding" primary. Accordingly, delegate and alternate positions shall be allocated so as to fairly reflect the expressed presidential preference of the primary voters in each district. The

National Convention delegates and alternates selected at the district level shall be allocated in proportion to the percentage of the primary vote won in that district by each preference, except that preferences falling below a 15% threshold shall not be awarded any delegates or alternates.

- b. Within a district, if no presidential preference reaches a 15% threshold, the threshold shall be half the percentage of the vote received in that district by the front-runner. (*Rule 14.F*)

## 7. Selection of District-Level Delegates and Alternates

- a. Selection of the district-level delegates and alternates will occur at approximately 6:30 p.m. on June 13, 2020 during the Congressional District Caucuses at the State Convention, which is prior to the election of the pledged party leader and elected official (PLEO) delegates. The State Convention Delegates from each district will caucus by their presidential preference to elect their allocated number of district-level delegates and alternates. Voting shall be by signed written ballot, with delegates allowed to cast the number of votes equal to the number of delegate or alternate positions available. Cumulative voting shall not be permitted. A separate election shall be conducted for each gender, unless one or more candidates are non-gender binary, in which case a single election shall be held, with the delegate or alternate positions awarded to the highest vote-getting candidates in order, alternating by gender except in the case of a non-gender binary candidate, until all delegate or alternate positions are filled. (*Rule 8.E & Rule 13.G*)
- b. These delegates will be selected by the Congressional District Caucuses at the State Convention.

## 8. Equal Division of District-Level Delegates and Alternates

- a. To ensure the district-level delegates are equally divided between men and women (determined by gender self-identification), the gender of the first binary delegate elected in each district will be designated. At the time of election of delegates in the district the binary gender advantage will alternate as delegate positions are filled and the alternation shall continue across presidential preferences in order of vote-getting preference. In the case of non-binary gender delegates, they shall not be counted in either the male or female category. (*Rule 6.C, Rule 6.C.1, & Reg. 4.10*)
- b. The binary gender of the first delegate position to be assigned shall be pre-determined by coin toss by the District Chair with the call to be made by the designated representative of the winning presidential candidate. Once the allocation of district delegates among presidential preference(s) has been calculated, the remaining delegate positions can be assigned to the presidential preference(s), in order of vote won, alternating by binary gender. In the case a non-binary gender delegate is elected, they shall not be counted in either the male or female category.

- c. After the delegates are selected, the alternates will be awarded, using the same process described above.
9. The NDP 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 2020 Democratic National Convention within 10 days after their election. (*Rule 8.C & Call IV.A*)

## **B. Automatic Delegates**

### **1. Automatic Party Leaders and Elected Officials**

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

- (3) The NDP Chair shall certify in writing to the Secretary of the DNC the presidential preference of the state's Automatic delegates 10 days after the completion of the State's Delegate Selection Process. *(Call IV.C)*
2. For purposes of achieving equal division between delegate 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 & Reg. 4.9)*

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

1. Nebraska is allotted 3 pledged Party Leader and Elected Official (PLEO) delegates. *(Call I.D, Call I.E, & Appendix B)*
2. Pledged PLEO Delegate Filing Requirements
  - a. Individuals shall be eligible for the pledged PLEO delegate positions according to the following priority: big city mayors and state-wide elected officials (to be given equal consideration); state legislative leaders; state legislators; and other state, county, and local elected officials and party leaders. Automatic delegates who choose to run for PLEO delegate will be given equal consideration with big city mayors and state-wide elected officials. *(Rule 10.A.1 & Reg. 4.16)*
  - b. An individual can qualify as a candidate for a position as a pledged PLEO delegate by filing a statement of candidacy designating their singular presidential preference and a signed pledge of support for the presidential candidate with the NDP. Pledged PLEO statements of candidacy will be available from the NDP office and at [www.nebraskademocrats.org](http://www.nebraskademocrats.org) on April 24, 2020. Statements must be returned and filed with the NDP at 3701 O Street, Suite 200, Lincoln, NE 68510, or via e-mail at [delegate@nebraskademocrats.org](mailto:delegate@nebraskademocrats.org) by 5:00 p.m. CDT on May 26, 2020. Any candidate may modify their singular presidential preference by submitting an updated pledge of support no later than the filing deadline. *(Rule 10.A.3, Rule 15.G, Reg. 4.18, & Reg. 4.17)*
  - c. If persons eligible for pledged PLEO delegate positions have not already made known their presidential preference as candidates for district-level or at-large delegate positions, their preference shall be ascertained through the following alternative procedure: the NDP will require a signed pledge of support for a singular presidential candidate pursuant to state and federal party guidelines. The deadline for submitting a pledge of support shall be 15 minutes after the selection of all district-level delegates has been completed. *(Rule 10.A.3 & Reg. 4.17)*
3. Presidential Candidate Right of Review
  - a. The NDP Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than 15 minutes after the election of

district-level delegates on June 13, 2020, a list of all persons who have filed for a PLEO delegate pledged to that presidential candidate. (*Rule 10.A.3 & Rule 13.D*)

- b. Within 15 minutes after receiving the list of persons filed for PLEO delegate pledged to that presidential candidate, each presidential candidate, or that candidate's authorized representative(s), must file with the NDP Chair 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.D.3, Rule 13.E.2, & Reg. 4.25*)
- c. Failure to respond will be deemed approval of all delegate candidates submitted to the presidential candidate unless the presidential candidate or the authorized representative(s) signifies otherwise in writing to the NDP Chair not later than the time dictated by the actions in 3a and 3b above.
- d. The NDP 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.

#### 4. Selection of Pledged Party Leader and Elected Official Delegates

- a. The pledged PLEO slots shall be allocated among presidential preferences on the same basis as the at-large delegates. (*Rule 10.A.2, Rule 11.C, Rule 14.E, & Rule 14.F*)
- b. Selection of the pledged PLEO delegates will occur at approximately 2:00 p.m. CDT on June 14, 2020 at the State Convention, which is after the election of district-level delegates and alternates and prior to the selection of at-large delegates. If more than three (3) accepted candidates are available, the Convention will vote via roll call vote from the list of accepted candidates. Cumulative voting shall not be permitted. A separate election shall be conducted for each gender, unless one or more candidates are non-gender binary, in which case a single election shall be held, with the delegate positions awarded to the highest vote-getting candidates in order, alternating by gender except in the case of a non-gender binary candidate, until all delegate positions are filled. The top three (3) candidates receiving votes will be considered elected. If only three (3) accepted candidates exist, the convention may elect via a voice vote. (*Rule 10.A*)
- c. These delegates will be selected by the State Convention. (*Rule 10.B*)

5. The NDP Chair shall certify in writing to the Secretary of the DNC the election of the state's pledged Party Leader and Elected Official delegates to the 2020 Democratic National Convention within 10 days after their election. (*Rule 8.D & Call IV.A*)

## D. At-Large Delegates

1. Nebraska is allotted six (6) at-large delegates, including a 20% allocation bonus to the base delegation due to the Nebraska Presidential Primary Election occurring on May 12, 2020 during Stage III of the presidential nominating process. (*Rule 8.C, Call I.B, Call I.C, Call II, Appendix B, & Reg. 4.34*)
2. At-Large Delegate and Alternate Filing Requirements

An individual can qualify as a candidate for at-large delegate to the 2020 Democratic National Convention by filing a statement of candidacy designating their singular presidential preference and a signed pledge of support for the presidential candidate with the NDP. Delegate statements of candidacy will be available from the NDP office and at [www.nebraskademocrats.org](http://www.nebraskademocrats.org) on April 24, 2020. Statements must be returned and filed with the NDP at 3701 O Street, Suite 200, Lincoln, NE 68510, or via e-mail at [delegate@nebraskademocrats.org](mailto:delegate@nebraskademocrats.org) by 5:00 p.m. on May 26, 2020. A delegate candidate may modify their singular presidential preference by submitting an updated pledge of support no later than the filing deadline. (*Rule 13.A, Rule 13.B, Rule 15.G, Reg. 4.22, & Reg. 4.23*)

3. Presidential Candidate Right of Review
  - a. The NDP Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than 5:00 p.m. CDT on May 27, 2020, a list of all persons who have filed for at-large delegate pledged to that presidential candidate. (*Rule 13.D*)
  - b. Within 15 minutes after the election of pledged PLEO delegates on June 14, 2020, each presidential candidate, or that candidate's authorized representative(s), must file with the NDP Chair a list of all candidates for at-large delegate they have approved, provided that, at a minimum, two (2) names remain for every national convention delegate position to which the presidential candidate is entitled. (*Rule 13.D.4, Rule 13.E.2, & Reg. 4.25*)
  - c. Failure to respond will be deemed approval of all at-large delegate candidates submitted to the presidential candidate unless the presidential candidate or the authorized representative(s) signifies otherwise in writing to the NDP Chair not later than the time dictated by the actions in 3a and 3b above.
  - d. The NDP 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 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 as indicated in this Section.

4. Fair Reflection of Presidential Preference



- a. At-large delegate positions shall be allocated among presidential preferences according to the state-wide primary vote. *(Rule 11.C)*
- b. Preferences which have not attained a 15% threshold on a state-wide basis shall not be entitled to any at-large delegates. *(Rule 14.E)*
- c. If no presidential preference reaches a 15% threshold, the threshold shall be half the percentage of the statewide vote received by the front-runner. *(Rule 14.F)*
- d. If a presidential candidate otherwise entitled to an allocation is no longer a candidate at the time of selection of the at-large delegates, their allocation will be proportionally divided among the other preferences entitled to an allocation. *(Rule 11.C)*
- e. If a given presidential preference is entitled to one (1) or more delegate positions but would not otherwise be entitled to an alternate position, that preference shall be allotted one (1) at-large alternate position. *(Rule 19.B, Call I.I, Reg. 4.34, & Reg. 4.36)*

## 5. Selection of At-Large Delegates

- a. The selection of the at-large delegates will occur approximately 30 minutes after the selection of the PLEO delegates on June 14, 2020 at the State Convention, which is after all pledged PLEO delegates have been selected. If more accepted candidates are available than at-large delegate positions allowed, the Convention will vote via roll call vote from the list of accepted candidates. Cumulative voting shall not be permitted. A separate election shall be conducted for each gender, unless one or more candidates are non-gender binary, in which case a single election shall be held, with the delegate positions awarded to the highest vote-getting candidates in order, alternating by gender except in the case of a non-gender binary candidate, until all delegate positions are filled. If the accepted candidates do not exceed the number of allowed positions for at-large delegates, then the convention may elect via a voice vote. *(Call III)*
- b. These delegates will be selected by the State Convention. *(Rule 8.E & Rule 11.B)*
- c. Priority of Consideration
  - (1) In the selection of the at-large delegation, priority of consideration shall be given to African Americans, Hispanics, Native Americans, Asian Americans and Pacific Islanders, and women, if such priority of consideration is needed to fulfill the affirmative action goals outlined in this Plan. *(Rule 6.A.3)*
  - (2) To continue the Democratic Party's ongoing efforts to include groups historically under-represented in the Democratic Party's affairs and to assist in the achievement of full participation by these groups, priority of consideration shall be given other groups by virtue of race, sex,

age, color, creed, national origin, religion, ethnic identity, sexual orientation, gender identity and expression, economic status, or disability. (*Rule 5.C, Rule 6.A.3, & 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, & Reg. 4.9*)
  - (4) Delegates and alternates are to be considered separate groups for this purpose. (*Rule 6.C.1, Rule 11.A, Reg. 4.9, & Reg. 4.20*)
6. The NDP Chair shall certify in writing to the Secretary of the DNC the election of the state's at-large delegates and alternates to the 2020 Democratic National Convention within 10 days after their election. (*Rule 8.C & Call IV.A*)

#### **E. Replacement of Delegates and Alternates**

1. A pledged delegate or alternate may be replaced according to the following guidelines:
  - a. Permanent Replacement of a Delegate: (*Rule 19.D.3*)
    - (1) A permanent replacement occurs when a delegate resigns or dies prior to or during the national convention and the alternate replaces the delegate for the remainder of the National Convention
    - (2) Any alternate permanently replacing a delegate shall be of the same presidential preference 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 NDP, by the

authorized representative of the presidential candidate to whom they are pledged. (*Rule 19.D.2*)

b. Temporary Replacement of a Delegate: (*Rule 19.D.4*)

- (1) A temporary replacement occurs when a delegate is to be absent for a limited period of time during the convention and an alternate temporarily acts in the delegate's place.
- (2) Any alternate who temporarily replaces a delegate must be of the same presidential preference 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.

c. The following system will be used to select permanent and temporary replacements of delegates: (*Rule 19.D.1*)

- (1) The delegate chooses the alternate, or if the delegate is absent or declines to choose an alternate;
- (2) The delegation chooses the alternate, with the alternate who receives the highest number of votes becoming the delegate.

d. Certification of Replacements

- (1) Any alternate who permanently replaces a delegate shall be certified in writing to the Secretary of the DNC by the NDP Chair. (*Rule 19.D.3*)
- (2) Permanent replacement of a delegate (as specified above) by an alternate and replacement of a vacant alternate position shall be certified in writing by the NDP Chair to the Secretary of the DNC within three (3) days after the replacement is selected. (*Call IV.D.1*)
- (3) Certification of permanent replacements will be accepted by the Secretary up to 72 hours before the first official session of the Convention is scheduled to convene. (*Call IV.D.1 & Reg. 4.35*)
- (4) In the case where a pledged delegate is permanently replaced after 72 hours before the time the first session is scheduled to convene or, in the case where a pledged delegate is not on the floor of the Convention Hall at the time a roll call vote is taken, an alternate may be designated (as specified above) to cast the delegate's vote. In such case, the Delegation Chair shall indicate the name of the alternate casting the respective delegate's vote on the delegation tally sheet. (*Call IX.F.3.e, Call IX.F.3.c, & Reg. 5.6*)

- e. A vacant alternate position shall be filled by the delegation. The replacement shall be of the same presidential preference, of the same gender, and, to the extent possible, from the same political subdivision as the alternate being replaced. *(Rule 19.E)*
2. Automatic delegates shall not be entitled to a replacement, nor shall the state be entitled to a replacement, except under the following circumstances: *(Call IV.D.2 & Reg. 4.37)*
    - a. Members of Congress and the Democratic Governor shall not be entitled to name a replacement. In the event of changes or vacancies in the state's Congressional Delegation, following the official confirmation and prior to the commencement of the National Convention, the DNC Secretary shall recognize only such changes as have been officially recognized by the Democratic Caucus of the U.S. House of Representatives or the Democratic Conference of the U.S. Senate. In the event of a change or vacancy in the state's office of Governor, the DNC shall recognize only such changes as have been officially recognized by the Democratic Governors' Association. *(Call IV.D.2.a)*
    - b. Members of the Democratic National Committee shall not be entitled to a replacement, nor shall the state be entitled to a replacement, except in the case of death of such delegates. In the case where the state's DNC membership changes following the DNC Secretary's official confirmation, but prior to the commencement of the 2020 Democratic National Convention, acknowledgment by the Secretary of the new DNC member certification shall constitute verification of the corresponding change of Automatic delegates. *(Call IV.D.2.b)*
    - c. Automatic distinguished Party leader delegates allocated to the state pursuant to Rule 9.A.5 shall not be entitled to name a replacement, nor shall the state be entitled to name a replacement. *(Call IV.D.2.c)*
    - d. In no case may an alternate cast a vote for an Automatic delegate. *(Call IX.F.3.e)*

## Section IV Convention Standing Committee Members

### A. Introduction

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

## B. Temporary Standing Committee Members

1. Temporary members for the Convention Standing Committees will be selected by the NDP State Central Committee at its March 2020 meeting (originally scheduled in Fremont, Nebraska; changed to phone/online meeting due to CoronaVirus outbreak). The meeting shall be open to the public and well publicized in accordance with this Plan. Members of the NDP State Central Committee shall receive timely notice of the meeting in accordance with the NDP Constitution and Bylaws. (*Call VII.G.2*)
2. Any Democrat may apply for a position as a temporary member of the standing committees. Persons wishing to be considered must submit an application to the NDP at 3701 O Street, Suite 200, Lincoln, NE 68510, or via e-mail at [delegate@nebraskademocrats.org](mailto:delegate@nebraskademocrats.org) with their name, address, phone number, and e-mail, along with the committee or committees for which they wish to be considered, no later than February 14, 2020.
3. The male and female membership of the standing committees shall be as equally divided among men and women (determined by self-identification as possible. The selection of the temporary members shall assure that since the number of temporary members is odd (3 total members), the variance between men and women may not exceed one (1). A separate election shall be conducted for temporary membership on each standing committee, starting with the Credentials Committee, followed by the Platform Committee and the Rules Committee, in that order. The winner of each election shall be the candidate receiving the most votes, hence the binary gender of the temporary Credentials Committee and Platform Committee members may determine the binary gender of the temporary Rules Committee member. The described alternation of binary genders may not be used to exclude a gender non-binary candidate from consideration for a temporary committee position. Gender non-binary committee members shall not be counted as either a male or a female, and the remainder of the standing committee members shall be equally divided between male gender (men) and female gender (women). (*Call VII.E.1 & Call VII.E.2*)
4. Temporary members serve only in the event that the respective standing committee is called to meet prior to completion of the state's delegate selection process and subsequent selection of permanent standing committee members. No temporary member may continue to serve after the selection of the permanent standing committee members unless they are elected as a permanent member. (*Call VII.G.3*)
5. Temporary members selected after the first determining step has occurred in a state shall reflect the Presidential preferences so established. (*Call VII.G.3*)
6. The NDP Chair shall certify the temporary standing committee members in writing to the Secretary of the DNC within three (3) days after their selection. Substitutions in a state's list of temporary members may only be made up to ten (10) days prior to the time the standing committee meets. Substitute temporary standing committee members will be selected at a meeting of the NDP State Central Committee in accordance with the provisions outlined above. (*Call VII.B.3 & Call G.4*)

## C. Standing Committee Members

### 1. Selection Meeting

- a. The members of the standing committees shall be elected by a quorum of Nebraska's National Convention delegates, at a meeting to be held on June 14, 2020 using a phone or video conferencing service. (*Call VII.B.1*)
- b. All members of the delegation shall receive adequate notice of the time, date, and place of the meeting to select the standing committee members. (*Call VII.B.1*)

### 2. Allocation of Members

- a. The members of the standing committees allocated to Nebraska shall proportionately represent the presidential preference of all candidates receiving the threshold percentage used in the state's delegation to calculate the at-large apportionment pursuant to Rule 14.E of the Delegate Selection Rules. (*Call VII.C.1 & Reg. 5.9*)
- b. The presidential preference of each candidate receiving the applicable percentage or more within the delegation shall be multiplied by the total number of standing committee positions allocated to Nebraska. If the result of such multiplication does not equal 0.455 or above, the presidential preference in question is not entitled to representation on the standing committee. If the result of such multiplication is 0.455 but less than 1.455, the presidential preference is entitled to one (1) position. Those preferences securing more than 1.455 but less than 2.455 are entitled to two (2) positions, etc. (*Call VII.C.2*)
- c. Where the application of this formula results in the total allocation exceeding the total number of committee positions, the presidential candidate whose original figure of representation is farthest from its eventual rounded-off total shall be denied that one (1) additional position. Where the application of this formula results in the total allocation falling short of the total number of committee positions, the presidential candidate whose original figure of representation is closest to the next rounding level shall be allotted an additional committee position. (*Call VII.C.3*)
- d. Standing committee positions allocated to a presidential candidate shall be proportionately allocated, to the extent practicable, to each of the three (3) standing committees. When such allocation results in an unequal distribution of standing committee positions by candidate preference, a drawing shall be conducted to distribute the additional positions. (*Call VII.C.4*)

### 3. Presidential Candidate Right of Review

- a. Each presidential candidate, or that candidate's authorized representative(s), shall be given adequate notice of the date, time, and location of the meeting of the state's delegation authorized to elect standing committee members. (*Call VII.D.1*)

- b. Each presidential candidate, or that candidate's authorized representative(s), must submit to the NDP Chair, by 4:00 p.m. CDT on June 14, 2020, a minimum of one (1) name for each slot awarded to that candidate for members of such committee. The delegation shall select the standing committee members from among names submitted by the presidential candidates. Presidential candidates shall not be required to submit the name of more than one (1) person for each slot awarded to such candidate for members of standing committees. (*Call VII.D.2*)

#### 4. Selection Procedure to Achieve Equal Division

- a. Presidential candidates shall use their best efforts to ensure that their respective delegation of standing committee members shall achieve Nebraska's affirmative action goals and that their respective members are equally divided between the men and women determined by gender self-identification. (*Rule 6.I & Reg. 4.10*)
- b. The members of the standing committees shall be assigned by binary gender as self-identified. The selection of the members shall assure that since the number of members is odd (3 total members), the variance between men and women may not exceed one (1). A separate election shall be conducted for membership on each standing committee, starting with the Credentials Committee, followed by the Platform Committee and the Rules Committee, in that order. The winner of each election shall be the candidate receiving the most votes, hence the binary gender of the Credentials Committee and Platform Committee members may determine the binary gender of the Rules Committee member. The described alternation of binary genders may not be used to exclude a gender non-binary candidate from consideration for a committee position. Gender non-binary committee members shall not be counted as either a male or female, and the remainder of the standing committee members shall be equally divided between male gender (men) and female gender (women). (*Call VII.E.1 & Call VII.E.2*)

#### 5. Certification and Substitution

- a. The NDP Chair shall certify the standing committee members in writing to the Secretary of the DNC within three (3) days after their selection. (*Call VII.B.3*)
- b. No substitutions will be permitted in the case of standing committee members, except in the case of resignation or death. Substitutions must be made in accordance with the rules and the election procedures specified in this section, and must be certified in writing to the Secretary of the DNC within three (3) days after the substitute member is selected but not later than 48 hours before the respective standing committee meets, except in the case of death. (*Call VII.B.4*)

## Section V Delegation Chair and Convention Pages

### A. Introduction

Nebraska will select one (1) individual to serve as Delegation Chair and two (2) individuals to serve as Convention Pages. (*Call IV.E, Call IV.F.1, & Appendix C*)

### B. Delegation Chair

1. Selection Meeting
  - a. The Delegation Chair shall be selected by a quorum of the state's National Convention Delegates, at a meeting to be held on June 14, 2020 using a phone or video conferencing service. (*Call IV.E*)
  - b. All members of the delegation shall receive timely notice of the time, date, and place of the meeting to select the Delegation Chair. (*Rule 3.C*)
2. The NDP Chair shall certify the Delegation Chair in writing to the Secretary of the DNC within three (3) days after their selection. (*Call IV.E*)

### C. Convention Pages

1. Two (2) individuals will be selected to serve as Nebraska's Convention Pages by the NDP Chair in consultation with the members of the DNC from the state. This selection will take place on June 14, 2020. (*Call IV.F.3, Appendix C, & Reg. 5.7.B*)
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 NDP Chair shall certify the individuals to serve as Nebraska's Convention Pages in writing to the Secretary of the DNC within three (3) days after the selection. (*Call IV.F.3 & Reg. 5.7.B*)

## Section VI Presidential Electors

### A. Introduction

Nebraska will select five (5) individuals to serve as Presidential Electors for the 2020 Presidential election. Two (2) Presidential Electors are allocated to the presidential and vice-presidential candidates who received the highest number of votes in the state, and one (1) Presidential Elector



is allocated to the presidential and vice-presidential candidates who received the highest number of votes in each of Nebraska's three (3) Congressional Districts.

## **B. Selection of Presidential Electors**

1. The Presidential Electors shall be selected on June 14, 2020 at the State Convention.
  - a. The State Convention delegates from each of Nebraska's three (3) Congressional Districts shall caucus to select one person properly affiliated with the Democratic Party and legally eligible to serve for nomination by the State Convention to represent such district as a Presidential Elector in the Electoral College, and to recommend one person properly affiliated with the Democratic Party and legally eligible to serve for nomination by the State Convention to represent the State of Nebraska at-large as a Presidential Elector in the Electoral College. The Congressional District Chair shall certify such selection and recommendation to the Chair of the Convention Committee to Recommend Nominations of Presidential and Vice-Presidential Electors.

Per the NDP Bylaws, the Chair of the Convention Committee to Recommend Nominations of Presidential and Vice-Presidential Electors is selected by the State Executive Committee with the approval of the State Central Committee. At least sixty days prior to State Convention, each Congressional District Caucus of the State Central Committee shall elect two temporary members to serve on the Convention Committee to Recommend Nominations of Presidential and Vice-Presidential Electors. In order to serve as a permanent member of the committee, a temporary member must be elected as a State Convention delegate or alternate. Any temporary member not elected as a delegate or alternate to State Convention shall be replaced by their Congressional District Caucus at State Convention.

- b. The Convention Committee to Recommend Nominations for Presidential and Vice-Presidential Electors shall nominate to the State Convention delegates a total of five (5) Presidential Electors: three (3) Congressional District electors, and two (2) at-large electors. For Congressional District electors, the Committee shall accept the selection of the Congressional District Caucus. For at-large electors, the Committee shall give preference to the recommendations of each Congressional District Caucus.
    - c. The State Convention delegates shall vote on the nominations of the Convention Committee to Recommend Nominations for Presidential and Vice-Presidential Electors. Nominations may also be made from the floor by any State Convention delegate.
2. Following the selection of Presidential Electors at State Convention, the convention officers shall certify the names of the electors to the Governor and the Secretary of State.  
*(Call VIII)*

### C. Affirmation

1. Each candidate for Presidential Elector shall certify in writing that they will vote for the election of the Democratic Presidential and Vice Presidential nominees. (*Call VIII*)
2. In the selection of the Presidential Electors, the NDP will ensure that 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. Nebraska Revised Statute §32-713 also requires that each Presidential Elector execute a pledge to mark their ballots for President and Vice President for the presidential and vice-presidential candidates who received the highest number of votes in the state if an at-large elector and the highest number of votes in their Congressional District if a Congressional District elector. A presidential elector who refuses to present a ballot, who attempts to present an unmarked ballot, or who attempts to present a ballot marked in violation of his or her pledge vacates the office of presidential elector. (*Call VIII*)

## Section VII

### General Provisions and Procedural Guarantees

- A. The NDP reaffirms its commitment to an open party by incorporating the “six basic elements” as listed below. As our Party strives to progress in the fight against discrimination of all kinds, these six basic elements have evolved and grown along with the constant push for more inclusion and empowerment. These provisions demonstrate the intention of the Democratic Party to ensure a full opportunity for all minority group members to participate in the delegate selection process. (*Rule 4.A, Rule 4.B, & Rule 4.C*)
  1. All public meetings at all levels of the NDP should be open to all members of the Democratic Party regardless of race, sex, age, color, creed, national origin, religion, ethnic identity, sexual orientation, gender identity and expression, economic status, or disability (hereinafter collectively referred to as “status”). (*Rule 4.B.1*)
  2. No test for membership in, nor any oaths of loyalty to, the NDP should be required or used which has the effect of requiring prospective or current members of the Democratic Party to acquiesce in, condone, or support discrimination based on “status”. (*Rule 4.B.2*)
  3. The time and place for all public meetings of the NDP on all levels should be publicized fully, and in such manner, as to assure timely notice to all interested persons. Such meetings must be held in places accessible to all Party members and large enough to accommodate all interested persons. (*Rule 4.B.3*)
  4. The NDP, on all levels, should support the broadest possible registration without discrimination based on “status”. (*Rule 4.B.4*)
  5. The NDP should publicize fully and in such 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 NDP will be fully and adequately informed of the pertinent procedures in time to participate in each selection procedures at all levels of the Democratic Party organization. As part of this, the NDP should develop a strategy to provide education programs directly to voters who continue to experience confusing timelines for registration, changing party affiliation deadlines, or lack of awareness of the process for running for delegate, to ensure all Democratic voters understand the rules and timelines and their impact on voter participation. *(Rule 4.B.5)*

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

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

C. Nebraska’s delegation shall be equally divided between delegate men and delegate women, and alternate men and alternate women, i.e. 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. All delegate and alternate candidates must be identified as to presidential preference at all levels which determine presidential preference. *(Rule 13.A)*

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

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

G. Each delegate, alternate, and standing committee member must be a bona fide Democrat, registered to vote as a Democrat in Nebraska, 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 12.H, Call VII.A.4, & Reg. 4.26)*

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

- I. Article VIII of the NDP Constitution specifically disallows the use of proxy voting at “any level of party organization”. Hence, no proxy voting is to be used in any of the selection of delegates, alternates, or standing committee members to the Democratic National Convention. (*Rule 17 & Reg. 4.32*)
- J. Article VIII of the NDP Constitution specifically disallows the use of the unit rule at “any level of party organization”, and Nebraska Revised Statute §32-719 prohibits the use of the unit rule at county and state conventions. Hence, the unit rule, or any rule or practice whereby all members of a Party unit or delegation may be required to cast their votes in accordance with the will of a majority of the body, shall not be used at any stage of the delegate selection process. (*Rule 18.A*)
- K. Any individual or group of Democrats may sponsor or endorse a slate of candidates for convention delegates. But no slate may, by virtue of such endorsement, receive a preferential place on a delegate selection ballot or be publicly identified on the ballot as the official Democratic Party organization slate, and all slates must meet identical qualifying requirements for appearing on a ballot at all levels of the delegate selection process. (*Rule 18.B*)
- L. All steps in the delegate selection process, including the filing of presidential candidates, must take place within the calendar year of the Democratic National Convention, except with respect to implementation of the Affirmative Action Plan and Outreach and Inclusion Programs. (*Rule 1.F & Rule 12.B*)
- M. In electing and certifying delegates and alternates to the 2020 Democratic National Convention, the NDP hereby undertakes to assure all Democratic voters in Nebraska a full, timely, and equal opportunity to participate in the delegate selection process and in all Party affairs and to implement affirmative action and outreach and inclusion plans toward that end; that the delegates and alternates to the Convention shall be selected in accordance with the Delegate Selection Rules for the 2020 Democratic National Convention; and that the delegates certified will not publicly support or campaign for any candidate for President or Vice President other than the nominees of the Democratic National Convention. (*Call II.B*)

## Section VIII

### Affirmative Action Plan and Outreach and Inclusion Program

#### A. Statement of Purpose and Organization

##### 1. Purpose and Objectives

- a. To make sure that the NDP at all levels is an open Party which includes rather than excludes people from participation, a program of effective affirmative action is hereby adopted by the NDP. (*Rule 5.A*)
- b. Discrimination on the basis of “status” in the conduct of Democratic Party affairs is prohibited. (*Rule 5.B*)
- c. All public meetings at all levels of the NDP should be open to all members of the Democratic Party regardless of race, sex, age, color, creed, national origin,

religion, ethnic identity, sexual orientation, gender identity and expression, economic status, or disability (hereinafter collectively referred to as “status”).  
(*Rule 4.B.1*)

- d. Consistent with the Democratic Party’s commitment to including groups historically under-represented in the Democratic Party’s affairs, by virtue of race, sex, age, color, creed, national origin, religion, ethnic identity, sexual orientation, gender identity and expression, or disability, Nebraska has established goals for these groups. (*Rule 5.C & Reg. 4.8*)
- e. To encourage full participation by all Democrats in the delegate selection process and in all Party affairs, the NDP has adopted and will implement programs with specific goals and timetables for African Americans, Hispanics, Native Americans, Asian Americans and Pacific Islanders, and women. To further encourage full participation in the process, the NDP has established goals and timetables for other underrepresented groups, including the LGBTQ+ community, people with disabilities, and youth. (*Rule 6.A & Rule 7*)
  - (1) The goal of the programs shall be to encourage participation in the delegate selection process and in Party organizations at all levels by the aforementioned groups as indicated by their presence in the Democratic electorate. (*Rule 6.A.1*)
  - (2) For the delegate selection process, “Youth” is defined as any participant younger than 36 at the time of election.
  - (3) For the delegate selection process, individuals identifying as Native Americans shall be required to be enrolled in a federally-recognized or state-recognized tribe.
  - (4) These goals shall not be accomplished either directly or indirectly by the Party’s imposition of mandatory quotas at any level of the delegate selection process or in any other Party affairs. (*Rule 6.A.2*)

## 2. Organizational Structure

- a. A Committee on Inclusion shall be appointed by the NDP Chair on March 1, 2019. (*Rule 6.F*)
- b. The NDP Chair shall certify in writing to the Rules and Bylaws Committee of the DNC the compliance of Nebraska’s Committee on Inclusion with Rules 5.C, 6.A, & 7, and submit the names, demographic data, and contact information of the members no later than 15 days after their appointment. (*Reg 2.2.J*)
- c. The Committee on Inclusion shall consist of members who are regionally diverse and represent the Democratic constituency groups set forth in the Introduction to the Affirmative Action Plan and Outreach and Inclusion Program. (See

Attachment A for list of committee members and relevant demographic information.)

- d. The Committee on Inclusion shall be responsible for:
    - (1) Helping develop and design the proposed Affirmative Action Plan and Outreach and Inclusion Program and making recommendations to the NDP Chair.
    - (2) Directing the implementation of all requirements of the Affirmative Action Plan and Outreach and Inclusion Program section of this Plan.
    - (3) Implementing a specific outreach and financial assistance program for persons of low and moderate income to encourage their participation and representation in the national convention delegation. (*Rule 6.G*)
    - (4) Ensuring, on behalf of the State Party Committee, that district lines used in the delegate selection process are not gerrymandered to discriminate against African Americans, Hispanics, Native Americans, Asian Americans and Pacific Islanders, and women. (*Rule 6.E*)
  - e. Financial and staff support for the Committee on Inclusion shall be provided by the State Party Committee to the greatest extent feasible, including, but not limited to, making available on a priority basis, the NDP staff and volunteers, and covering all reasonable costs incurred in carrying out this Plan.
3. Implementation of the Affirmative Action Plan and Outreach and Inclusion Program shall begin on September 13, 2019, with the distribution of the press kits, and will continue through the end of the delegate selection process. (*Rule 1.F*)

## **B. Representation Goals**

1. In cooperation with the DNC, the NDP has determined the demographic composition of African Americans, Hispanics, Native Americans, and Asian Americans and Pacific Islanders in Nebraska's Democratic electorate. Because exit polls are rarely conducted in Nebraska, the composition of the Democratic electorate and corresponding representation goals for ethnic and racial minority groups were calculated using 2018 Census Population Estimates, American Community Survey 5-year Estimates, and voter registration totals according to the Secretary of State as of March 1, 2019. These calculations also utilize 2012 national Gallup polling which shows that many ethnic and minority groups are registered as Democrats at a higher percentage than the overall electorate. (See <https://news.gallup.com/poll/160373/democrats-racially-diverse-republicans-mostly-white.aspx>, Exhibit B for explanation and calculation) These constituency percentages shall be established as goals for representation in the state's convention delegation (*Rule 6.A*)

2. In cooperation with the DNC, the NDP has determined the demographic composition of members of the LGBTQ+ community, people with disabilities, and youth in Nebraska’s Democratic electorate. The NDP has chosen to establish these percentages as goals for representation in the state’s convention delegation. Because exit polls are rarely conducted in Nebraska, the composition of the Democratic electorate and corresponding representation goal for LGBTQ+ Nebraskans is calculated using 2017 national Gallup polling, 2018 national NBC News exit polling, and voter registration totals according to the Secretary of State as of March 1, 2019, the composition of the Democratic electorate and corresponding representation goal for People With Disabilities is calculated using American Community Survey 1-year Estimates and voter registration totals according to the Secretary of State as of March 1, 2019, and the composition of the Democratic electorate and corresponding representation goal for Youth is based off the percentage of registered Democrats between the ages of 18 and 36 in VAN as of 3/10/19. (See <https://news.gallup.com/poll/203513/vermont-leads-states-lgbt-identification.aspx>, <https://www.nbcnews.com/feature/nbc-out/record-lgbt-support-democrats-midterms-nbc-news-exit-%20poll-shows-n934211>, and Exhibit B for explanation and calculation) (Rule 7 & Reg. 4.8.C.iii)

3. Methodology

	African Americans	Hispanics	Native Americans	Asian Americans & Pacific Islanders	LGBTQ+ Americans	People with Disabilities	Youth
% in Democratic Electorate	10.16%	11.35%	0.86%	2.8%	7.66%	12%	29.8%
Numeric Goals for Delegation	4	4	1	1	3	4	10

In determining the demographic composition of Nebraska’s Democratic electorate, the NDP sought to identify the percentage of registered Democrats in Nebraska within each demographic group (African Americans, Hispanics, Native Americans, Asian and Pacific Islanders, members of the LGBTQ+ community, people with disabilities, and youth). For most demographic groups, the NDP utilized data from the United States Census Bureau (either 2018 Census Population Estimates or American Community Survey data) to identify the total statewide population for each group, and multiplied those totals by the percentage of Nebraskans who were registered to vote according to the Secretary of State as of March 1, 2019. The totals were then multiplied by the percentage of each demographic group estimated to be registered as Democrats, utilizing national Gallup polling data for ethnic and racial minority groups, and assuming that people with disabilities are registered as Democrats at the same rate as the non-disabled population. Because the LGBTQ+ population is not quantified in Census Bureau data, the NDP instead utilized 2017 national Gallup polling to identify the total statewide population for the LGBTQ+ population, and then multiplied that total by the percentage of Nebraskans who were registered to vote according to the Secretary of State as of March 1, 2019. This

total was then multiplied by the percentage of LGBTQ+ voters estimated to be registered as Democrats utilizing 2018 national NBC News exit polling data.

Because the most recent Census Bureau data does not group Nebraska's population in a way that enables an accurate determination of the percentage of the population that is defined as "Youth" in Section VIII.A.1.e(2), the NDP instead identified the percentage of registered Democrats in Nebraska who are Youth based off the percentage of registered Democrats between the ages of 18 and 36 in VAN as of March 10, 2019.

4. When selecting the at-large portion of the delegation, the demographic composition of the other delegates (district-level, pledged PLEO, and Automatic) shall be compared with the NDP's goals to achieve an at-large selection process that helps to bring about a representative balance.
5. Although the selection of the at-large delegation may be used to fulfill the affirmative action goals established by this Plan, the NDP will conduct outreach and inclusion activities such as recruitment, education, and training at all levels of the delegate selection process. (*Rule 6.A.3*)

### **C. Efforts to Educate on the Delegate Selection Process**

1. Well-publicized educational workshops will be conducted in each of Nebraska's three congressional districts beginning in September 2019. These workshops will be designed to encourage participation in the delegate selection process, including apprising potential delegate and alternate candidates of the availability of financial assistance. These workshops will be held in places that are easily accessible to persons with disabilities. The times, dates, places, and rules for the conduct of all education workshops, meetings, and other events involved in the delegate selection process shall be effectively publicized by the NDP and include mailings to various organizations representative of the Democratic voting electorate. (*Rule 3.A, Rule 3.C, & Rule 3.D*)
2. A speaker's bureau of volunteers from the NDP, including the Committee on Inclusion and other party officials who are fully familiar with the process, will be organized to appear before groups, as needed, to provide information concerning the process.
3. The NDP's education efforts will include outreach to community leaders within the Democratic Party's constituencies and making sure that information about the delegate selection process is available to Democratic clubs and Affiliated Caucus Organizations representing specific constituencies.
4. The NDP will publish and make available at no cost a clear and concise explanation of how Democratic voters can participate in the delegate selection process. As well, the NDP shall also make available copies of the NDP Constitution and Bylaws, the Delegate Selection Plan (and its attachments), the Affirmative Action Plan and Outreach and Inclusion Program, and relevant state statutes at no cost. Copies of documents related to Nebraska's delegate selection process will be prepared and the NDP and Committee on Inclusion will distribute them in the various delegate districts not later than February 1, 2020. (*Rule 1.H*)



5. Participation in the delegate selection process shall be open to all voters who wish to participate as Democrats. Democratic voters shall be those persons who publicly declare their Party preference and have that preference publicly recorded. *(Rule 2.A)*
6. The NDP shall take all feasible steps to encourage non-affiliated voters and new voters to register or enroll, to provide simple procedures through which they may do so, and to eliminate excessively long waiting periods for voters who wish to register or to change their party enrollment status. *(Rule 2.C)*
7. The Committee on Inclusion will develop a NDP strategy to be implemented beginning September 13, 2019 that will provide education programs directly to voters who continue to experience confusing timelines for registration, changing party affiliation deadlines, or lack of awareness of the process for running for delegate, to ensure all Democratic voters understand the rules and timelines and their impact on voter participation. *(Rule 4.B.5)*

#### **D. Efforts to Publicize the Delegate Selection Process**

1. The NDP shall direct special attention to publicizing the delegate selection process in Nebraska. Such publicity shall include information on eligibility to vote and how to become a candidate for delegate, the time and location of each stage of the delegate selection process, and where to get additional information. The foregoing information will also be published in NDP communications and on the NDP website. The Party organization, official, candidate, or member calling a meeting or scheduling an event shall effectively publicize the role that such meeting or event plays in the selection of delegates and alternates to the Democratic National Convention. *(Rule 3.C & Rule 3.D)*
2. The NDP shall have a Delegate Selection Media Plan for using all available and appropriate resources, such as social media, websites, newspapers, radio, and television, to inform the general public how, when, and where to participate in the delegate selection process. Specifically, the Delegate Selection Media Plan will provide details as to how to qualify to run as a delegate candidate. Regular updates should be posted/released throughout the state's delegate selection process to ensure broad and timely coverage and awareness about the process to all interested persons. *(Rule 4.B.3 & Rule 6.D)*
3. A priority effort, as described in the Delegate Selection Media Plan, shall be directed at publicity among the Democratic Party's constituencies.
  - a. Information about the delegate selection process will be posted on and made available to social and specialty media directed toward the Democratic constituency groups set forth in the introduction of this Affirmative Action Plan and Outreach and Inclusion Program.
  - b. The NDP shall be responsible for the implementation of this publicity effort. For purposes of providing adequate notice of the delegate selection process, the times, dates, places, and rules for the conduct of conventions and other meetings shall be effectively publicized, multi-lingually where necessary, to encourage the participation of minority groups. *(Rule 6.D)*

4. Not later than September 13, 2019, the NDP will make information about the delegate selection process available on its website and publicize the resource through press releases and communications to Party leaders, activists, and targeted constituencies. Information to be posted on the website will include:
  - a. materials designed to encourage participation and inform prospective delegate candidates;
  - b. a summary explaining the role of the 2020 Convention in nominating the Party's Presidential and Vice Presidential candidates and adopting the National Platform;
  - c. a summary of the NDP's delegate selection process, including all pertinent rules, dates, and filing requirements related to the process;
  - d. a map of delegate districts and how many delegates will be elected within each district, along with filing forms or information on how to obtain the filing forms.

#### **E. Obligations of Presidential Candidates to Maximize Participation**

1. Presidential candidates shall assist the NDP in meeting the demographic representation goals reflected in the Affirmative Action Plan and Outreach and Inclusion Program. *(Rule 6.H)*
2. Each presidential candidate must submit a written statement to the NDP Chair by February 14, 2020 which indicates the specific steps they will take to encourage full participation by their supporters in Nebraska's delegate selection process, including, but not limited to, procedures by which persons may file as candidates for delegate or alternate pledged to the presidential candidate. *(Rule 6.H.1)*
3. Each presidential candidate must submit demographic information with respect to all candidates for delegate and alternate pledged to them. Such information shall be submitted in conjunction with the list of names approved for consideration as delegate and alternate candidates pledged to the presidential candidate. *(Rule 6.H.2)*
4. Presidential candidates shall use their best effort to ensure that their respective delegations within Nebraska's delegate, alternate, and standing committee delegations shall achieve the affirmative action goals reflected in the Affirmative Action Plan and Outreach and Inclusion Program and 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). Furthermore, presidential candidates shall use their best efforts at the district level to approve delegate, alternate, and standing committee candidates who meet applicable equal division and affirmative action considerations to promote and achieve Nebraska's affirmative action, outreach, and inclusion goals and equal division for their respective delegations. *(Rule 6.C, Rule 6.I, & Reg. 4.10)*

## F. Outreach and Inclusion Program

1. The NDP is committed to help achieve full participation of those groups of Americans who have historically been explicitly denied the right to vote or who have been subjected to discriminatory and exclusionary practices that have denied them voting rights and full participation in the delegate selection process and other Party meetings, events, and elections, along with other groups of Americans who are also underrepresented in Party affairs.
2. As such, the NDP has developed outreach and inclusion programs and is committed to fully implementing the programs so that all persons who wish to participate as Democrats understand they are welcome and encouraged to be a part of the delegate selection process and in the Party at the local, state, and national levels.
3. Such programs shall include recruitment, education, and training in order to achieve full participation by such groups in the delegate selection process and at all levels of party affairs for 2020 and beyond.
4. As part of these programs, outreach and inclusion efforts will be directed at all Democratic constituencies, including groups that consider race, color, ethnicity, national origin, religion, gender, age, disability, creed, marital status, sexual orientation, gender identity, genetic information, familial or parental status, and/or veteran status.
5. The NDP will make accommodations to facilitate greater participation by people with disabilities and those who face other barriers to participation, including ensuring that all facilities used as part of the delegate selection process are ADA accessible and offer free parking, using large screens and microphones at meetings and events, and making printed information available on site. In addition, NDP contact information will be made available for individuals to make additional accessibility requests, including interpreter services.
6. In addition to the education, publicity, and other steps described above, the NDP will work in conjunction with its Affiliated Caucus Organizations to reach out to constituencies as part of the delegate selection process.

## Section IX Challenges

### A. Jurisdiction & Standing

1. Challenges related to the delegate selection process are governed by the *Regulations of the DNC Rules and Bylaws Committee for the 2020 Democratic National Convention (Reg. Sec. 3)*, and the “Rules of Procedure of the Credentials Committee of the 2020 Democratic National Convention.” (*Call Appendix A*)
2. Under Rule 21.B of the *2020 Delegate Selection Rules*, the DNC Rules and Bylaws Committee has jurisdiction over challenges pertaining to the submission, non-

implementation, and violation of the state Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program. (*Rule 21.B & Call Appendix A*)

3. The Rules and Bylaws Committee has jurisdiction to hear and decide any challenge provided it is initiated before the 56<sup>th</sup> day preceding the date of the commencement of the 2020 Democratic National Convention. (*Call Appendix A & Reg. 3.1*)
4. Challenges to the credentials of delegates and alternates to the 2020 Democratic National Convention initiated on or after the 56<sup>th</sup> day preceding the date of the commencement of the Democratic National Convention shall be processed in accordance with the “Rules of Procedure of the Credentials Committee of the 2020 Democratic National Convention.” (*Call Appendix A*)
5. Any challenge to the credentials of a standing committee member shall be considered and resolved by the affected standing committee in accordance with Appendix A of the *Call for the 2020 Democratic National Convention*. The Rules and Bylaws Committee shall have jurisdiction over challenges brought before the 56<sup>th</sup> day preceding the date of the commencement of the Democratic National Convention. (*Call VII.B.5*)
6. Copies of the Regulations of the Rules and Bylaws Committee and/or the Call for the 2020 Democratic National Convention, including the Rules of Procedure of the Credentials Committee (*Appendix A*), shall be made available by the NDP upon reasonable request.
7. Any group of 15 Democrats with standing to challenge as defined in Reg. 3.2 or the Call (*Appendix A, Sec. 2.A*), may bring a challenge to this Plan or to the implementation of this Plan, including its Affirmative Action provisions.

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

1. A challenge to the status of the State Party Committee as the body entitled to sponsor a delegation from Nebraska shall be filed with the Rules and Bylaws Committee not later than thirty (30) calendar days prior to the initiation of Nebraska’s delegate selection process. (*Rule 21.A & Reg. 3.4.A*)
2. A challenge to Nebraska’s Delegate Selection Plan shall be filed with the NDP Chair and the Co-Chairs of the Rules and Bylaws Committee within fifteen (15) calendar days after the adoption of the Plan by the NDP. (*Reg. 3.4.B*)
3. A challenge to a Plan must be brought in conformity with the Rules and the RBC Regulations, which should be consulted for a detailed explanation of challenge procedures.

## **C. Challenges to Implementation**

1. A challenge may be brought alleging that a specific requirement of an approved Plan has not been properly implemented. Jurisdiction over all challenges initiated in a timely fashion shall reside with either the Rules and Bylaws Committee or the Credentials Committee of the National Convention (*See Section VII.A above*). However, the Rules and

Bylaws Committee may provide advice, assistance, or interpretations of the Delegate Selection Rules at any stage of the delegate selection process. (*Reg. 3.1.C*)

2. An implementation challenge brought before the Rules and Bylaws Committee is initiated by filing a written challenge with the State Party Committee and with the Rules and Bylaws Committee not later than fifteen (15) days after the alleged violation occurred. The NDP has twenty-one (21) days to render a decision. Within ten (10) days of the decision, any party to the challenge may appeal it to the Rules and Bylaws Committee. If in fact, the NDP renders no decision, any party to the challenge may request the Rules and Bylaws Committee to process it. The request must be made within ten (10) days after expiration of the above 21-day period. (*Reg. 3.4.C, Reg. 3.4.E, & Reg. 3.4.H*)
3. Performance under an approved Affirmative Action Plan and Outreach and Inclusion Program and composition of the convention delegation shall be considered relevant evidence in the challenge to any state delegation. If the NDP has adopted and implemented an approved affirmative action program, the NDP 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 thirty (30) days prior to the initiation of Nebraska's delegate selection process. (*Reg. 3.4.C*)
4. Depending on the appropriate jurisdiction (*See Section VIII.A above*), implementation challenges must be brought in conformity with the Regulations of the Rules and Bylaws Committee or the Rules of Procedure of the Credentials Committee, which should be consulted for a detailed explanation of challenge procedures.

## Section X Summary of Plan

### A. Selection of Delegates and Alternates

Nebraska will use a proportional representation system based on the results of the State Primary Election for apportioning delegates to the 2020 Democratic National Convention.

The “first determining step” of Nebraska’s delegate selection process will occur on May 12, 2020, with the Nebraska Presidential Primary Election.

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

Type	Delegates	Alternates	Date of Selection	Selecting Body
				Filing Requirements and Deadlines
District-Level Delegates District-Level Alternates	20	2	6/13/20 6/13/20	Selecting Body: Congressional District Caucuses at State Convention Statements of Candidacy will be available from the offices of the NDP and on the NDP website on April 24, 2020. The deadline for submission to the NDP will be May 26, 2020. (for details, see the Plan)
Automatic Party Leader and Elected Official Delegates*	4	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 (PLEO)	3	n/a	6/14/20	Selecting Body: State Convention Statements of Candidacy will be available from the offices of the NDP and on the NDP website on April 24, 2020. The deadline for submission to the NDP will be May 26, 2020 or 15 minutes after the selection of the District-Level Delegates. (for more details, see the Plan)
At-Large Delegates	6	0	6/14/20	Selecting Body: State Convention Statements of Candidacy will be available from the offices of the NDP and on the NDP website on April 24, 2020. The deadline for submission to the NDP will be May 26, 2020. (for details, see the Plan)
TOTAL Delegates and Alternates	33	2		

\* Automatic Party Leader and Elected Official (PLEO) delegates includes the following categories, if applicable, who legally reside in Nebraska: 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.

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

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

Members Per Committee	Total Members	Selection Date	Filing Requirements and Deadlines
1	3	Temporary Members March 2020 (date TBA)	Persons wishing to be considered for a committee position must submit an application to the NDP no later than February 14, 2020. The NDP State Central Committee shall select the temporary members from among the applicants.
		Permanent Members 6/14/20	Presidential candidates must submit at least one name for each committee position by 4:00 p.m. CDT on June 14, 2020. The National Convention Delegates shall select the permanent committee members from the list submitted.

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

The Delegation Chair will be selected by the National Convention Delegates on June 14, 2020.

Two (2) Convention Pages will be selected by the NDP Chair on June 14, 2020.

**D. Selection of Presidential Electors**

Five (5) Presidential Electors will be selected by the State Convention on June 14, 2020.

**E. Presidential Candidate Filing Deadline**

Presidential candidates not automatically placed on the ballot by the Secretary of State must file a petition containing not less than three hundred (300) signatures of registered Democratic voters, with not less than one hundred (100) of such signatures coming from each of Nebraska’s three congressional districts, no later than March 13, 2020. (*Rule 11.B & Rule 14.E*)

Presidential candidates must certify the name of their authorized representative(s) to the NDP Chair by March 31, 2020.

## F. Timetable

Date	Activity
2018	
December 8	State Central Committee approves creation of a Special Committee to draft proposed Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program.
December 8	State Central Committee authorizes State Executive Committee to schedule public comment period, approve Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program.
2019	
January 5	NDP Chair appoints Delegate Selection Plan Special Committee members.
January 26	Delegate Selection Plan Special Committee meets to review first draft of proposed Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program.
February 10	Delegate Selection Plan Special Committee holds conference call to review second draft of proposed Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program.
February 23	Delegate Selection Plan Special Committee holds conference call to review third draft of proposed Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program.
March 1	NDP Chair appoints members of the Committee on Inclusion.
March 10	Delegate Selection Plan Special Committee holds conference call to review fourth draft of proposed Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program.
March 14	Delegate Selection Plan Special Committee submits proposed Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program to the Committee on Inclusion for review and comment.
March 14	Proposed Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program are tentatively approved for public comment by State Executive Committee.
March 15	NDP submits names, contact information, and demographic data for members of the Committee on Inclusion to DNC Rules and Bylaws Committee.
March 20	Public comments are solicited on the proposed Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program. Press releases are sent out announcing the public comment period.
April 19	Period for public comment on State Plan is concluded. Responses are compiled by NDP staff for review by the Delegate Selection Plan Special Committee and Committee on Inclusion.
April 22	Delegate Selection Plan Special Committee and Committee on Inclusion review public comments, formulate recommendations, and prepare report for the State Executive Committee.
April 30	State Executive Committee adopts revised Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program. Press releases are sent out announcing approval of the Plan.
May 3	Delegate Selection and Affirmative Action Plan and Outreach and Inclusion Program is forwarded to the DNC Rules and Bylaws Committee.
September	Educational workshops on Nebraska's delegate selection process begin.



Date	Activity
September 13	NDP 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.
September 13	Information about the delegate selection process made available on the NDP website and publicized through press releases and communications to NDP leaders, activists, and targeted constituencies.
2020	
January 13	Earliest date for voters to request an early ballot to be mailed to them.
February 1	Copies of documents related to Nebraska's delegate selection process made available and distributed in each congressional district.
February 14	Presidential candidate deadline to submit a written statement to the NDP Chair specifying steps the candidate will take to encourage full participation in the delegate selection process.
February 14	Deadline for individuals wishing to apply for a temporary National Convention Standing Committee Member position to submit an application to the NDP.
March TBA	State Central Committee selects temporary National Convention Standing Committee Members.
March 6	DNC confirms the names of the automatic delegates who legally reside in Nebraska to the NDP Chair.
March 12	Presidential candidate deadline for candidates not automatically placed on the ballot by the Secretary of State to file a petition to be placed on the primary election ballot.
March 31	Presidential candidate deadline for certifying the name(s) of their authorized representative(s) to the NDP.
April 6	Deadline for early ballots to be made available for mailing.
April 13	Deadline for early ballots to be made available for in-person early voting.
April 24	Delegate and alternate candidates may obtain the statement of candidacy and pledge of support forms from the NDP in person, by mail, or from the NDP website, <a href="http://www.nebraskademocrats.org">www.nebraskademocrats.org</a> .
April 27	Voter registration deadline for individuals registering by mail, online, by agent, by deputy registrar, or at the Department of Motor Vehicles or other state agencies or departments.
May 1	Voter registration deadline for individuals registering in-person at the office of the election commissioner or county clerk.
May 1	Requests for early ballots must be received no later than 6:00 p.m. CDT
May 11	Last day for in-person early voting
May 12	Mail ballots must be returned no later than 8:00 p.m. CDT
May 12	<b>Nebraska Presidential Primary Election</b>
May 17-31	County Convention Window. Delegates and alternates to State Convention elected based off the results of the primary.
May 26	Deadline for district-level delegate and alternate candidates to file statement of candidacy and pledge of support forms with the NDP.
May 26	Deadline for pledged PLEO delegate candidates to file statement of candidacy form with the NDP.
May 26	Deadline for at-large delegate candidates to file statement of candidacy and pledge of support forms with the NDP.
May 27	NDP Chair provides list of district-level delegate and alternate candidates to the respective presidential candidates.

Date	Activity
May 27	NDP Chair provides list of at-large delegate candidates to the respective presidential candidates.
May 29	Presidential candidate deadline to provide list of approved district-level delegate and alternate candidates to the NDP.
June 13	State Convention convenes.
June 13	State Convention. District caucuses elect district-level delegates and alternates. Following election of district-level delegates, the NDP provides list of pledged PLEO delegate candidates to the respective presidential candidates, and presidential candidates provide approved list of pledged PLEO delegate candidates to the NDP.
June 14	State Convention selects pledged PLEO delegates. Following selection of PLEO delegates, presidential candidates provide approved list of at-large delegate candidates to the NDP.
June 14	State Convention selects at-large delegates.
June 14	State Convention selects presidential electors.
June 14	Presidential candidates submit lists of candidates for permanent standing committee members to the NDP.
June 14	National Convention Delegation meeting at State Convention. Delegates select permanent standing committee members and delegation chair. NDP Chair names convention pages.
June 17	NDP Chair certifies in writing to the Secretary of the DNC Nebraska's delegation chair, convention pages, and permanent standing committee members.
June 19	NDP Chair certifies in writing to the Secretary of the DNC Nebraska's elected district-level delegates and alternates, PLEO delegates, and at-large delegates.
June 19	NDP Chair certifies in writing to the Secretary of the DNC the presidential preference of the state's automatic delegates.