

## Section III

### Selection of Delegates and Alternates

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

1. West Virginia is allocated 13 district-level delegates and 2 district-level alternates.  
*(Rule 8.C, Call I.B, I.I, & Appendix B)*
2. District-level delegates and the state's two (2) alternates shall be elected at the post primary district level caucuses by state delegates to the WV Democratic State Convention on June 14, 2024, at the Charleston Civic Center, Charleston, WV.

The processes which leads to the election of the district-level delegates and alternates to the national convention are as follows:

- a. Mass County Conventions: WV Democratic State Convention delegates are selected by registered Democrats at mass county conventions to be held on March 16, 2024 in each county.

Each county will have a predetermined number of state delegates that they can elect. The delegates shall be elected according to WV State Code §3-5-21 with the added exception of being equally divided. The WVSDEC, by resolution, shall designate the place and fix the date of the convention, shall prescribe the number and gender of delegates thereto, and shall apportion the delegates among the several counties of the state in proportion to the vote cast in the state for the party's candidate for Governor at the last preceding general election at which a Governor was elected.

The party's county executive committee shall call a meeting of the members of the political party in mass convention in the county, which meeting shall be held on March 16, 2024, and at which meeting the members of the party in each magisterial district shall elect the number of delegates to which the district is entitled in the state convention.

The meeting place in the county shall be as central and convenient as can reasonably be selected, and all recognized members of the Democratic party in that county shall be entitled to participate in the mass convention and in the selection of delegates. Notice of the time and place of holding the county mass convention and of the person who shall act as temporary chairman thereof shall be given by publication as provided for in WV State Code 3-5-21, and specify the number of delegates which each magisterial district in the county is entitled to elect to the state convention.

Upon assembling, the mass convention of the county shall choose a chairperson and a secretary.

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If a vacancy exists for a delegate from any magisterial district, the party's county executive committee, within ten days after the mass convention, shall appoint a member of the party in the magisterial district to fill the vacancy.

All contests over the selection of delegates to the convention shall be addressed as provided for in WV State Code 3-5-21.

For counties that do not have a county executive committee to hold a mass convention, outreach will be done to encourage Democrats in that county to apply to be a delegate to the state convention. If the number of applicants are less than the number of state convention delegates allocated to that county, maintaining equal division requirements, all applicants will be accepted as state convention delegates. However, if there are more applicants than state delegates allocated to that county, the State Executive Committee will hold a virtual meeting for those applicants similar to the mass county convention, in which the applicants can elect their own delegates to the state convention.

- b. Primary: On May 14, 2024, the state of WV will hold a state run primary. All eligible Democrats may participate, as well as registered unaffiliated voters that request the Democratic Party ballot.
- c. Filing to be a national delegate: Those interested in being a delegate to the national convention shall file their Statement of Candidacy (Attachment 1) with the WV Democratic Party which includes their singular presidential candidate, or that they are uncommitted, as well as their pledge of support. The deadline for filing is May 15, 2024. Candidacy applications may be received by email at [dnc2024@wvdemocrats.com](mailto:dnc2024@wvdemocrats.com) or mailed to WVDP, PO Box 11926, Charleston WV 25339 and received by May 15, 2024. The State Party will ensure that each candidate is a registered Democrat by confirming with the Secretary of State or the County Clerk of the applicant's county.
- d. State Convention: The WV Democratic State Convention will be held on June 14 and 15, 2024, at the Charleston Civic Center, Charleston, WV. District delegates will be selected according to provisions in WV State Code 3-5-2, the *2024 Delegate Selection Rules for the 2024 Democratic National Convention*, the Bylaws of the WV Democratic Party and the 2024 WV Delegate Selection Plan.

On June 14, 2024, credentialed state delegates will participate in a post-primary district caucus. State delegates from each of WV's two (2) congressional districts, who have signed pledged statements of support for a presidential candidate, will meet to elect a predetermined number of congressional district level national delegates and one alternate, of the same presidential preference.

(i) Post-primary district caucus: Each congressional district will convene separately. A temporary chairperson will call the caucus to order and immediately hold an election for chair of the caucus. Each candidate for district level delegate will be given two (2)

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minutes to speak to the caucus. After each candidate speaks the chair will explain the process for voting, which will be with an electronic ballot. Each delegate will receive an electronic ballot with instructions and will be able to vote by accessing the ballot with their phone, or tablets, which will be available at stations in the room. Staff or volunteers will be available to assist delegates, as needed. Once all delegates have voted, or have been given a reasonable time to complete their ballot, the results will be tallied by three (3) tellers, or more if the Chair deems fair or necessary, however, candidates for national delegate and state conventions delegates may be present for the tally. The tellers will submit a report to the Chair, who will announce the district level delegates and alternate to the national convention.

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

- a. State's district-level delegates and alternates are apportioned among the districts based on a formula giving equal weight to the vote for the Democratic candidates in the most recent presidential and gubernatorial elections.(Rule 8.A.2)
- b. The number of men and the number of women in the state's total number of district-level delegates and alternates will not vary by more than one. (*Rule 6.C.1 & Reg. 4.9*)
- c. The district-level delegates and alternates are apportioned to districts as indicated in the following table, assuming no gender non-binary delegates\* or alternates\*:

District	Delegates			Alternates		
	Males	Females	Total	Males	Females	Total
#1	3	3	6	-	1	1
#2	3	4	7	1	-	1
Total	6	7	13	1	1	2

\*In the case of gender non-binary delegates, they shall not be counted as either male or female, and the remainder of the pledged delegates shall be equally divided.

- d. Participants to the mass county convention on March 16, 2024, and state delegates to the 2024 WV Democratic State Convention are as follows (*Rule 8.B*):

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- (i) Mass County Convention participants: See Section III.A.2(a) of this DSP. Any Democrat in each county may participate in their county's mass county convention on March 16, 2024 to select delegates to the WV Democratic State Convention.
- (ii) Each county will be apportioned state delegates per WV State Code 3-5-21, which provides that the WVSDEC, "shall apportion the delegates among the several counties of the state in proportion to the vote cast in the state for the party's candidate for Governor at the last preceding general election at which a Governor was elected."
- (iii) A chart describing the apportionment is attached to this DSP as Attachment 2 .

### **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.*(Rule 13.H)*
- b. An individual can qualify as a candidate for district-level delegate or alternate to the 2024 Democratic National Convention by filing a Statement of Candidacy (Attachment B.7) designating their singular presidential (or uncommitted) preference and a signed pledge of support for the presidential candidate (including uncommitted status) with the State Party by 11:59 PM on May 15, 2024 by emailing to dnc2024@wvdemocrats.com or mailing to PO Box 11926, Charleston, WV 25339. All Statements of Candidacy mailed must be received by May 15, 2024. The Statement of Candidacy form will be available on the WVDP website beginning February 1, 2024 and available by request by calling 304.342.8121. A delegate or alternate candidate may modify their singular presidential preference by submitting an updated pledge of support no later than the filing deadline. All candidates will be cross referenced in VoteBuilder to confirm party status. *(Rule 13.B, Rule 15.F & Reg. 4.22)*
- 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 State Democratic Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than 5:00 PM on May 17, 2024, 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 State Democratic Chair by 5:00 PM on May 20, 2024, 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

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three (3) separate individuals for each alternate position to be selected. (*Rule 13.E.1, Reg. 4.23 & Reg. 4.24*)

- c. Failure to respond will be deemed approval of all delegate and alternate candidates submitted to the presidential candidate unless the presidential candidate, or the authorized representative(s), signifies otherwise in writing to the State Democratic Chair not later than May 20, 2024.
  - d. National convention delegates 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. 4.23*)
  - e. The State Democratic Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate has used their best efforts to ensure that their respective 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. (*Rule 6.I & Reg.4.10.C*)
6. Fair Reflection of Presidential Preference

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

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

- 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*)
- c. District-level delegates shall be selected as described in this DSP Section III.A.2.d. by state convention delegates. State convention delegates shall be selected as described in this DSP Section III.A.2.a. The selection of district-level delegates will be held June 14, 2024, at the Charleston Civic Center, Charleston, WV.

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Congressional district 1 post-primary caucus will elect seven (7) delegates and one (1) alternate as described in the chart in this DSP Section III.A.3.c.

Congressional district 2 post-primary caucus will elect six (6) delegates and one (1) alternate as described in the chart in this DSP Section III.A.3.c. (*Rule 13.G*)

### **7. Equal Division of District-Level Delegates and Alternates**

- a. To ensure the district-level binary-gendered 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, but do count towards the total delegate allotment. (*Rule 6.C., Rule 6.C.1 & Reg. 4.10*)
  - (1) In the case of non-binary gender delegates, they shall not be counted in either the male or female category, but do count towards the total allocation of delegates.
- b. After the delegates are selected, the alternates will be awarded, using the same process described above.

### **8. The State Democratic Chair shall certify in writing to the Secretary of the Democratic National Committee (DNC) the election of the state's district-level delegates and alternates to the Democratic National Convention within ten (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 Democratic National Committee who legally reside in the state; (*Rule 9.A.1, Call I.F, Call I.J, & Reg. 4.15*)
    - (2) Democratic President and Democratic Vice President (if applicable); (*Rule 9.A.2 & Call I.G*)
    - (3) All of State'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*)

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- (4) The Democratic Governor (if applicable); (*Rule 9.A.4, Call I.H & Call I.J*)
- (5) “Distinguished Party Leader” delegates who legally reside in the state (if applicable). Persons who qualify as “Distinguished Party Leader” delegates are: all former Democratic Presidents or Vice Presidents, all former Democratic Leaders of the U.S. Senate, all former Democratic Speakers of the U.S. House of Representatives and Democratic Minority Leaders, as applicable, and all former Chairs of the Democratic National Committee. (*Rule 9.A.5, Call I.G & Reg. 4.14*)
- 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 2024 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, 2024, the Secretary of the Democratic National Committee shall officially confirm to the State Democratic Chair the names of the Automatic delegates who legally reside in State. (*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 State Democratic Chair shall certify in writing to the Secretary of the DNC the presidential preference of 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 and alternate men and alternate women within the state’s entire convention delegation (determined by gender self-identification), the entire delegation includes all pledged and Automatic delegates, including those who identify as male or female. (*Rule 6.C and Reg. 4.9*)
- C. Pledged Party Leader and Elected Official Delegates (PLEOs)**
1. West Virginia is allotted three (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 Party Leader and Elected Official delegate positions according to the following priority: big city mayors and state-wide elected officials (to be given equal consideration); state legislative leaders, state legislators, and other state, county and local elected officials and

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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 completing a Statement of Candidacy (Attachment 1) by 5:00 PM on May 16, 2024 by email at [dnc2024@wvdemocrats.com](mailto:dnc2024@wvdemocrats.com) or mailing to WVDP, PO Box 11926, Charleston, WV 25339. Forms sent by USPS must be **received by** May 16, 2024. (*Rule 15.G, Reg.4.18 & Reg. 4.17*). The Statement of Candidacy must include a signed pledge of support.

### 3. Presidential Candidate Right of Review

- a. The State Democratic Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), no later than May 17, 2024, a list of all persons who have filed for a party and elected official delegate pledged to that presidential candidate. (*Rule 13.D*)
- b. Each presidential candidate, or that candidate's authorized representative(s), must file with the State Democratic Chair, by 8:00 AM June 15, 2024, a list of all such candidates they have approved, as long as approval is given to at least two (2) names for every position to which the presidential candidate is entitled. (*Rule 13.E.2 & Reg. 4.24*)
- c. Failure to respond will be deemed approval of all delegate candidates submitted to the presidential candidate unless the presidential candidate or the authorized representative(s) signifies otherwise in writing to the State Democratic Chair not later than 8:00 AM June 15, 2024. (*Rule 13.D*)
- d. The State Democratic Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate has used their best efforts to ensure that their respective pledged PLEO delegate candidates meet the affirmative action and outreach and inclusion considerations and goals detailed in the Affirmative Action section of this Plan within three (3) business days of returning the list of approved pledged PLEO candidates as indicated in Section III.C.3.b of this Plan. (*Rule 6.I & Reg. 4.10.C*)

### 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*)

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- b. Selection of the pledged PLEO delegates will occur at 10:00 AM on June 15, 2024, at the Charleston Civic Center, Charleston, WV, which is after the election of district-level delegates and alternates and prior to the selection of at-large delegates and alternates. *[(Rule 10.A)]*
  - c. These delegates will be selected by the state convention. Each delegate will receive an electronic ballot with instructions and will be able to vote by accessing the ballot with their phone, or tablets, which will be available at stations in the room. Staff or volunteers will be available to assist delegates, as needed. Once all delegates have voted, or have been given a reasonable time to complete their ballot, the results will be tallied by three (3) tellers, or more if the Chair deems fair or necessary, however, candidates for national delegate and state conventions delegates may be present for the tally. The tellers will submit a report to the Chair, who will announce the pledged party leaders and elected officials to the national convention.
5. The State Democratic Chair shall certify in writing to the Secretary of the Democratic National Committee the election of the state's pledged Party Leader and Elected Official delegates to the Democratic National Convention within ten (10) days after their election. *(Call IV.A & Reg. 5.4.A)*

### **D. At-Large Delegates**

1. The state of West Virginia is allotted 4 at-large delegates. *(Rule 8.C, Call I.B, II, Appendix B & Reg. 4.32)* West Virginia's two (2) alternates will be divided between the two (2) congressional districts as described in this DSP Section III.A.2.d.
2. At-Large Delegate Filing Requirements
  - a. Persons desiring to seek at-large delegate or alternate positions may file a statement of candidacy designating their singular presidential or uncommitted preference and a signed pledge of support for the presidential candidates (including uncommitted status) with the State Party by May 16, 2024. 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.A., Rule 13.B, Rule 15.G, Reg. 4.21, Reg. 4.22, & Reg. 4.29)*
  - b. The Statement of Candidacy for at-large delegates and for at-large alternates will be the same. After the at-large delegates are elected by the state convention, those persons not chosen will then be considered candidates for at-large alternate positions unless they specify otherwise when filing. *(Rule 19.A)*

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### 3. Presidential Candidate Right of Review

- a. The State Democratic Chair shall convey to the presidential candidate, or that candidate's authorized representative(s), not later than 5:00 PM May 17, 2024 , a list of all persons who have filed for delegate or alternate pledged to that presidential candidate. (*Rule 13.D*) (*Reg. 4.23.D & Reg. 4.29.C*)
- b. Each presidential candidate, or that candidate's authorized representative(s), must then file with the State Democratic Chair, by 12 PM on June 15, 2024, a list of all such candidates they have approved, provided that, at a minimum, 2 names remain(s) for every national convention delegate or alternate position to which the presidential candidate is entitled. (*Rule 13.D.4, Rule 13.E.2 & Reg. 4.24*)
- c. Failure to respond will be deemed approval of all delegate candidates submitted to the presidential candidate unless the presidential candidate or the authorized representative(s) signifies otherwise in writing to the State Democratic Chair no later than 1:00 PM June 15, 2024.
- d. The State Democratic Chair shall certify in writing to the Co-Chairs of the DNC Rules and Bylaws Committee whether each presidential candidate has used their best efforts to ensure that their respective at-large delegate candidates and at-large alternate candidates meet the affirmative action and outreach and inclusion considerations and goals detailed in the Affirmative Action and Outreach and Inclusion section of this Plan within three (3) business days of returning the list of approved at-large delegate candidates and at-large alternate candidates as indicated in this Section.

### 4. Fair Reflection of Presidential Preference

- a. At-large delegate and alternate 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*)

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- 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. 4.31*)
5. Selection of At-Large Delegates and Alternates
- a. The selection of the at-large delegates will occur at 2:00 PM on June 15, 2024, at the Charleston Civic Center, Charleston, WV, which is after all pledged Party Leader and Elected Official delegates have been selected. (*Call III*) Each delegate will receive an electronic ballot with instructions and will be able to vote by accessing the ballot with their phone, or tablets, which will be available at stations in the room. Staff or volunteers will be available to assist delegates, as needed. Once all delegates have voted, or have been given a reasonable time to complete their ballot, the results will be tallied by three (3) tellers, or more if the Chair deems fair or necessary, however, candidates for national delegate and state conventions delegates may be present for the tally. The tellers will submit a report to the Chair, who will announce the at-large delegates to the national convention.
  - b. These delegates will be selected by the state convention: (*Rule 10.B, Rule 11.B & 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 the state's Delegate Selection 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 identify, sexual orientation, gender identity and expression, economic status or disability. (*Rule 5.C, Rule 6.A.3, Rule 7 & Reg. 4.8*)
    - (3) The election of at-large delegates 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. The election of at-large alternates shall be used, if necessary, to achieve the equal division of positions between men and women as far as mathematically

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practicable, and may be used to achieve the representation goals established in the Affirmative Action Plan and Outreach and Inclusion Program section of this Plan. (*Rule 6.A, Rule 6.C and Reg. 4.9*)

- (4) Delegates and alternates are to be considered separate groups for this purpose. (*Rule 6.C.1, Rule 11.A, Reg. 4.9 & Reg. 4.19*)
6. The State Democratic Chair shall certify in writing to the Secretary of the Democratic National Committee the election of the state's at-large delegates and alternates to the Democratic National Convention within 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 (including uncommitted status) and gender of the delegate they replace, and to the extent possible shall be from the same political subdivision within the state as the delegate.
      - (a) In the case where the presidential candidate has only one (1) alternate, that alternate shall become the certified delegate.
      - (b) If a presidential candidate has only one (1) alternate, and that alternate permanently replaces a delegate of a different gender, thereby causing the delegation to no longer be equally divided, the delegation shall not be considered in violation of Rule 6.C. In such a case, notwithstanding Rule 19.D.2, the State Party Committee shall, at the time of a subsequent permanent replacement, replace a delegate with a person of a different gender, in order to return the delegation to equal division of men and women. (*Reg. 4.34*)
    - (3) If a delegate or alternate candidate who has been elected but not certified to the DNC Secretary resigns, dies, or is no longer eligible to serve, they shall be replaced, after consultation with the State Party, by the authorized representative of the presidential candidate to whom they are pledged. (*Rule 19.D.2*)

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- 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 (including uncommitted status) as the delegate they replace, and to the extent possible shall be of the same gender and from the same political subdivision within the state as the delegate.
- c. The following system will be used to select permanent and temporary replacements of delegates: (*Rule 19.D.1*)

The alternate who receives the highest number of votes becomes 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 State Democratic 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 State's Democratic Chair to the Secretary of the Democratic National Committee within three (3) days after the replacement is selected. (*Call IV.D.1*)
  - (3) Certification of permanent replacements will be accepted by the Secretary up to 72 hours before the first official session of the Convention is scheduled to convene. (*Call IV.D.1 & Reg. 4.33*)
  - (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 (or uncommitted status), of the same gender and, to the extent possible, from the same political subdivision as the alternate being replaced. (*Rule 19.E*)

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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. 4.35*)
  - 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 2024 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*)