

BYLAWS OF THE NORTH CAROLINA DEMOCRATIC PARTY

ARTICLE I – PRECINCT ORGANIZATIONS

SECTION 1 - PRECINCTS

A. Precinct Meetings

Each Precinct will meet at least once annually. The annual meeting will be scheduled on the date(s) set by the State Chair. Additional meetings may be called in accordance with Article X.

B. Precinct Clusters

The County Executive Committee may approve cluster organizing annually for the upcoming precinct organizational period. Once approved, the County Chair may authorize Precinct Clusters under the following circumstances:

- Each involved Precinct has not been individually organized for at least two (2) calendar years prior to the organizing meeting;
- The Cluster includes between two (2) and five (5) Precincts;
- The involved Precincts are contiguous.

A Precinct Cluster Committee must include at least one (1) registered Democrat from a majority of the precincts in the cluster.

C. Quorum

For an individual Precinct, quorum requires attendance of five (5) registered Democrats who reside in the Precinct (or, in precincts having one hundred (100) or fewer registered Democrats, five percent (5%) of the precinct's registered Democrats constitute a quorum);

For a Cluster, quorum requires attendance of five (5) registered Democrats who reside in the Cluster, including at least one (1) resident of each Precinct in the Cluster;

With approval of the County Chair, up to two participants may attend the precinct meeting by telephone or other remote means and be counted for quorum. The remote method must allow for identification of the participants as those who were authorized to attend the meeting remotely.

D. Annual Organizational Meeting

Annual precinct meetings will be held at dates and times designated by the County Chair, within the dates designated by the State Chair. Weekday meetings must begin between 6pm and 7:30pm. Weekend meetings shall be held between the hours of 10am and 7pm.

For organized precincts, the current Precinct Chair will organize the annual meeting. For unorganized precincts, the County Chair may appoint any registered Democrat residing in the precinct as acting Precinct Chair to organize the meeting and preside over the initial election of officers.

The County Chair will provide a precinct packet—including the agenda, rules for holding a successful meeting, and official reporting forms—to all precinct chairs, acting chairs, or their representatives at least thirty (30) days prior to the first day of annual precinct meetings. These materials may be distributed at an instructional meeting or by hand delivery, mail, or email.

At its annual organizational meeting, the order of business is:

In All Years:

1. The election of delegates to the County Convention;
2. Proposing and adopting resolutions to send to the County Convention;
3. And after the below required business has been completed for the appropriate year, conducting any other business related to the affairs of the precinct, including:
 - a. organizing activities and
 - b. collecting funds for the County Party.

In Odd Years:

1. The election of Precinct Officers;
2. The election of members of the Precinct Committee;

In Even Years:

1. Filling any vacancies among officers or committee members;

Within five (5) days of the meeting, the Precinct Chair or other committee member must report to the County Chair the names, addresses, race, gender, telephone numbers, and email addresses of the Precinct Officers, the members of the Precinct Committee, and the delegates to the County Convention, as well as the name, address, occupation, and employer of any contributors. All funds collected must be turned in to the County Treasurer.

If a precinct does not meet, with quorum, and complete the order of business, the County Chair will consult with the precinct chair or organizer and set the date, time, and location for a second attempt, to occur within two (2) weeks of the original meeting date. The County Chair will offer the Precinct Chair or organizer whatever reasonable assistance is needed to organize the precinct. If the second meeting lacks a quorum to organize, that precinct will be considered an unorganized precinct until a successful organizational meeting is held.

E. Precinct Meetings

Public notice must be given for all precinct meetings at least seven (7) days in advance, consistent with these Bylaws and any guidelines set by the County Executive Committee.

Annual precinct meetings will be held at the polling place of the precinct, unless an alternate meeting location is approved by the County Chair and publicly announced at least seven (7) calendar days before the meeting. If an alternate location is used, the precinct chair or organizer must post notice of the alternate location at the regular polling place. If such posting is not permitted, the Precinct Chair or organizer will notify the County Party Chair so a remedy can be found in a timely manner.

Precinct meetings must be held in a public facility that is accessible and open to all registered Democrats residing in the precinct. If no public facility is available in the precinct, with the County Chair's approval, the precinct meeting may be held in a non-public facility that is accessible and open to all registered Democrats residing in the precinct.

F. Multiple Precincts Meeting at One Location.

Multiple precincts may meet at the same location and time with the agreement of the County Chair and the Chairs of the participating precincts. The location of such meetings must be within the county and reasonably accessible to all registered Democrats residing in the participating precincts. Notice requirements for alternate meeting locations apply.

Shared agenda items may be conducted as a full group, but each precinct must conduct its own precinct-specific business. Each individual precinct must meet quorum requirements.

G. Unorganized or Newly Created Precincts.

An unorganized precinct is not entitled to send delegates to the county convention or be represented on the County Executive Committee until organized. A precinct newly created by the Board of Elections is considered unorganized.

An organizational meeting may be held at any time. The County Chair will appoint a registered Democrat residing in the precinct as Acting Chair for up to thirty (30) days to organize and preside over the meeting. Notice, access, quorum, and certification requirements apply.

A precinct organized under this subsection may only send members to a County Executive Committee meeting if the precinct is organized at least two (2) weeks prior to the scheduled meeting, and may only send delegates to the County Convention if delegates were elected at least two (2) weeks prior to the convention. If this meeting is held after the annual convention, delegates are not elected in that year.

H. Significantly Ethnic Precincts (see Article X, Definitions)

In significantly ethnic precincts, the County Chair will follow the recommendation of the county caucus(es) representing those ethnic groups—or the state caucus(es) representing those ethnic groups if there is no organized county caucus(es)—with respect to the following:

- Appointing an acting precinct chair in the event of a vacancy
- Appointing a designee to preside over a meeting to organize an unorganized precinct
- Setting the date, time, and location of a meeting to organize an unorganized precinct

SECTION 2 - PRECINCT OFFICERS

A. Duties of Precinct Officers and Committee Members

All Officers are expected to read the Charter and Bylaws.

Chair.

The Precinct Chair will:

1. Preside at precinct meetings;
2. Certify annual precinct meetings, organizational meetings, and meetings to fill vacancies and precinct reports to the County Chair within five (5) days;
3. Establish reasonable political goals for the precinct;
4. Organize and execute a voter organizing plan;
5. Attend meetings of the County Executive Committee;

6. Recommend to the County Chair names of persons to serve as precinct elections officials and on the County Board of Elections;
7. Keep Precinct Officers and Committee Members informed of all Democratic Party events and activities;
8. Carry out other duties as may be assigned by the precinct or county executive committees;
9. Transmit all records pertaining to the office to successor within ten (10) days of vacating office.
10. If there is a precinct treasury:
 1. maintain the precinct treasury at an FDIC insured banking institution.
 2. ensure that the precinct's treasurer of record has completed (or agrees to complete within thirty (30) days) the mandatory treasurer training required by law from the NC State Board of Elections.
 3. ensure any new treasurer files a Certification of Treasurer and Statement of Organization with the NC State Board of Elections within ten (10) days of becoming treasurer.
 4. ensure that the treasurer is informed of their responsibility to prepare and file reports as required by law in a timely fashion.

Vice Chair.

The Vice Chair will:

1. Preside at precinct meeting in the absence of the Chair;
2. Communicate precinct activities and accomplishments to voters in the precinct using local newspapers, door-to-door leaflets, etc.;
3. Attend meetings of the County Executive Committee;
4. Carry out other duties as may be assigned by the County Executive Committee;
5. Transmit all records pertaining to the office to successor within ten (10) days of vacating office.

Secretary.

The Secretary will:

1. Keep all records, including minutes of the Precinct Committee;
2. Issue all meeting notices within the timeframes outlined in these Bylaws;

3. Certify to the County Chair precinct reports within five (5) days;
4. Provide assistance to the County Treasurer in fundraising efforts;
5. Prepare and present reports as may be requested by the County Executive Committee;
6. Preside at precinct meetings in the absence of the Chair and Vice Chair;
7. Transmit all records pertaining to the office to successor within ten (10) days of vacating office.

Committee Members.

The duties of the precinct committee members shall include:

1. Participate in activities and events of the Democratic Party;
2. Carry out the duties as assigned by the precinct chair;
3. Carry out duties as may be assigned by the County Executive Committee.

B. Vacancies and Succession

Vacancies must be filled within thirty (30) days. The Vice Chair (or the Secretary in the absence of the Vice Chair) becomes Acting Chair if the Chair resigns. For any Officer vacancy, the County Chair or designee will call a Precinct Meeting to fill the vacancy (and any other vacancies caused by filling the vacancy). The County Party Chair will schedule the meeting with at least seven days' notice, and will make best efforts to communicate the time, date, location, and purpose of the meeting to the Democrats of that precinct. Any attending Democrat registered in the precinct will be eligible to vote. The Precinct Chair or presider will certify in writing the results of the elections to the County Chair within five (5) days of this meeting.

C. Resignation

A Precinct Officer may resign by providing written notice to the Precinct Chair (or if the Chair is resigning, to the Vice Chair) and County Chair. A Precinct Officer or Committee member who moves their voting residence outside the Precinct vacates their position.

D. Removals

Precinct Committee Members and Officers may be removed in accordance with Article VI, Section 1 of these Bylaws.

ARTICLE II – COUNTY ORGANIZATIONS

SECTION 1 – COUNTY EXECUTIVE COMMITTEES

A. Reports

A County Executive Committee and its Chair are required to provide any reports and/or information as may be reasonably requested by the State Chair.

B. Vacancies among County Elected Officials

When North Carolina General Statutes require a political party to recommend or nominate a person to fill a vacancy created in the office of county commissioner, sheriff, register of deeds, coroner, or member of the school board, the County Executive Committee will make the recommendation or nomination.

For any office elected by county-wide vote, the County Executive Committee, by majority vote, will designate a person as either a recommendation or nominee to fill the vacancy. Each member in attendance may vote in accordance with Section 2.02.

For any office elected by a portion of the county, only those members of the County Executive Committee who represent precincts all or part of which are within the district for the relevant office are eligible to vote. Only those members of the county executive committee eligible to vote will be considered for determining quorum. Each member in attendance and eligible to vote may vote in accordance with Section 2.02. If the County Chair does not reside in the district, they may still preside but shall have no vote.

In filling vacancies of elected officials, the chair and secretary shall immediately certify the name of the recommended person to the Chairperson of the Appointing Authority.

C. Local Amendments

County-specific amendments to the Charter or Bylaws must provide for and encourage diversity and broad participation of active Democrats in the activities, governance, and leadership of the county at every level and in the organization of unorganized significantly ethnic precincts will provide for the direct involvement of the county caucuses representing those ethnic groups (or the state caucuses representing those ethnic groups if there is no organized county level caucuses).

Method of Adoption

1. The County Chair (or designee) should consult with the Charter and Bylaws Committee prior to submitting a Local Amendment.
2. Approval, using a majority in a weighted vote of the full County Executive Committee, is required prior to submitting a Local Amendment.

3. The Charter and Bylaws Committee may make non-binding recommendations regarding the Local Amendment. Non-binding recommendations may include proposed amendments for consideration by the County Executive Committee.
4. After receiving any recommendations, the County Chair or the Chair's designee may ask that the Local Amendment be submitted to the State Executive Committee for final approval without change.
5. For the County to consider recommendations, the Local Amendment must be submitted to the full County Executive Committee for approval, by a majority in a weighted vote, before resubmission to the Charter and Bylaws Committee.
6. The Charter and Bylaws Committee will submit the final draft of the alternative plan to the State Executive Committee with its recommendations.
7. By majority vote, the State Executive Committee may approve, disapprove, or refer the proposed Local Amendment back to the County with recommendations. If the State Executive Committee is unable to act on the Local Amendment at the scheduled State Executive Committee meeting, the Local Amendment may be considered by the State Executive Council. The approving body may not amend the proposed Local Amendment.

Duration

A Local Amendment shall take effect on the date specified in that Amendment after approval by the State Executive Committee. The Local Amendment will remain in effect for two years.

SECTION 2 – OFFICERS OF THE COUNTY EXECUTIVE COMMITTEE

A. Duties of Officers of the County Executive Committee

All officers are responsible for ensuring that all records pertaining to their office are provided to their successor within ten (10) days of vacating office.

Chair.

The duties of the County Chair include:

1. Preside at County Executive Committee meetings and County Conventions;
2. Draft a strategic plan outlining reasonable political goals for the county in consultation with the County Executive Committee;
3. Execute the strategic plan approved by the County Executive Committee;
4. Appoint a Treasurer in consultation with the elected officers;

5. Appoint an acting precinct chair for up to thirty (30) days for any precinct that remains unorganized after the second scheduled precinct meeting. If the precinct is a significantly ethnic precinct, the County Chair shall appoint the acting precinct chair upon the recommendation of the county caucuses representing those ethnic groups (or the relevant state caucuses if there are no organized county-level caucuses);
6. Appoint an acting precinct chair for any newly created precinct. If the precinct is a significantly ethnic precinct, the County Chair shall appoint the acting precinct chair upon the recommendation of the county caucuses representing those ethnic groups (or the relevant state caucuses if there are no organized county-level caucuses);
7. Designate the date and time for annual precinct meetings, consistent with the parameters set by the state chair,;
8. Designate and communicate the time and place for the county convention, consistent with the parameters set by the state chair, at least thirty (30) days prior to the selected date;
9. Appoint committees as needed;
10. Encourage and facilitate establishment and continuity of county chapters of state affiliated organizations;
11. Attend meetings of the District and State Executive Committees, and serve as the liaison between the County Executive Committee and the District Executive Committee, the state party officers, and the State Executive Committee;
12. Represent the County Executive Committee at party and non-party meetings and functions, and serve as the spokesperson for the County Executive Committee;
13. Appoint a county party attorney;
14. Carry out other duties that may be assigned by the Charter and Bylaws or by the County or State Executive Committees;

First Vice Chair.

The duties of the First Vice Chair include:

shall be such as may be assigned by the county chair and shall include the following:

1. Preside at County Executive Committee meetings and County Conventions in the absence of the Chair;

2. Help plan and organize County Executive Committee meetings and County Conventions;
3. Notify precinct chairs of the weighted each precinct is entitled to cast;
4. Serve as the coordinator for all precinct and party organizing efforts within the county, in consultation with the other officers and consistent with the strategic plan approved by the County Executive Committee. In significantly ethnic precincts, consult with and seek the recommendation of acting precinct chairs from the county caucuses representing those ethnic groups (or the state caucuses representing those ethnic groups if there are no duly organized county level caucuses);
5. Attend meetings of the District Executive Committee;
6. Carry out other duties as may be assigned by the County Executive Committee or the County Chair;

Second Vice Chair.

The duties of the Second Vice Chair include:

1. Plan and organize training sessions for County Executive Committee members and other interested active Democrats;
2. Carry out other duties as may be assigned by the County Executive Committee or the County Chair;

Third Vice Chair.

The duties of the Third Vice Chair include:

1. Serve as the publicity chair for the County Executive Committee to illuminate policy issues and announce political activities and/or accomplishments to voters in the county;
2. Carry out other duties as may be assigned by the County Executive Committee or the County Chair;

Secretary.

The duties of the Secretary include:

1. Keep and maintain in good order all records of the County Executive Committee;
2. Issue all meeting notices in writing, consistent with the Charter and Bylaws;
3. Carry out other duties as may be assigned by the County Executive Committee or County Chair;

Treasurer.

The duties of the Treasurer include:

1. Maintain the County Executive Committee treasury at an insured commercial bank;
2. Maintain all records of contributions received and disbursements made, as required by law or by the County Executive Committee;
3. Prepare and file any reports required by law or by the County Executive Committee;
4. Coordinate the County Executive Committee's efforts to reach its sustaining fund goal for the State Party;

Regional Vice Chairs.

The duties of the Regional Vice Chairs include:

1. Assist the First Vice Chair with planning and organizing County Executive Committee meetings and County Conventions;
2. Provide direct support and guidance to precinct officers in their region, in consultation with the county party officers, staff, and relevant committees;
3. For precincts containing more than one municipal or county region, collaborate and coordinate efforts with the Regional Vice Chair(s) who have constituents also in the precinct;
4. Assist the First Vice Chair in coordinating all precinct and party organizing efforts within the county;
5. Liaise with the appropriate county party officers regarding specific needs of precincts, subregions, or stakeholders in their region;
6. Assist the County Chair with candidate outreach, candidate bench building, and/or party leadership building in their region.
7. Carry out other duties as may be assigned by the County Executive Committee or the County Chair.

The officers of the County Executive Committee may meet to assign new duties or reassign existing duties among officers for the remainder of their term. Assignments or re- assignments of duties must be agreed upon by affected officers. The County Chair will notify the State Chair and Executive Director of any changes in the duties assigned in these Bylaws.

B. Vacancies

Vacancies in officer positions must be filled within thirty (30) days of the vacancy.

Vacancies will be filled at a called County Executive Committee meeting. Any vacancy created by filling the initial vacancy may be filled at the same meeting.

If the regularly presiding officer is unavailable, the next ranking officer will preside. If no officer is available to preside, any member of the County Executive Committee may preside.

Should a vacancy of the county treasurer occur, the elected officers of the county executive committee shall temporarily appoint a Democrat who resides in the county, within ten (10) days of the vacancy, to serve for up to thirty (30) days.

C. Removal

Officers and members of the County Executive Committee may be removed as described in Article VI, Section 1 of these Bylaws.

SECTION 3 – COUNTY CONVENTIONS

A. Convention Date and Location

The County Chair will designate the exact time and place where the convention is to be held at least thirty (30) days in advance, and this information will be announced during annual precinct meetings. Weekday county conventions shall begin between 6PM and 7:30PM. Weekend county conventions shall be held between 10AM and 7PM.

B. Convention Business

At the County Convention, delegates will:

In All Years:

1. Elect, from among the active Democrats of the county, the delegates to the annual congressional district convention;
2. Consider any resolutions submitted from annual precinct meetings;
3. And after the below required business has been completed for the appropriate year, conduct any other business related to the affairs of the County Party,

In Odd-numbered Years only:

4. Elect the officers of the County Executive Committee;
5. Elect the members of the State Executive Committee to which the county is entitled;

6. Elect two members of the Congressional District Executive Committee;

In Even-numbered Years only:

7. Elect delegates to the biennial state convention;
8. Elect two (2) members of each of the following:
 - i. the prosecutorial district executive committee,
 - ii. the state senatorial district executive committee
 - iii. the state house of representatives district executive committee;
 - iv. provided that a county shall not elect members to that particular district executive committee, if it is not a part of a multi- county prosecutorial, state senatorial or state house of representatives district; and

Within five (5) days, the County Chair will submit to the Congressional District and State Chairs the names, addresses, races, genders, telephone numbers, and email addresses (if available) of all persons elected as delegates to any convention, or as officers or members of any executive committee.

C. Quorum

For the County Convention, quorum exists when at least one delegate from a majority of the organized precincts in the county is present.

ARTICLE III – DISTRICT ORGANIZATIONS

SECTION 1 – CONGRESSIONAL DISTRICT EXECUTIVE COMMITTEE

A. Vacancies

Vacancies on the District Executive Committee who represent their county will be filled at a meeting of that County Executive Committee within thirty (30) days.

B. Congressional District Executive Committee Meetings

The District Chair will call meetings of the District Executive Committee periodically but not less than every six (6) months. Additional meetings may be called in accordance with Section 12.01.

C. Split Counties

If a County is divided between two or more congressional districts, the county shall be entitled to two (2) representatives on each District Executive Committee in which any portion of the County is located. The County Chair and First Vice Chair will represent the County in the District where they reside. The balance of the County's representation will be elected at the odd-year County Convention. Those representatives must reside in the District, and the County Convention is expected to ensure equal division representation of persons of different gender identities.

In voting on District Executive Committee representation at the County Convention, only those Democrats present who reside in the respective congressional district shall be entitled to vote.

D. District Reorganization

In the event that changes in Congressional District boundaries require the reorganization of District Executive Committees, the State Party Chair will make a recommendation to the State Executive Council if the reorganization will occur at the next annual Congressional District Convention or a separate reorganization convention. The State Executive Council will accept or reject that recommendation.

SECTION 2 – OFFICERS OF THE CONGRESSIONAL DISTRICT EXECUTIVE COMMITTEE

A. Authority of District Officers

The officers of the District Executive Committee are authorized to act in its place between its meetings, except on decisions where the Charter or Bylaws require action by the entire District Executive Committee. The District Chair is encouraged to include the presidents of chartered Affiliated Organizations in actions taken under this provision.

B. Elected Officers

The following requirements apply to the District Officers:

- Among the Chair and First Vice Chair at least one (1) must be a person whose gender identity is not male.
- Where there are sufficient counties in a district, no two (2) elected officers shall live within the same county.
- Among the Chair and three Vice Chair offices,
 - one (1) must be a person of a racial or ethnic minority which constitutes at least twenty percent (20%) of the registered Democrats in that district,
 - one (1) must be a person whose gender identity is not female, and
 - one (1) must be a person thirty-six (36) years of age or younger.

Gender, racial or ethnic, and age requirements need not be followed if filling a vacancy by the District Executive Committee.

C. Appointed Officers

The Treasurer and the Congressional District Chair for Minority Affairs are appointed officers.

D. Vacancy and Succession

Any office not elected at the convention shall be considered vacant, and any District Officer who is elected as a State Executive Committee Officer automatically vacates their District Office.

Vacancies among District Officers will be filled within thirty (30) days. The District Chair will call a District Executive Committee meeting to fill the vacancy and any other vacancies which might be caused by filling the vacancy. Whenever a vacancy in the District Chair occurs, the First Vice Chair, the Second Vice Chair, the Third Vice chair, the Secretary, or the Treasurer, in that order, will preside. In the absence of all officers, any member of the District Executive Committee may preside.

E. Removal

Officers and members of the District Executive Committee may be removed in accordance with Article VI, Section 1. Additionally, a District Treasurer may be removed by the District Chair. with approval from the majority of the elected officers of the District Executive Committee.

F. Duties of District Officers

Chair

The District Chair will:

1. Preside (or designate someone to preside) at District Executive Committee meetings and District Conventions;
2. Draft, in consultation with the District Executive Committee, and execute a strategic plan outlining reasonable political goals for the District;
3. Appoint a Treasurer, in consultation with the elected officers;
4. Designate the time and place for the District Convention consistent with Section 4.08, and notify the State Chair and County Chairs within the District at least thirty (30) days prior to the Convention;
5. Assist the State Chair and State Party staff in sharing party information;
6. Chair the District's delegate selection process for the Democratic National Convention, consistent with the plan adopted by the State Executive Committee;
7. Appoint committees as may be required in the execution of these duties;
8. Attend meetings of the State Executive Council and the State Executive Committee;
9. Represent the District at Party and non-Party meetings and functions and serve as the spokesperson for the District Executive Committee;
10. Serve as the liaison between the District Executive Committee and the State Party officers and staff;
11. Serve on Committee for Distribution of State Campaign NC Victory Fund as provided for in Article IV, Section 4.
12. Carry out other duties assigned by these Bylaws or by the District or State Executive Committees;

First Vice Chair

The First Vice Chair will:

1. Preside at District Executive Committee meetings and District Conventions in the absence of the Chair;
2. Plan and organize District Executive Committee meetings and District Conventions;
3. Coordinate all district-wide party organizing efforts, in consultation with other officers and consistent with the strategic plan;
4. Carry out other duties assigned by the District Executive Committee;

Second Vice Chair

The Second Vice Chair will:

1. Plan and organize training sessions for district executive committee members and other interested active Democrats;
2. Carry out other duties assigned by the District Executive Committee;

Third Vice Chair

The Third Vice Chair will:

1. Serve as the publicity chair for the district executive committee utilizing local newspapers, newsletters, etc. to illuminate policy issues and announce political activities and/or accomplishments to voters in the district;
2. Carry out other duties assigned by the District Executive Committee;

Secretary

The Secretary will:

1. Keep and maintain in good order all records of the district executive committee;
2. Issue all meeting notices in writing and consistent with the requirements of Charter and Bylaws;
3. Carry out other duties assigned by the District Executive Committee;

Treasurer

The Treasurer will:

1. Maintain the district executive committee treasury at an insured commercial bank;
2. Maintain all records required by law or by the district executive committee of contributions received and disbursements made;
3. Prepare and file any reports as may be required by law or by the district executive committee;

All Officers are expected to provide to their successor all records related to their office within ten (10) days of vacating the office.

Officers may meet to assign new duties or reassign existing duties during their terms. Assignments or re- assignments of duties must be agreed upon by affected officers and communicated to the State Chair and Executive Director.

Congressional District Chair for Minority Affairs

The congressional district chair for minority affairs will serve as a liaison between the party and the minority communities in that District and will encourage full participation and representation in all party affairs.

SECTION 3 – CONGRESSIONAL DISTRICT CONVENTIONS

ANNUAL CONVENTIONS

A. Roll of Delegates

The state chair will ensure that each Congressional District Chair receives a list of all delegates elected by participating Counties to their District Convention.

B. Quorum

For multi-county districts, a quorum exists when there is present at least one official delegate from a majority of the counties entitled to participate in the convention.

For single county districts, a quorum exists when there is present either: at least one delegate from a majority of the county commission districts that are entitled to participate and that have elected delegates; or five (5) percent of the total number of delegates elected to the convention.

C. Order of Business

The congressional district convention will elect the following offices from from among the active Democrats of the congressional district:

In All Years:

1. Adopt the method for reviewing, editing, consolidating, adopting, and prioritizing resolutions most appropriate for the district party that is best suited to district needs
2. And after the below required business has been completed for the appropriate year, conduct any other business related to the affairs of the Congressional District.

In Odd Years:

1. Officers of the congressional district executive committee

In Even Years:

2. One member of the biennial State Convention's Committee on Credentials and Appeals
3. One member of the Council of Review
4. One member of the Resolutions and Platform Committee
5. One member of the Plan of Organization Review Committee

In each Presidential election year:

1. the number of delegates first and then alternates to the Democratic National Convention allotted to each congressional district.
2. Nominate one Presidential Elector from the congressional district;

Within five (5) days following the district convention, the district chair will certify to the state chair the names, addresses, race, gender, telephone numbers, and email addresses (where available) of all persons elected as delegates to the state convention, or as officers, or members of any executive committee.

REORGANIZATION CONVENTIONS

A. When and Where Held

The State Executive Council will set the date(s) on which Congressional District Reorganization Conventions will be held. The exact location and time of the Congressional District Reorganization Convention will be determined by the acting Congressional District Chair, except that the locations of meetings outside of congressional district boundaries may occur with the consent of the State Chair if a suitable venue is not available. A Congressional District Reorganization Convention may be held either virtually, in person, or hybrid, at the discretion of the acting Congressional District Chair.

B. Temporary Presiding Officers

The State Chair will appoint an acting Congressional District Chair as well as an acting Congressional District Secretary for the sole purpose of organizing the District Convention and presiding over the election of regular officers, the district's members of the Council of Review, the Platform and Resolutions Committee, and the Plan of Organization Review Committee.

C. Delegates

In the event that a District Reorganization Convention is needed, the following people will serve as voting members of their county's delegation to whichever congressional district their voting address is drawn into.

- Any Democrat who serves as a member of a County Executive Committee;
- Any Democrat who resides in an organized precinct and is a member of that precinct's precinct committee;

- Any Democrat who resides in an organized precinct and was elected as a county convention delegate at the most recent precinct meeting at which county convention delegates were elected.

D. Quorum

A quorum at a District Reorganization Convention requires at least one official delegate from a majority of the counties entitled to participate in the convention.

SECTION 4 – JUDICIAL, PROSECUTORIAL, AND STATE LEGISLATIVE DISTRICT EXECUTIVE COMMITTEES

A. Composition.

Each Judicial, State Senatorial, and State House District Executive Committee will be composed of two (2) members from each county in the district, except that Section 3.12 shall apply to single-county districts. These members will be elected at their respective County Conventions held in even-numbered years. When only part of the County is included within a district, only the County Convention delegates who reside in that district may vote to elect members to that committee, and only those delegates will count in determining quorum. If the County Chair does not reside in a particular district, they may preside over the election but have no vote.

B. Vacancies.

Vacancies among members of any Judicial, State Senatorial, or State House District Executive Committee will be filled within thirty (30) days by the County Executive Committee members representing that portion of the county in the relevant executive committee.

C. Officers.

The Congressional District Chair and the Congressional District Secretary are non-voting members of the each district Executive Committee. The Congressional District Chair shall preside at all meetings of Judicial, State Senatorial, or State House Executive Committees. When a judicial, state senatorial, or state house district lies in more than one (1) congressional district, the State Chair will designate one of the applicable Congressional District Chairs and Secretaries as Chair and Secretary of the Judicial, State Senatorial, or State House District Executive Committee.

In filling vacancies of an elected state senator or state house representative, the Chair and Secretary shall immediately certify the name of the recommended person to the Governor, the State Board of Elections, and the State Party Chair.

In filling vacancies of a nominee for Superior Court, District Court, District Attorney, State Senator, or State House, the Chair and Secretary shall immediately certify the name of the appointee to the State Board of Elections and the State Party Chair.

D. Single County Districts

Whole County.

If any prosecutorial, state senatorial, or state house of representatives district is composed of only the entirety of one county, then the County Executive Committee of that County is the District Executive Committee for the respective district. Upon convening, the County Executive Committee will assume its role as the relevant district executive committee.

Partial County.

If any prosecutorial, state senatorial or state house of representatives district is composed of only one county, but includes less than all of that county, then the County Executive Committee of the county is the prosecutorial, state senatorial or state house of representatives district executive committee for the respective district, but only those county executive members who reside in the district are eligible to vote and considered for the purposes of quorum. If the County Chair does not reside in the district, they may still preside but shall have no vote. Upon convening, the members of the County Executive Committee who reside in the applicable district will assume their role as the relevant district executive committee.

The county chair will preside at all meetings of the prosecutorial, state senatorial, and state house of representatives district executive committees. In filling vacancies of elected officials, the chair and secretary will immediately certify the name of the recommended person to the Governor, the State Board of Elections, and the State Party Chair.

In filling vacancies of persons nominated for election, the chair and secretary must immediately certify the name of the appointee to the State Board of Elections and the State Party Chair.

E. County Representatives to District Executive Committees

If the reorganization of Congressional Districts creates a vacancy among a County's representatives to any District Executive Committee, then the County Chair will, with approval of the officers of the County Executive Committee, appoint someone to fill that vacancy. That person will remain in that position until the next scheduled county

convention, when that position will be filled by a person elected by the convention body consistent with Article II, Section 3.

ARTICLE IV – STATE PARTY

SECTION 1 – STATE EXECUTIVE COMMITTEE

A. Attendance

The State Executive Committee will meet at least two (2) times per year. Attendance is mandatory, but proxies are permitted.

Any Committee member who is absent, without sending a proxy, from two (2) meetings during a single term will be automatically removed from the Committee and their seat will be considered vacant. Removal from the Committee has no effect on the position the member holds that provided their position on the Committee.

B. Regular Meetings

The Chair will call two (2) meetings of the State Executive Committee each year, one prior to March 1 (the “Winter Meeting”) and one in June, July, or August (the “Summer Meeting”). The purpose of these meetings is to provide an update on party activities and conduct any business required under these Bylaws.

Dates for these meetings and conventions will allow sufficient time between each for the work of the Resolutions and Platform Committee.

C. Business at Regular Meetings

At any regular meeting, the Committee may receive and (if needed) vote on a report from any standing committee.

At any regular meeting, the Committee may create any committee required to nominate, replace, or recommend any Democratic candidate, nominee, or elected official.

Winter Meeting

Prior to the Winter Meeting, the Chair will publish the allocation of votes among counties for district and state conventions.

At every Winter Meeting, as the first order of business, the Chair will announce:

- The date(s) during which annual precinct meetings must be held;
- The date(s) during which congressional district conventions must be held;
- The date, time, and place of the state convention (in even-numbered years only);

At every Winter meeting, the Committee will consider and vote on the proposed annual budget.

At the Winter meeting in odd-numbered years, the Committee will elect State Officers.

At the Winter meeting in presidential election years, the Committee will elect members of the Democratic National Committee;

Summer Meeting

At the Summer Meeting in odd-numbered years:

- The Committee will receive and vote on the report of the Chair of the Affiliated Organizations Committee regarding new and renewal applications;
- The Committee will receive and (if needed) vote on the report of the Chair of Resolutions and Platform Committee.

At the Summer Meeting in even-numbered years:

- The Committee will receive and (if needed) vote on the report of the Chair of Resolutions and Platform Committee.
- The Committee will consider any other business required by the DNC Delegate Selection Plan.

D. Called Meetings

If forty percent (40%) of the State Executive Committee signs a written petition requesting a called meeting, the Chair will call a meeting of the full Committee within thirty (30) days.

E. Vacancies

Vacancies on the State Executive Committee will be filled by the organization entitled to the vacated seat at their next official meeting, except that vacancies in seats held due to publicly elected office will remain vacant until that person's term of elected office expires.

A vacancy among the elected officers will be filled at a meeting of the State Executive Committee within sixty (60) days of the vacancy.

F. Removals

Officers and members of the State Executive Committee may be removed, for reasons other than attendance, as described in Article VI, Section 1.

SECTION 2 – OFFICERS OF THE STATE EXECUTIVE COMMITTEE

A. Elected Officers and Duties

Chair

The duties of the state chair include:

1. Lead the Party organization in North Carolina;
2. Preside (or designate someone to preside) at meetings of the State Executive Committee, the State Executive Council, and at the state convention;
3. Draft, in consultation with the state party officers and representatives of state affiliated organizations, a strategic plan outlining reasonable political goals for the state;
4. Execute the strategic plan for the state as approved by the State Executive Council;
5. Convene the State Executive Committee at least twice per year;
6. Convene the State Executive Council as needed, but at least once every three months;
7. Set the dates for precinct meetings, county conventions, and district conventions, except that the Democratic National Committee will set these dates in Presidential election years;
8. Set the date for the state convention;
9. Serve as a spokesperson for the State Party;
10. Raise funds necessary for the State Party to meet its goals;
11. Encourage communication to all interested persons and organizations regarding activities and political and policy positions of the State Party;
12. Encourage and facilitate the establishment and continuity of state affiliated organizations;
13. Serve as liaison with Democratic elected officials;
14. Serve as liaison to the officers of the Democratic National Committee;
15. Appoint committees as may be necessary and in the best interests of the state party;
16. Carry out other duties as may be assigned by the Committee or the Council;
17. Transmit all records pertaining to the office to successor within ten (10) days of vacating office;
18. Appoint two members to serve on the Committee for Distribution of State Campaign NC Victory Fund as provided for in Article IV, Section 4.
19. Communicate the priorities of the State Party to the news media and advocate for these priorities to state and national Democratic leaders.
20. Inspire and mobilize vigorous grassroots support of all major legislation which reflects and implements the priorities of the State Party.

21. Work with the Executive Director and the District Chairs to help organize all counties that lack an organized Democratic Party. The Chair may appoint an acting county chair for the purpose of organizing a county party pending a county convention.

Vice Chairs

The Vice Chairs will perform the duties assigned by the Chair with the approval of the State Executive Council.

Secretary

The Secretary will perform the following duties:

1. Keep and maintain all minutes of meetings of the Committee, the Council, and the state convention;
2. Issue all meeting notices for the Committee, Council, and other state party committees;
3. Notify county executive committee chairs and district executive committee chairs, prior to March 1, of the dates for precinct meetings, county and district conventions, and the state convention (if applicable);
4. Distribute minutes of meetings of the Committee and the Council to all members of the Committee no later than fourteen (14) days after meetings;
5. Carry out other duties as may be assigned by the Committee or Council;
6. Transmit all records pertaining to the office to successor within ten (10) days of vacating office.

B. Appointed Officers and Duties

The State Chair will appoint a treasurer, up to three sustaining fund co-chairs, a chair for minority affairs, and a state advisor for the Teen Dems. These officers will serve as voting members of the State Executive Committee and non-voting members Ex-Officio members of the State Executive Council. The Chair has discretion to replace these officers at any time.

Treasurer

1. Maintain the state executive committee treasury at an insured commercial bank;
2. Assist the state chair in raising funds necessary for the state party to meet its goals;
3. Maintain all records required by law or by the state executive committee of contributions received and disbursements made;
4. Prepare and file any reports as may be required by law or by the Committee;
5. Distribute to all members of the Committee a summary of the general finances of the State Party as well as a summary of the funds received and spent by the State Party for each calendar quarter within thirty (30) days of the end of each calendar quarter;

6. Transmit all records pertaining to the office to successor within ten (10) days of vacating office;
7. Serve on Committee for Distribution of State Campaign Fund (tax check-off) as provided for in Section 8.03.

Chair or Co-Chairs of The Sustaining Fund

The chair or co-chairs of the Sustaining Fund will encourage and support county executive committees to meet the county's sustaining fund goal.

Chair for Minority Affairs

The state chair for minority affairs will connect the party and the Democratic minority communities in the state and will encourage full participation and representation in all party affairs.

Teen Dems Advisor

The advisor to the Teen Dems will help found Teen Dem Clubs and coordinate Teen Dem operations and activities throughout North Carolina.

C. Sustaining Fund Committee

The State Chair will appoint up to five (5) members of the Sustaining Fund Committee. These members are non-voting ex-officio members of the State Executive Council.

D. Association of County/District Chairs

The Chairs of all county parties and all congressional district organizations will comprise an Association of County/District Chairs. The Association will elect from its members a president, who will serve as an ex-officio Officer of the Party.

SECTION 3 – STATE EXECUTIVE COUNCIL

A. Authority

The Council is expressly authorized to approve expenditures, enter contracts, secure loans and lines of credit, sell and purchase property, lease office space, execute deeds and deeds of trust, and approve or perform similar financial transactions. The Council may by resolution authorize specific individuals to execute legal documents related to these transactions.

The Council will propose an annual budget to the State Executive Committee each year. The proposed budget will be published at least fourteen (14) calendar days before the scheduled Winter Meeting of the Committee.

B. Meetings

The Council will meet quarterly at minimum. Regular meetings will be called by the State Chair or upon request of forty percent (40%) of its voting members. Emergency meetings may be called as needed, with as much notice to all members as possible under the circumstances.

C. Emergency Powers

During a federal or state government declared state of emergency, the Council may suspend specific provisions of the Bylaws by resolution adopted by 75% of the Council at a called meeting. The resolution must be renewed every thirty (30) days and may not exceed one hundred fifty (150) days in total. The resolution may be rescinded by the State Chair or by majority vote of the Council.

The Council may not suspend any provision of the Charter, and may not suspend provisions of the Bylaws related to terms of office, emergency powers, the process for amending the Constitution or Bylaws, or the work of any standing committee.

D. Independent Financial Review

At least once every two years, the Council will contract with an independent accountant to conduct a financial audit of the accounts of the Party.

SECTION 4 – EXECUTIVE DIRECTOR AND STATE PARTY STAFF

The Executive Director, with support of other staff of the State Party, will perform the following duties:

- Conduct the day-to-day operations of the State Party;
- Assist the Officers of the State Party with their duties;
- Implement the Strategic Plan;
- Plan and executive the State Party's coordinated campaign to elect Democrats at every level;
- Assist Precinct, County, and District Officers with their duties;
- Serve as spokesperson(s) for the State Party at the direction of the State Chair;
- Communicate with Party Officers, Elected Officials, and other interested Democrats;
- Communicate dates, times, and locations of meetings and conventions at least fourteen (14) days in advance;

- Obtain legal and financial advice as needed to maintain compliance with applicable laws and regulations;
- Perform duties assigned by the Chair, Committee, or Council;
- Transmit all records to supervisors or successors upon vacating a position;
- Report resolutions adopted by the Committee on the NCDP website, and include information about communication of the resolution to Elected Officials and any action taken on the resolution by such Officials;
- Adhere to the Code of Conduct, including signing a written agreement to adhere to the Code within ten (10) days of hire or re-hire;
- Provide for the archiving of all important historical documents of the Party in a digital database.

SECTION 5 – STANDING COMMITTEES

Resolutions and Platforms Committee

Membership

The State Chair's appointments to the Committee should ensure that the Committee as a whole reasonably reflects the geographic, racial, ethnic, and gender makeup of registered Democrats in North Carolina.

Leadership

The State Chair will appoint a Chair, Vice Chair, and Secretary from among the Committee's members.

Meetings

The Committee will meet at least once before each odd-year State Executive Committee meeting and each State Convention, at least fourteen (14) days before such State meeting or Convention. Each meeting will be announced at least fourteen (14) days in advance. The Chair, or a majority of committee members by petition, may call a meeting of the committee.

Platform Preparation

The Committee will prepare a proposed platform for each biennial State Convention. In doing so, the Committee will review and consider all resolutions passed at the County, District, or State level in the previous four (4) years, as well as any proposed platform provisions submitted by an approved State Affiliated Organization or other Democratic organization, committee, or convention established by the NCDP Charter and Bylaws.

Resolution Consideration

The Committee will consider all resolutions submitted to the State Executive Committee or the State Convention. In doing so, the Committee is encouraged to hold public hearings. At minimum, the Committee will consider any submitted resolutions at its

meeting immediately prior to each State Executive Committee meeting and State Convention.

Any resolution receiving approval by majority vote of present and voting Committee members will be submitted to the relevant body for consideration.

State Legislative Policy Committee

The Committee will meet at least twice each year. One meeting will be held before the General Assembly convenes for its regular session.

This Committee will assist in sponsoring public forums throughout the state regarding state and national issues and legislative priorities.

NC Victory Fund Committee

The Committee will execute its fundraising plan. Funds raised will be submitted to the State Party for deposit until distributed. This Committee will coordinate with County Chairs and develop and execute a plan for balanced distribution of funds within congressional districts.

Charter and Bylaws Committee

The Committee will receive and consider all proposed amendments to the Charter and Bylaws before they are presented to the State Executive Committee for possible approval.

When the Committee meets to review proposed amendments, it will invite the author of any proposed amendment to the meeting to speak to or provide a written rationale to the Committee about the proposal.

Proposed amendments approved by a majority of Committee members present and voting will be presented to the next State Executive Committee meeting for consideration. Any proposal not approved by the Committee will not be considered by the State Executive Committee unless a motion to consider that proposal is made from the floor and passed by a two-thirds (2/3) majority of present and voting members.

State Finance Committee

The Committee will propose an annual budget to the State Executive Council. The State Chair, Treasurer, and Executive Director are responsible for an initial draft budget to

bring to the Committee. The proposed budget will be submitted to the State Executive Council at least twenty-eight (28) days prior to the winter State Executive Committee meeting.

The Committee will also audit and report to the State Executive Council on the use of the Party mail permit, and work with the Executive Director to provide mailing permit resources to County Parties, District Executive Committees, and Affiliated Organizations for the purposes of getting out the vote.

Affiliated Organizations Committee

The Committee will:

- 1) Evaluate the constitution and Bylaws and other materials submitted for all initial and renewal certifications of state organizations who request to affiliate with North Carolina Democratic Party at least biennially;
- 2) Review amendments of by- laws previously reviewed and publicized by the NCDP as needed;
- 3) Report and make recommendation for approval or denial to the State Executive Committee based on their evaluation; and
- 4) Advise and assist groups of individuals interested in forming an affiliated organization in the process of making applications and organizing chapters when requested.

SECTION 6 – STATE CONVENTION

Roll of Delegates

The state chair will direct the creation of a list of all delegates elected by participating Counties.

Quorum

A quorum exists when there is present on the floor at least one (1) official delegate from a majority of the counties entitled to participate.

Selection of Presidential Electors

The State Convention in each presidential election year will nominate from among the active Democrats in the State, two (2) Presidential Electors and a first and second alternate to serve in case any of the nominated Presidential Electors are unable to serve.

ARTICLE V – NATIONAL PARTY

Delegates to the Democratic National Convention

For each Democratic National Convention, the State Executive Committee will adopt a Delegate Selection Plan that meets the requirements set by the Democratic National Committee. Delegates and alternates to the Convention will be elected according to the adopted Plan.

Democratic National Committee Members

In each year of a Democratic National Convention, the State Executive Committee will, by majority vote, elect representatives to the Democratic National Committee. The election process must allow full, timely, and equal opportunity to participate, and the members elected will be divided as equally as practicable among men and women. Committee members will serve from the end of that year's Democratic National Convention until the end of the next Democratic National Convention.

ARTICLE VI – COUNCIL OF REVIEW

SECTION 1 - JURISDICTION, AUTHORITY, AND VACANCIES

A. Jurisdiction of the Council of Review

The Council has jurisdiction over disputes related to

- (1) alleged Party Rules violations by any elected or appointed officer at any level of the Party (other than within an Affiliated Organization);
- (2) alleged violations of the Code of Conduct;
- (3) the removal provisions below.

The Council will also hear any disputes referred to the Council by the State Chair.

B. Rules and Decisions

The Council will have quorum if 40% of its members are present. The Council may make decisions by majority vote of its present members, but any decision receiving less than a 2/3rds vote may be appealed to the State Executive Council. The State Chair will enforce the Council's decisions. Unless otherwise provided in these Bylaws, the Council may adopt its own procedures and create a grievance form, which will be published on the Party's website. Any person filing a grievance must use this form.

C. Removal from Party Office

The Council may remove elected and appointed Party officers (other than precinct officers) that

- (1) indirectly or directly assist or provide public support to an opposing political party or opposing political party candidate;
- (2) indirectly or directly assist or provide public support to an unaffiliated candidate (unless there is no Democrat in the race);
- (3) indirectly or directly assist or provide public support to a write-in candidate in a partisan election when there is a nominated Democrat in the race;
- (4) fails to perform their duties;
- (5) are convicted of a crime of moral turpitude; or
- (5) violate the Code of Conduct.

D. Removal of Members

If there is an allegation that any Council of Review member has been disloyal to the Party, has refused or failed to perform their Council duties, or committed any misconduct, the State Executive Council may, by a 2/3rds vote of its present and voting members, remove that member from the Council. Prior to removal, the Council member must be given notice of the allegation and an opportunity to be heard.

E. Vacancies

If there is a vacancy in one the elected Council of Review, the District Executive Committee will select a new member to fill the vacancy. The state chair will appoint a new member to fill any at-large vacancy. Any member appointed to fill a vacancy will serve until the end of the term they were selected to fill.

SECTION 2 - FILING A GRIEVANCE

A. Who May File

The State Chair and any active Democrat who has been actually and adversely affected by an alleged violation of the Party Rules or Code of Conduct may file a grievance. A grievance seeking the removal of an officer must be signed by at least three active Democrats who either (1) live in the jurisdiction where the violation occurred, (2) serve on the same committee as the alleged violator, or (3) are the State Chair.

B. Contents of a Valid Grievance

Any grievance submitted to the Council must be in writing, and must include (1) a detailed description the factual grounds supporting the alleged violation of the Party Rules or Conduct of Conduct, or grounds for removal (the "Acts"), (2) the date when the Acts occurred, (3) the date when the petitioner(s) learned of the Acts, (4) a description of how the petitioner(s) are adversely affected by the Acts, (5) the specific Party Rules or portions of the Code of Conduct the respondent allegedly violated or the specific grounds for their removal from office, and (6) the relief the petitioner(s) is requesting.

C. Deadlines for Filing Grievances

Grievances must be filed within the later of 30 days of

(1) the alleged violation of the Party Rules or Code of Conduct, or

(2) when the petitioner(s), through the exercise of reasonable diligence, should have become aware of the alleged violation.

The Council may decide whether a grievance has been timely filed, except that the Council cannot consider grievances based on alleged violations that occurred more than six (6) months prior to filing.

D. Notice

A grievance must be delivered to the Council's chair by hand, mail / commercial delivery, or e-mail within the set time frames. All other notices under these procedures may be given in the same manners.

SECTION 3 - COUNCIL PROCEDURES

A. Procedure Upon Receipt of a Grievance

Within a week of receiving a grievance, the Council Chair will first determine whether the Council has jurisdiction over the grievance. The Council has jurisdiction if (1) the grievance was timely filed, (2) the petitioner(s) have standing, and (3) the allegations, if proven, would entitle the petitioner to relief.

If the Chair determines that the Council lacks jurisdiction, the Chair will provide an explanation to the Council. The Council will decide (in a formal meeting or by informal email vote) whether to accept or dismiss the grievance.

If the Chair determines the Council has jurisdiction, or if the Council votes to accept a grievance over the Chair's initial recommendation, the Chair will provide a copy of the grievance to the respondent(s), the State Chair, and the Executive Director.

B. Mediation

The Respondent will have one (1) week, after receiving the grievance, to submit a response to the Council. The Chair will invite the parties to participate in a mediation conducted by one of the mediators on the list maintained by the Council secretary. The parties will have one (1) week to decide if they want to participate in mediation. If the parties decide to participate in mediation, the parties and mediator will have two (2) weeks to mediate the dispute. If the parties resolve the dispute in mediations, the mediator will prepare and each party will sign a written settlement agreement. The Council Chair will have one (1) week to approve or reject the settlement agreement and, if approved, provide copies of the approved settlement to the parties, the State Chair, and the Executive Director.

The Chair will declare the mediation over and refer the grievance to the full Council for a hearing if (1) any petitioner or respondent declines the invitation to mediate, (2) the parties do not reach a settlement within the mediation period, (3) any petitioner or

respondent does not sign the settlement agreement within one (1) week of the settlement being reached, or (4) the Chair rejects the settlement agreement.

C. Notice

If a grievance is referred to the full Council for hearing, the Chair will notify the parties, the Executive Director, the Chair of any applicable County or Congressional District Executive Committee, and the State Chair with the time, date, and location of the hearing, including whether the hearing will be held virtually or in-person (the “Hearing Notice”). The Chair will also tell the parties that they may be represented by legal counsel at the hearing. The hearing must be held and completed within forty (40) days of the Hearing Notice unless the Council, by majority vote, reasonably determines that the hearing cannot be completed within that time.

D. Contested Case Procedures

Prehearing Motions.

Within ten (10) days of the Hearing Notice, a respondent may file a motion to dismiss the grievance on the grounds that the Council lacks jurisdiction. Any party may oppose a motion to dismiss in writing within three (3) days. After this three-day period, the Chair will refer the motion to dismiss to the full Council. The Council can grant or deny the motion to dismiss, or defer consideration of the motion until the hearing.

Parties may make other prehearing motions, including motions to amend grievances or responses. The Chair will promptly rule on these motions, subject to reversal by a 2/3rds vote of the Council.

Witnesses

Any party planning to call witnesses at the hearing must provide the Chair with a list of potential witnesses and their contact information at least five (5) days before the hearing. Within twenty-four (24) hours of receiving this list, the Chair will send a Hearing Notice to the potential witnesses.

Prehearing Conference

The Chair, with at least forty-eight (48) hours’ notice to the parties, may conduct a pre-hearing conference to narrow the issues, determine the admissibility of any documents or other evidence, or otherwise expedite the hearing in the interest of efficiency and fairness.

Convening the Hearing

The Chair will convene the hearing in accordance with the Hearing Notice and confirm that (1) all parties have provided with the Hearing Notice, the grievance, any responses, and other filings, and (2) all proposed witnesses have been invited as described above.

The Chair will inform the parties that the Council will hear relevant evidence and determine the merits of the dispute. During the hearing, the Council members and each party may present evidence and cross-examine witnesses.

Evidence

All witness testimony must be given under an oath or affirmation administered by the Chair. Parties may cross-examine witnesses and Council members may ask witnesses questions. Hearsay is not admissible. The Chair will make procedural and evidentiary rulings, subject to reversal by a 2/3rds vote of the Council.

The petitioner must prove that the Acts occurred with clear and convincing evidence.

Order of Proceedings

The Chair of the Council of Review may, subject to a majority vote of those members of the Council of Review present and voting, extend the time for opening statements, evidentiary presentations, and closing statements.

After the Chair's opening comments and consideration of any prehearing motions that were deferred by the Council, the hearing will proceed as follows:

1. Petitioner(s)'s Presentation. (30 minutes maximum)
 - a. Opening statement, if desired.
 - b. Petitioner(s)' witnesses are called, examined and cross-examined.
 - c. Petitioner(s)' non-testimonial evidence is presented.
2. Respondent(s)'s Presentation (30 minutes maximum)
 - a. Opening statement, if desired.
 - b. Respondent(s)' witnesses are called, examined and cross-examined.
 - c. Respondent(s)' non-testimonial evidence is presented.
3. Closing Statement by each party (5 minutes maximum for each)

After closing statements, the Council will deliberate in closed session. The Council will announce its decision in open session and, if requested by either party, announce the numerical vote.

Adjudication

When adjudicating a dispute, the Council must determine whether the Acts occurred, wholly or partially. If the Council finds that any portion of the Acts occurred, it must then decide whether the Acts had a material, adverse impact on the petitioner(s). If the Council determines that the Acts had a material, adverse impact on the petitioner(s), the Council will adopt a remedy or sanction that addresses the Acts' material, adverse impact. The Council is not required to adopt any remedy or sanction sought by the petitioner(s), but may adopt any remedy or sanction the Council finds appropriate. If the

Council finds that the Act occurred, wholly or partially, but did not have a material, adverse impact on the petitioner(s), the Council may simply note that the Acts occurred, but not provide any other remedy.

The Council may make determinations and adopt other remedies or sanctions by majority vote, but may only remove party officeholders from office by a 2/3rds vote of present and participating Council members.

In addition to announcing the Council's decision at the end of the hearing, within ten (10) days of the hearing, the Council will prepare a written decision and provide it to all parties, the Executive Director, and the State Chair.

Appeal

All decisions of the Council are final. However, if a decision received less than a 2/3rds vote of the Council (or 3/4ths vote for decisions to remove a Party officeholder), a party may appeal to the State Executive Council in writing within fifteen (15) days of receipt of Council's written decision. The written appeal must be delivered to all parties to the hearing, the Council Chair, the State Chair, and the Executive Director (the "Appeal Recipients"). The Executive Director will provide the Council's written decision and any available hearing evidence to the State Executive Council.

Within fifteen (15) days of the written notice to appeal, the appellant may provide the Appeal Recipients with a brief describing the Council's alleged error and explaining why the Council's decision should be overturned or modified. Within fifteen (15) days of the appellant's brief, any other party to the hearing may submit a responsive brief to the Appeal Recipients explaining why the Council's decision should be upheld. The appellant may submit a reply statement to the Appeal Recipients within five (5) days of receiving this response.

Within ten (10) days of receiving the appellant's reply statement, the State Executive Council will decide whether to have an appeal hearing and, if so, provide the parties with notice of the time and place for any appeal hearing. Within 15 days of receiving the reply statement or, if there is an appeal hearing, within 15 days of the appeal hearing, the State Executive Council must meet and consider the appeal. The State Executive Council must defer to the Council of Review's determination about factual issues. In deciding whether the Council of Review properly applied the relevant provisions of the Party Rules or Code of Conduct or ordered appropriate remedial action, the State Executive Council may, but is not required to, give any deference to the Council of Review's decision. Within ten (10) days of its meeting to consider the appeal, the State Executive Council will affirm or reverse the Council of Review's decision and announce its decision in writing to the parties and the Council of Review, and order any

appropriate action, including, but not limited to, a new hearing before the Council of Review.

E. General Provisions Regarding Time Limitations.

Except for grievance filing deadlines, the Chair of the Council of Review may, for good cause shown, shorten or lengthen any of the time limitations in this Article.

Except for grievance filing deadlines, failure to comply with the time limitations in this Article does not justify dismissing a grievance or awarding summary relief to a respondent/s. Instead, the Council of Review may, in appropriate cases, grant relief from any violation of the time limitations.

ARTICLE VII - AFFILIATED ORGANIZATIONS

A. Process to Request / Renew Affiliation or Submit Bylaws

Recognition and renewal of Affiliated Organizations will proceed as follows. The requesting organization may request guidance from the Committee before submission of any request for affiliation, renewal, or Bylaws amendment.

1. Organizations newly requesting recognition must apply to the Affiliated Organizations Committee ("Committee") and complete the organizational process at least ninety (90) days prior to the State Executive Committee Meeting at which the organization will be considered. This timeline may be extended or shortened by the Committee as reasonably needed to allow for review. If approved, initial recognition applies until June 30 of the next odd-numbered year.
2. All existing Affiliated Organizations (including organizations newly recognized during the prior two years) must re-apply to the Committee in writing by April 1 of each odd numbered year. If an Affiliated Organization does not apply for reaffiliation by the deadlines in this Article, its charter will be considered invalid at that time. Approved renewals go into effect on July 1 and, unless revoked, remain valid until June 30 of the next odd-numbered year.
3. If an existing Affiliated Organization amends its Bylaws such that its mission, purpose, or process is significantly altered, the organization must submit the proposed amendment(s) to the Committee for review.

4. All applications for initial recognition and for renewals will be evaluated by the Committee. The Committee will convene to evaluate Bylaws and other criteria to confirm that criteria are met.
5. The Committee will submit its report at least thirty (30) days prior to the State Executive Committee meeting at which organizations may be recommended. The report of the Affiliated Organizations Committee, including the names of the organizations requesting approval, will be included in the agenda in the official notice of this SEC meeting. Notice of this committee's recommendations and the reviewed constitutions/Bylaws of each auxiliary or caucus requesting approval must be posted on the NCDP.org website at least fourteen (14) days prior to any SEC meeting at which recommendations will be considered.
6. Committee recommendations are subject to final vote of the State Executive Committee.
7. The State Executive Committee may grant conditional approval of an Affiliated Organization. If such conditional approval is granted, the conditionally approved Affiliated Organization must then meet all the requirements and deadlines for full recognition prior to the next full meeting of the State Executive Committee, when the State Executive Committee will vote on final approval or denial.

B. Criteria for Recognition or Renewal

1. The party will only recognize a single auxiliary or caucus for any specific purpose.
2. A newly proposed Affiliated Organization must have held an organizational meeting with notice to all county parties and all chapter members to adopt Bylaws and elect officers using Robert's Rules of Order for establishing a permanent society. An existing Affiliated Organization must hold annual business meetings in accordance with its Bylaws and elect officers at least every two years.
3. An Affiliated Organization must demonstrate broad outreach, inclusion, and capacity to represent the constituency group as stated in its Bylaws.
4. The constitution and Bylaws of the Affiliated Organization must include:
 - a. provisions consistent with the values as stated in the Preamble and Open Party chapters of the NCDP Charter and Bylaws;

- b. a statement indicating that a primary mission of the organization is the promotion of the Democratic Party, the Democratic Party's nominees for elective office, and the Democratic Party's elected officials;
 - c. a mechanism for managing disputes with local chapters of its organization which deviate from its stated mission and for the internal resolution of disputes that arise within the organization. The internal disputes of an affiliated organization are not reviewable by the NCDP Council of Review.
- 5. The current Bylaws of the Affiliated Organization must be published on the State Party website. Any amendments to the current Bylaws must be provided to the NCDP Executive Director for reposting on the state party website.
- 6. Every Affiliated Organization is required to comply with North Carolina Election law.
- 7. Each Affiliated Organization must submit to the NCDP Executive Director (and update as needed) the names, addresses, phone numbers, and contact information for officers and representatives of all levels of the organization. This data must be entered into the NCDP database.

C. Representation and Voting on County, District, State Executive Committees and State Executive Council and Policy Committees

County Executive Committees

Organized chapters wholly within a county may designate a voting member on the County Executive Committee, who will be entitled to one vote. The member must reside in the county. The president of the state Affiliated Organizations will certify the names of presidents and designated representatives of duly organized chapters within a county to the State Party Chair. Designated members serve on this committee until their term expires.

The county executive committee will determine what constitutes a duly organized Democratic Club of the county, if that club is not affiliated with a state recognized Affiliated Organization. The designated representative of the club shall be a member of the County Executive Committee, except that the County Executive Committee will determine if the club has a vote.

District Executive Committees

Each State Affiliated Organization will, in accordance with its Bylaws, choose a representative to each Congressional District Executive Committee. The representative

must reside in the district, and will be a voting member of the District Executive Committee.

If a County Chair or First Vice Chair is elected as a district representative of a State Affiliated Organization, the Organization must designate some other member residing in the district to serve as the representative to the congressional district executive committee. These representatives are entitled to one vote except when voting for the nominating procedures under North Carolina General Statutes, when they shall be non-voting members.

Democratic Clubs not currently recognized at the state level may be recognized at the district level at the discretion of the executive committee in the district in which these are organized. The District Executive Committee will determine if the club has a vote.

State Executive Committee

The current presidents or their designated representatives of all State Affiliated Organizations are voting members of the State Executive Committee.

State Executive Council

Current State presidents of Affiliated Organizations are voting members of the State Executive Council.

Policy Committees

Current State presidents or their designated representatives of Affiliated Organizations are voting members of the Resolutions and Platforms Committee and State Legislative Policy Committee.

Any state affiliated organization may submit proposed platform recommendations or resolutions to the Resolutions and Platform Committee.

Council of Review

Presidents of Affiliated Organizations are not eligible for membership on the Council of Review. However, members of an Affiliated Organization may be elected from congressional districts or appointed by the State Chair to serve on this committee.

D. Reasons for Removal and Vacating of Officers and Committee Members

Removal of an AO representative on any party committee may result from hearings under the Affiliated Organization's internal processes, as an individual member of a state party committee subject to Council of Review action, or automatically under certain circumstances when accepting new roles within the party. If an Affiliated Organization representative to a committee of the North Carolina Democratic Party engages in conduct that is grounds for removal, the individual may be removed from the

committee. In instances in which an individual serving as AO representative is removed or vacated from any committee, the Affiliated Organization may elect or appoint a temporary or permanent replacement as needed in accordance with its Bylaws.

E. Revocation of Charter

An Affiliated Organization may be subject to revocation of its status under the following circumstances:

- 1) An annual meeting has not been held and/or officers have not been elected at the time prescribed in the organization's Bylaws;
- 2) When Affiliated Organization recognition status is disputed, is unresolved by its internal dispute resolution process, and results in a lack of clear lines of leadership and accountability or becomes disruptive to the business of the party, disputing parties will be subject to binding arbitration by an arbiter agreed to by both at the expense of the disputing auxiliaries or caucuses. If one of the parties to the dispute refuses to participate in arbitration or refuses to accept the result of arbitration, the state party chair, in consultation with the Executive Council and Affiliated Organizations Committee shall name the president of the participating organization as the representative of the organization on the State Executive Committee and/or State Executive Council.
- 3) If a national organization has authority to revoke the charter of an affiliated state organization and has revoked the charter of the state organization.

Upon revocation or suspension of a charter, all representatives of an affiliated organization shall lose their standing. The Chair of the North Carolina Democratic Party, after consultation with the Affiliated Organizations Committee and State Executive Council, has authority to determine that an Affiliated Organization is suspended or no longer recognized when any of the above occurs. Nothing in these policies prevents a group from seeking restoration of recognition when criteria as an Affiliated Organization of the state party has been met.

F. Dispute Resolution Within an Affiliated Organization

All affiliated organizations shall resolve their internal disputes using the dispute resolution processes in their approved bylaws. No decision made by these processes shall be appealable to any officer or any committee within the North Carolina Democratic Party.

ARTICLE VIII – RESOLUTIONS PROCESS

A. Precinct Resolution Process

Resolutions may be proposed, considered, and adopted at the annual meeting of any precinct. All resolutions adopted at a precinct meeting shall be forwarded to the county secretary.

B. County Resolution Process

Resolutions submitted by the precincts will be considered at the next County Convention. In even-number years, the Convention will adopt a method for considering resolutions—either directly at the county convention or following initial review by a committee appointed by the County Chair.

If initial committee view is used:

- a. The committee meeting must take place at least 14 days before the County Convention and must be publicized to party members at least 14 days before it takes place. Any Democrat residing in the county may speak on precinct resolutions at this meeting;
- b. The committee may edit and/or consolidate precinct resolutions, in keeping with their intention. It may also recommend prioritizing certain state and national resolutions. Resolutions that are of purely local interest should be recommended for further action on the local level;
- c. The County Convention may approve or amend the prioritization recommendations from the committee.

Regardless of whether initial committee review is used, the County Convention may decide to first vote on which resolutions to approve and then vote on prioritizing resolutions. The Secretary will tabulate ballots, weighted by precinct delegate vote, and report the approved and prioritized resolutions to the convention.

Resolutions adopted at the County Convention that address state and national issues will be forwarded to the District Secretary by the County Secretary within ten (10) days. Any other adopted resolutions will be recorded as reflecting local county party policy and will be forwarded to the State Platforms and Resolutions Committee for consideration in constructing the State platform.

Purely local resolutions will not be submitted to the District.

C. District Resolution Process

Resolutions submitted by the Counties will be considered at the next District Convention.

The District Chair may appoint a special committee for initial review and consideration of the submitted county resolutions. If formed, that committee has the authority to edit and consolidate county resolutions, in keeping with their intention, and then prioritize state and national resolutions for consideration at the District Convention. If resolutions are considered by committee, the committee will meet at least 5 days before the District Convention and announce that meeting to District party members at least 14 days in advance. Any Democrat residing in the district may propose and speak on such resolutions at this meeting.

At the District Convention, delegates will vote whether to adopt the submitted resolutions. The state and national resolutions that the District Convention prioritizes as reflecting the most vital and pressing issues will be forwarded to the Resolutions and Platform Committee by the District Secretary within ten (10) days. Non-prioritized resolutions will be recorded as reflecting District party policy and submitted the Platform and Resolutions Committee to be used in drafting the Platform.

To prioritize resolutions, the District Convention may 1) vote directly to approve or amend the prioritization of resolutions as recommended by the special committee (if used), or 2) first vote on approval of resolutions, and then vote on prioritizing resolutions. Each delegate may prioritize state and national resolutions but may prioritize fewer than that number if that delegate chooses.

D. State Resolution Process

The Resolutions and Platforms Committee shall have the authority to edit and/or consolidate prioritized resolutions from the district parties in keeping with their intention prior to forwarding them to the State Convention or the State Executive Committee meeting.

Any resolution approved by the Committee will be voted on at the relevant State Convention or State Executive Committee meeting. Any resolution not approved by the Committee will not be considered by the State Convention or State Executive Committee unless a motion to consider that resolution is made from the floor and passed by a two-thirds (2/3) majority of present and voting members.

ARTICLE IX - VOTING

A. Majority Vote

Unless otherwise provided for in the Charter and Bylaws, when quorum exists, fifty percent (50%) plus one (1) of the votes cast constitutes a majority.

B. Voting Methods

For all County Executive Committee meetings and conventions at any level, voice votes, including decision by acclamation, are permitted unless twenty-five percent (25%) of the voting members present call for a weighted vote.

C. Proxy Voting

Proxy voting is not permitted at precinct meetings, or at County, District, or State Conventions.

For meetings of any Executive Committee and the State Executive Council, a member may designate an active Democrat, from the jurisdiction or organization that elected the member to that body, to serve as their proxy for a particular meeting of that body. The member must notify the chair or secretary of that body in writing prior to the call to order of the meeting. No person may serve as proxy for more than one member at any meeting and no member or proxy may be entitled to more than one vote.

For the State Executive Committee and State Executive Council, notice of a proxy may also be given to the Executive Director.

Special rules for State Executive Committee

An SEC member who represents a county with two (2) or fewer committee members may designate a registered Democrat from any county within their congressional district to serve as their proxy. A properly designated proxy may vote the full strength of the elected SEC member.

D. Voting in Precinct Organizations

Each registered Democrat residing in the precinct and in attendance at any precinct meeting is entitled to cast one vote.

E. Voting in County Organizations

For weighted votes at County Executive Committee meetings, each precinct will receive one vote for every one hundred (100) votes cast by that precinct for the Democratic nominee for Governor in the most recent gubernatorial election. The precinct chair and vice chair may each cast only one-half ($1/2$) of their precinct's weighted vote. All other members of the County Executive Committee may cast one vote. No individual may vote in two capacities.

For weighted votes at County Conventions, each Precinct is entitled to the number of votes equal to the number of delegates it has elected, up to its full voting strength, provided the Precinct originally elected a minimum of five (5) delegates, or at least one (1) delegate for each vote to which it was entitled, whichever is smaller. The full number of votes which the Precinct is entitled to cast will be divided equally among the Precinct's attending delegates.

For County Conventions, the County Chair will appoint sufficient volunteers to count and tabulate the votes, including reducing the votes to decimals and rounding off to the nearest hundredth when necessary.

Special Rules at County Conventions

At the discretion of the County Chair, a plurality vote may be used to elect State Executive Committee members, Congressional District Convention delegates, or State Convention delegates.

In voting on District Executive Committee representation, only those delegates present who reside in the respective congressional district shall be entitled to vote.

F. Voting in Congressional District Organizations

For weighted votes at Congressional District Executive Committee meetings, the representatives of a County (or portion thereof) are entitled to cast one (1) vote for each delegate elected at the County Convention, up to its full voting strength.

In a multi-county district, the two County representatives will each cast exactly one-half ($1/2$) of their County's votes. If only one representative of a county is present or represented by proxy, then that representative may cast all of the County's votes.

In a single-county District, each County representative may cast an equal share of the County's votes.

All other members of the District Executive Committee may cast one (1) vote each, except that when voting for the nominating procedures under state law, they are non-voting members.

For weighted votes at the Congressional District Convention (including Reorganization Conventions), each County's delegation is entitled to vote the full strength of their county upon all matters of business at the Convention. All votes which a County delegation is entitled to cast will be divided equally among the delegates in attendance for that County.

For the purpose of national delegate selection, each delegate election is a separate matter of business, and the voting delegates are authorized to vote the full strength of their county.

G. Voting in Other District Executive Committees

Each County's members are entitled to cast one (1) vote (rounded to the nearest whole number) for each three hundred (300) persons residing within the county, based upon the last decennial census. The two County representatives will each cast exactly one-half ($\frac{1}{2}$) of their County's votes. If only one representative of a County is present or represented by proxy, then that representative may cast all of the County's votes.

Special Rules for Whole and Split Single-County Districts

For districts composed of only the entirety of one County, each member in attendance may cast one (1) vote.

For districts composed of only one County, but less than all of that County, each member in attendance may cast weighted votes as provided for County Executive Committee meetings. If the partial County district contains part of a divided precinct, the precinct is entitled to cast one (1) vote (rounded to the nearest whole number) for every one hundred (100) Democratic votes cast by the precinct for the Democratic nominee for Governor at the last gubernatorial election, with the number of votes determined by taking the total number of votes for governor, and multiplying it by the percentage of the precinct's total population that lives in the district; provided that every precinct shall be entitled to cast at least one vote. If either of the precinct chair or vice chair does not live in the district, the one who lives in the district will be entitled to cast the entire vote allocated to that precinct. If neither the chair nor the vice chair live in the district, the votes allocated to that precinct may be cast by the secretary, if the secretary lives in the

district. If none of the precinct officers live in the district, the precinct chair may appoint someone who resides in the district to cast the allocated votes.

H. Voting at the State Level

All members and officers of the State Executive Committee are entitled to one vote.

For weighted votes at the State Convention, each County's delegation is entitled to vote the full strength of their County upon all matters of business at the Convention. All votes which a County delegation is entitled to cast will be divided equally among all the County's delegates in attendance.

ARTICLE X – GENERAL RULES

Committee Meetings

Called Meetings.

Unless otherwise provided for in the Charter or Bylaws, the chair (or forty percent (40%) of the membership) of any committee, subcommittee, or council may call meetings in addition to those required by the Charter or Bylaws. The chair of the respective committee, subcommittee, or council may set the time and place of the meeting, unless otherwise set forth in the Charter or Bylaws.

Meeting Notice Requirements

Unless otherwise provided for in the Charter or Bylaws, e-mail notice of all meetings must be given to members of any committee, subcommittee or council. Individual members will receive notice via U.S. Mail if requested by that member.

The time for such notice is as follows:

- Five (5) days for county executive committees, prosecutorial executive committees, state senatorial executive committees, state house of representatives executive committees, congressional district executive committees, or the state executive committee when meeting to fill a vacancy in nomination to elected office or elected office;
- Forty-eight (48) hours for the State Executive Council in the event of an emergency regarding the North Carolina Democratic Party (examples of emergencies include but are not limited to vacancy in the position of executive director, a pending financial situation, a legal matter, or any circumstance with an affiliate of the North Carolina Democratic Party that requires immediate attention).
- Fourteen (14) days for all other committee, subcommittee, or council meetings for any other purposes. Email address must be verified by return email from the member or via verification button included in a verification email. Email addresses must be verified annually by return email from the member or via verification button included in the verification email. If the NCDP or the secretary and chair of a committee does not have a committee member's verified email on file, that member will receive notice via U.S. Mail.

The first day of notice shall be considered the date indicated by the postmark imprinted by the United States Postal Service or a postage meter approved in accordance with a permit issued by the United States Postal Service.

The meeting notice must contain the date, time, place, and proposed agenda for the meeting.

Meeting notices for the State Executive Committee and the State Executive Council must be posted on the state party's website.

Quorum

Unless otherwise provided for in the Bylaws, forty percent (40%) of the voting membership of a committee, subcommittee, or council constitutes a quorum.

At any convention, a quorum exists when there is present on the floor at least one official delegate from fifty percent (50%) plus one (1) of the precincts or counties entitled to be present at, and that elected delegates for, the respective convention.

Subcommittees

Unless inconsistent with the Charter or Bylaws, all Executive Committees have authority to appoint ad hoc or standing committees, in their respective jurisdictions, with the purposes and powers deemed necessary or desirable.

Definitions

Significantly Ethnic Precincts

A precinct where at least 30% of registered voters are self-reported to the State Board of Elections using ethnic or racial categories as either "African American/Black," "American Indian/Alaska Native," "Asian or Native Hawaiian/Pacific Islander," or "Hispanic or Latino."

Active Democrat

A person who is registered to vote in North Carolina as a Democrat and who gives of their time and/or means to further the interests of the Democratic Party.

Residence

A person's voting residence in accordance with North Carolina law.

Unit Rule Abolished

The "unit rule" exists where all of a non-unanimous delegation's votes are cast according to the vote or will of less than a unanimous majority of its delegates. The use of the unit rule is prohibited in all activities and at all levels of the North Carolina Democratic Party.

No Convention May Bind Another

No convention may vote to bind a subsequent convention.

Nominating Committees and Nominations From The Floor

Unless otherwise provided for in the Charter and Bylaws, nominating committees are permitted to recommend a name or slate of names to fill an office or offices, but nominations from the floor must be permitted for any office.

Code of Conduct

The North Carolina Democratic Party shall develop, adopt, and maintain a Code of Conduct. A current copy will be kept publicly available on its official website. The Code of Conduct is specifically applicable to Party officers, council, committee or subcommittee members, and officers of Affiliated Organizations recognized by the Party. The Code of Conduct will not be used to abridge the right of free speech within the Party but will pertain to insulting, threatening, or abusive language or actions toward fellow party members.

Parliamentary Authority

The rules contained in the current edition of Robert's Rules of Order Newly Revised will be used by organizations of the North Carolina Democratic Party in all cases to which they are applicable and not inconsistent with the Charter, Bylaws, and any adopted special rules of order.

Vacancies and Conflicts

Temporary Duties Upon Vacancy

Whenever there is a vacancy in any precinct, county, congressional district, or state executive committee office, the duties of that office will be temporarily assumed by the next officer in line until the vacancy is filled.

Simultaneous Office-Holding Prohibited in Some Circumstances

No person may hold an officer position in more than one of a County, Congressional District, or State Executive Committee at one time. Any person who accepts election to a second County, Congressional District, or State Executive Committee officer position will be automatically deemed to vacate the previously-held office in favor of the new office.

No Chair of any County or Congressional District Executive Committee, and no Officer of the State Executive Committee, may serve as a president of any statewide Affiliated Organization. Any such office-holder who accepts the position of President of a statewide Affiliated Organization will be automatically deemed to vacate the previously-held office. Any current President of a statewide Affiliated Organization who is elected as Chair of a County or Congressional District Executive Committee, or any Officer of the State Executive Committee, must resign their position in the Affiliated

Organization within fifteen (15) days or their newly elected office will be automatically deemed vacant.

Temporary Vacancies During Contested Primaries

Any officer at any level of the party will be deemed to temporarily relinquish their position under the following circumstances:

- The officer files for a partisan elected office and has a contested Democratic primary;
- The officer has an active managerial or staff role, or serves as treasurer, for a candidate for a partisan elected office who has a contested Democratic primary;

The officer may resume their party duties when the contested primary election ends.

These Bylaws may be amended by two-thirds (2/3) vote of the State Executive Committee members present and voting. Amendments must first have been reviewed by the Charter and Bylaws Committee. The content of any proposed amendment shall be uploaded on the NCDP website 14 days prior to the SEC meeting and emailed to all SEC members 14 days prior to the meeting. Unless otherwise specified, amendments take effect immediately upon approval by the State Executive Committee.

Adopted the 27th of June 2026.