

**THE CONSTITUTION OF THE DEMOCRATIC PARTY OF HAWAI‘I
AS AMENDED May 28, 2022**

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1
2
3 **ARTICLE I – MEMBERSHIP**

4 **Section 1. General.**

5 The Democratic Party of Hawai‘i shall be open to all persons who desire to support the Party,
6 who wish to be known as Democrats, and who live in Hawai‘i.

7 The Democratic Party of Hawai‘i believes that its primary election, a state-imposed mandatory
8 nomination procedure, ought to be open to participation of only such persons as are willing to
9 declare their affiliation with and support for the Party, either through public registration to vote,
10 or through maintenance of membership in the Party. The Party further believes that the current
11 Constitution and laws of the State of Hawai‘i, by maintaining secrecy of affiliation, and by
12 compelling the Party to admit to its nomination procedures those who may have no interest in, or
13 actually oppose the interests, values, and platform of the Party, do violence to the Party’s
14 associational freedoms and the individual freedoms of its membership to define their own
15 political views, guaranteed under the Constitution of the United States

16
17 **Section 2. Enrollment.**

18 The procedure for enrollment in the Democratic Party of Hawai‘i shall be as provided in the
19 Bylaws of the Democratic Party of Hawai‘i.

20
21 **Section 3. Candidates for public office and current or former office-holders of either a
22 partisan or non-partisan office changing Party affiliation.**

23 Current or former elected officials of either a partisan or non-partisan office requesting to switch
24 from another party to the Democratic Party of Hawai‘i shall be as provided in the Bylaws of the
25 Democratic Party of Hawai‘i.

26
27 **Section 4. Official Records.**

28 The Secretary of the State Central Committee shall be the official custodian of the membership
29 records of the Democratic Party of Hawai‘i.

30
31 **Section 5. Disciplinary Action.**

32 A member of the Democratic Party of Hawai‘i shall be subject to expulsion, suspension,
33 reprimand, removal from a meeting, or censure for reasons and in keeping with procedures
34 provided in the Bylaws of the Democratic Party of Hawai‘i.
35
36

37 **ARTICLE II – PRECINCT CLUB**

38
39 **Section 1. Precinct Club.**

40 Determining the formation, if any, duties, and organization of Precinct Clubs will be the sole
41 responsibility of each County Committee.

42
43 **Section 2. Restrictions.**

44 County Committees are not allowed to usurp any of the responsibilities of the District Council as
45 laid out in the Constitution or Bylaws of the Democratic Party of Hawai‘i if they choose to form
46 Precinct Clubs.

1
2 No Precinct Club will be allowed to have a Precinct Treasurer.
3
4

5 **ARTICLE III – DISTRICT COUNCIL**

6

7 **Section 1. Organization and Definition.**

8 There shall be a District Council in each Representative District which shall consist of all the
9 District Chairperson, District Vice-chairperson, District Secretary, District Treasurer, and eleven
10 (11) at-large Directors, with at least every precinct having the opportunity for representation on
11 the District Council. State Central Committee Senate Representative that resides in the
12 Representative District shall be a non-voting, ex officio member of the District Council and not
13 count towards quorum for District Council meetings.
14

15 1B. Definition: The District Council shall be the basic unit of the Party organization. There shall
16 be one District Council in each Representative District, as defined by law.
17

18 **Section 2. Officers.**

19 Officers of a District Council shall be a District Chairperson, Vice-Chairpersons, Secretary, and
20 a Treasurer. In addition, two (2) additional Vice-Chairpersons and one (1) additional Secretary
21 can be elected at the biennial election meeting or any subsequent District meeting where notice
22 was given to the entire District membership that nominations and voting were to occur to fill
23 these additional officer positions. The officers of the District Council shall constitute the
24 Executive Committee. Vacancies in any officer position shall be filled as provided in the Bylaws
25 of the Democratic Party of Hawai‘i.
26

27 **Section 3. Term of Office.**

28 The District Council, excepting the District Chairperson, shall take office no later than two
29 weeks after the biennial District Council meeting and end at the time of the election of a
30 successor but in no event past the two weeks after the biennial District Council meeting.
31

32 **Section 4. Meetings.**

33 Regular meetings of the District Council shall be held at least three (3) times a year at such time
34 and place as the Chairperson designates.
35

36 **Section 5. Duties and Responsibilities of the District Council.**

37 5A. The District Council, at its first meeting, to take place forty-five (45) calendar days after the
38 biennial elections, shall hear all challenges concerning the results of the biennial elections that
39 may be brought before it by any Party member residing in the District. The District Council
40 shall, not later than one (1) week after the first meeting, rule on every challenge concerning the
41 validity of a vote on, or the eligibility of a person voting on any question other than the election
42 of State Convention Delegates.
43

44 5B. The District Council shall consider challenges concerning delegates to the State Convention
45 as provided for in the Bylaws of the Democratic Party of Hawai‘i.
46

1 5C. It shall be the duty of the District Council to establish and maintain an active and effective
2 Party organization within its district to inform Democrats within the District of Party policy and
3 activities, and to ensure as large a vote as possible for Party candidates in the election.
4

5 5D. To affect these ends, the District Council may adopt District platforms, consistent with the
6 Party Platform adopted by the State Convention, and take such steps as are necessary to
7 encourage officials of the District elected or appointed in the name of the Party to observe the
8 Platform and Principles of the Party.
9

10 **Section 6. Biennial Election of District Officers and Delegates to the State Convention.**

11 Each District shall meet to elect District Officers, delegates, and alternates as provided for herein
12 and further provided for in the Bylaws of the Democratic Party of Hawai‘i, on the first
13 Wednesday of March in every even numbered year or at such other date and time as may be
14 determined by the State Central Committee (“the biennial election meeting”).
15

16 **Section 7. District Council Rules.**

17 7A. Each District Council may adopt rules for the proper conduct of its business not inconsistent
18 or in conflict with the Constitution and Bylaws of the Democratic Party of Hawai‘i or the Bylaws
19 and Rules of the applicable County Committee.
20

21 7B. The rules and rules amendments of District Council shall first be ratified by the State Central
22 Committee. If the State Central Committee fails to certify the rules and/or rules amendments
23 proposed by District Council, the District Council may at the next State Convention appeal for
24 ratification of such rules and/or rules amendments by the Convention.
25

26 7C. Changes to the District Council rules are required to conform or comply with amendments to
27 the State Constitution and/or Bylaws may be affected and adopted by the District Council within
28 ninety (90) calendar days of adoption by the State Party, or, after that time, by the State Central
29 Committee.
30

31
32 **ARTICLE IV – COUNTY ORGANIZATIONS**
33

34 **Section 1. Organization.**

35 There shall be a County Organization in each County which will consist of all members of the
36 Party residing in that County. Between their respective County Conventions, the affairs of each
37 County shall be subject to a County Committee: O‘ahu County Committee, Hawai‘i County
38 Committee, Maui County Committee, and Kaua‘i County Committee.
39

40 **Section 2. Rules for the Adoption of Respective County Organization Bylaws and Rules.**

41 2A. It is the purpose and intent of this rule to authorize and require the respective County
42 Organizations, consisting of all members of the Party residing in that County, to adopt their own
43 bylaws and rules to meet the desires and needs of the individual counties, so long as between
44 their respective County Conventions, the affairs of each County shall be subject to a County
45 Committee.
46

1 2B. The bylaws and bylaws amendments of a County Organization shall first be ratified by the
2 State Central Committee. If the State Central Committee fails to certify the bylaws and bylaws
3 amendments proposed by a County Committee, that County Committee may at the next State
4 Convention appeal for ratification of such bylaws amendments by the Convention.
5

6 2C. Changes to the County Bylaws required to conform or comply with amendments to the State
7 Constitution and/or Bylaws may be affected and adopted by the County Committees within
8 ninety (90) calendar days of adoption by the State Party, or, after that time, by the State Central
9 Committee.
10

11 **ARTICLE V – STATE CENTRAL COMMITTEE**

12 **Section 1. Membership.**

13
14 1A. There shall be a State Central Committee consisting of elected and ex-officio members
15 apportioned as follows:
16

- 17 (1) Elected members-at-large:
 - 18 (a) Party Chairperson;
 - 19 (b) National Committeeman;
 - 20 (c) National Committeewoman;
 - 21 (d) Youth Representatives, two (2) representatives of different genders,
22 between the ages of 18 and through age 35, inclusive; and
 - 23 (e) Caucus Representatives, two (2) representatives of different genders for
24 each caucus certified by the State Central Committee.
25
- 26 (2) Elected members, two (2) representatives of different genders, from each
27 Senatorial District, with the exception of the Senatorial District(s) which cover
28 more than one County, but only in compliance with Section 1A(5) of this Article
29 and elected Democratic Party of Hawai‘i Caucus members, two (2)
30 representatives of different genders, as provided in Section 7 of this Article;
- 31 (3) Elected County Representatives from each County, two (2) representatives of
32 different genders;
- 33 (4) Ex-officio members:
 - 34 (a) Immediate Past Party Chairperson, and
 - 35 (b) County Chairpersons.
- 36 (5) Two (2) representatives of different genders elected from each County of a
37 Senatorial District which covers more than one County.
- 38 (6) One (1) Senator appointed by the Democratic Leader of the Senate and one (1)
39 Representative appointed by the Democratic Leader of the House (alternating
40 gender to maintain gender balance).
41

42 1B. Each elected, appointed, and ex-officio member of the State Central Committee or that
43 member's successor shall be entitled to one (1) vote.
44

45 **Section 2. Elections.**

46 2A. The members of the State Central Committee, except County, Caucus and Youth

1 Representatives on the State Central Committee, shall be elected at the Democratic State
2 Convention by the delegates as designated pursuant to the Bylaws of the Democratic Party of
3 Hawai'i. The County Representatives on the State Central Committee shall be elected by the
4 Convention delegates from their respective County at the County Convention. The Caucus and
5 Youth Representatives on the State Central Committee shall be democratically elected by their
6 respective members as determined by their bylaws.

7
8 County committees may choose to elect all their representatives to the State Central Committee
9 at their County Conventions held in even-numbered years, provided that:

- 10
- 11 (1) The number of signatures required for nomination would be consistent with the
 - 12 Bylaws of the Democratic Party of Hawai'i;
 - 13 (2) There would be a single deadline for the filing of nomination papers for all
 - 14 County State Central Committee positions and it would be ten (10) calendar days
 - 15 before the County Convention at which the elections would be held;
 - 16 (3) The persons eligible to vote would be limited to those members of the Democratic
 - 17 Party of Hawai'i living in the Senate District or County that candidates are
 - 18 seeking to represent; and
 - 19 (4) The County Committee has amended its bylaws to reflect its choice.
- 20

21 Caucuses and Youth Representatives may choose to elect all their representatives to the State
22 Central Committee via a democratic process held in even-numbered years, provided that:

- 23
- 24 (1) The number of signatures required for nomination would be consistent with the
 - 25 Bylaws of the Democratic Party of Hawai'i;
 - 26 (2) The filing of nomination papers for all Caucuses and Youth Representatives will
 - 27 be thirty (30) calendar days before the meeting at which the elections will be held;
 - 28 (3) The persons eligible to vote would be limited to those members of the Democratic
 - 29 Party of Hawai'i that are also members of the organization that they are seeking to
 - 30 represent; and
 - 31 (4) The organization has amended its bylaws to reflect its choice.
- 32

33 2B. In addition to the Party Chairperson, who shall also be the Chairperson of the State Central
34 Committee, the elected officers of the State Central Committee shall be a Vice-Chairperson, a
35 Secretary, an Assistant Secretary, a Treasurer and an Assistant Treasurer. The foregoing
36 officers, excepting the Chairperson, shall be elected by the members of the State Central
37 Committee from its membership. No candidate for public office or other person who serves as
38 the Chairperson, Treasurer, or Deputy Treasurer on a campaign committee shall be an officer of
39 the State Central Committee. They shall serve until their successors have been elected, provided,
40 however, that any officer may be removed for cause by the affirmative vote of two-thirds of all
41 the members of the State Central Committee, at a meeting called for that purpose.

42
43 2C. The Chairperson of the State Central Committee may appoint other Vice-Chairpersons from
44 the membership of the State Central Committee, as the Chairperson may deem necessary or
45 proper with the consent of the State Central Committee.

46

1 **Section 3. Vacancies.**

2 When the Party Chairperson files to run for or is appointed to elective public office, with the
3 exception of the State Constitutional Convention delegate, the Party office shall automatically be
4 deemed vacant. Vacancies in the membership of the State Central Committee shall be filled as
5 provided in the Bylaws of the Democratic Party of Hawai‘i.
6

7 **Section 4. Tenure-Interim.**

8 The tenure of the interim Party Chairperson shall be until a successor is elected at the next
9 succeeding State Convention.
10

11 **Section 5. Power and Duties.**

12 The State Central Committee shall:

- 13
- 14 (1) Have general supervision over the affairs of the Party.
- 15
- 16 (2) Call all State Conventions and make the necessary arrangements therefore.
- 17
- 18 (3) Call all State Conventions and make the necessary arrangements therefore. It shall
19 adopt standing rules for the State Convention prior to the biennial election
20 meetings, subject to confirmation by a majority of the votes cast by Convention
21 delegates.
- 22
- 23 (4) Allocate and extend such monies as are properly under the control of the
24 Committee. Such funds shall be deposited at a commercial bank in the name of
25 the Party by the Treasurer. The Committee shall require the Treasurer to be
26 bonded in such amounts to the Committee may appear proper (premium therefore
27 to be paid by the Party), to submit a written report to the State Convention, and to
28 submit such other reports written or otherwise, as the Committee will require.
29
- 30 (5) Adopt written policies and procedures based upon generally accepted accounting
31 and fiscal practices and principles.
- 32
- 33 (6) Ensure that all fundraising projects undertaken in the name of the Democratic
34 Party of Hawai‘i be conducted according to the accounting policies and practices
35 adopted by the State Central Committee.
- 36
- 37 (7) Prepare legislation and take such other action as may be necessary to cause the
38 principles set forth in the Party Platform to be enacted into law.
- 39
- 40 (8) Take all necessary steps to ensure a full slate of Democratic Party candidates for
41 all elective offices within the State of Hawai‘i.
- 42
- 43 (9) Have authority to charter statewide subsidiary organizations within the
44 Democratic Party of Hawai‘i to further the goals of the Party. Each chartered
45 organization shall submit proposed bylaws or rules and amendments to the State
46 Central Committee within ninety (90) calendar_days of adoption and may from

1 time to time be required to submit a progress report listing its accomplishments
2 for the preceding year. Upon determination that the proposed bylaws, rules or
3 rule changes are consistent with the Constitution and Bylaws of the Democratic
4 Party of Hawai‘i, such bylaws, rules or rule changes shall become effective. The
5 Committee shall reserve the authority to withdraw the charter of any group which
6 shall in the opinion of the Committee, fail to abide by the principles of the
7 Democratic Party of Hawai‘i, and as further provided for in the Bylaws of the
8 Democratic Party of Hawai‘i.
9

- 10 (10) Allocate and remit funds from the Party treasury to the Democratic National
11 Committee.
- 12
- 13 (11) Have power to make rules and regulations not inconsistent with the Constitution
14 and Bylaws of the Democratic Party of Hawai‘i for the governance of itself, its
15 committees and the Democratic Party of Hawai‘i.
- 16
- 17 (12) Implement the Party's Affirmative Action Plan.
- 18
- 19 (13) Have such other powers and perform such other duties as may be reasonably
20 implied from the Constitution and Bylaws of the Democratic Party of Hawai‘i or
21 incidental to the carrying out of its functions.
- 22
- 23 (14) Exercise power from Convention to Convention to make interim changes to the
24 Bylaws of the Democratic Party of Hawai‘i, and the bylaws, rules and regulations
25 of the County Committees, when mandated by the Democratic National
26 Committee for compliance to Rules, Party structure, Delegate selection and Party
27 Charter.
- 28
- 29 (15) Remove a member of the State Central Committee who has accrued three
30 absences from regular State Central Committee meetings. For National
31 Committeeman and National Committeewoman, removal would occur when six
32 absences accrue.
- 33
- 34 (16) Candidate Statement Forms are to be kept and distributed in accordance with the
35 Bylaws of the Democratic Party of Hawai‘i, including the formation of a special
36 committee for implementation.
- 37

38 **Section 6. Meetings.**

39 6A. Immediately after the adjournment of the State Convention, which shall have elected State
40 Central Committee persons, the members of the new State Central Committee (including its ex-
41 officio members) shall meet for the purpose of organizing and electing its officers.
42

43 6B. The State Central Committee shall meet at least once every three (3) months.
44

45 6C. The State Central Committee shall determine its own quorum rules except that it shall not be
46 less than forty (40) percent of its members.

1
2 6D. At least one (1) meeting of the State Central Committee shall be held in each county every
3 biennium.

4
5 6E. The Party Chairperson shall have the authority to call a special meeting. A special meeting
6 shall also be held upon written request of at least a majority of the Executive Committee
7 and a majority of the State Central Committee. Special meetings shall require not less than five
8 (5) calendar days prior notice to the members of the State Central Committee.

9
10 6F. No member of the State Central Committee shall hold more than one proxy.

11
12 **Section 7. Caucuses.**

13 7A. Establishment. The State Central Committee may certify autonomous caucuses that
14 represent historically disempowered or under-represented constituencies due to current or past
15 inequality under law, discrimination, social prejudices, or economic injustice, provided the
16 minimal criteria are met.

17
18 7B. Criteria. Party members, formally organized based upon a historically disempowered,
19 legitimate constituency as described in Section 7A of this Article, may apply for certification as a
20 Democratic Party of Hawai'i Caucus. Certification of a caucus by the State Central Committee
21 shall be based on minimal criteria described in Section 7A and in the Bylaws of the Democratic
22 Party of Hawai'i.

23
24 7C. Membership. Only active and associate Democratic Party of Hawai'i members may
25 participate in a Democratic Party of Hawai'i Caucus.

26
27 7D. Nomination and Filing. Each Caucus and Youth Democrats shall certify eligible nominees
28 of different genders to elect two (2) representatives of different genders to the State Central
29 Committee. Procedures and qualifications for the candidate and the election process shall be
30 specified in the bylaws of each caucus and Youth Democrats. If a Caucus' Bylaws does not
31 specify nomination procedures or qualifications by 2018, then a caucus member nominated by
32 five (5) other members of the Caucus before the deadline for State Central Committee
33 nominations shall be certified an eligible nominee. In the event a Caucus fails to certify an
34 eligible nominee as specified in the Caucus Bylaw, appeal may be made to the Convention
35 Credentials Committee. If the State Convention accepts a Credentials Committee report that
36 rules the nominee should have been certified as eligible in accord with the Caucus' Bylaws, the
37 nominee shall stand as a Caucus candidate for State Central Committee at the State Convention.

38
39 **Section 8. Committees.**

40 The State Central Committee shall appoint standing committees on Finance, Platform,
41 Legislation, Rules, Affirmative Action, Membership, Fundraising, Communications, Community
42 Relations, Convention, Campaign, and Compliance Review.

43
44 **Section 9. Executive Committee.**

45 9A. The elected and appointed officers as designated herein, the Bylaws of the Democratic Party
46 of Hawai'i, and the National Committeeman and the National Committeewoman and each

1 County Chairperson shall constitute the Executive Committee of the State Central Committee.

2
3 9B. The Executive Committee shall meet once each quarter at the call of its Chairperson or upon
4 written request of not less than five (5) members of the Executive Committee filed with the
5 Secretary of the Executive Committee. Notice of each meeting shall be given by the Secretary at
6 least three (3) calendar days before the date of the meeting.

7
8 9C. A majority of the Executive Committee shall constitute a quorum for any meeting of the
9 Executive Committee. No proxies may be used by any member of this Executive Committee.

10
11 9D. The Executive Committee shall have full charge of matters within the authority of the State
12 Central Committee between meetings of the State Central Committee.

13
14 **Section 10. Financial Reports.**

15 10A. All officers, and members of the State Central Committee, who in the name of the
16 Democratic Party of Hawai‘i, engage in fundraising activities or have the responsibility of
17 making disbursements and receiving assessments, contributions or gifts, shall be responsible for
18 a strict accounting of all funds received or disbursed. A full and complete report in writing shall
19 be submitted to the Executive Committee within a reasonable time after the completion of a
20 project or term or at the request of the Party Chairperson or the Treasurer or the Executive
21 Committee. This section shall apply to any other person appointed by this body. In addition,
22 any treasury function of the State Central Committee shall be subject to audit at anytime during
23 the year in which the State Central Committee is elected. Any and all auditor reports shall be
24 available at the State Convention, and at the Democratic Party of Hawai‘i Headquarters for
25 inspection by any member of the Party.

26
27 10B. Notwithstanding any provision to the contrary, the County Committees shall keep their
28 own financial records and shall be exempted from the audit described herein.

29
30 **ARTICLE VI – STATE CONVENTION**

31
32 **Section 1. Time.**

33 The convention will be called biennially in May of each even numbered year, or at such other
34 times as may be determined by the State Central Committee.

35
36 **Section 2. Composition and Election of Delegates and Alternates.**

37 2A. Composition: The assembly of voting delegates for any State Convention shall be composed
38 of members of the Democratic Party of Hawai‘i as provided for in the Bylaws of the Democratic
39 Party of Hawai‘i.

40
41 2B. Election of Delegates and Alternates: Each District shall elect delegates at the precinct level
42 to the State Convention as contained in the official Call of the Party, subject to the composition
43 requirements as provided for in the Bylaws of the Democratic Party of Hawai‘i. Election of
44 alternates should be subject to the composition requirements as provided for in the Bylaws of the
45 Democratic Party of Hawai‘i. In the event the certified roster indicates insufficient membership
46 for an equal number of alternates, the members of the precinct shall decide the number of

1 alternates to be elected. Only members that reside in the precinct can vote for the
2 Delegates/Alternates representing their precinct, no person shall vote in a meeting of more than
3 one (1) precinct held for the purpose of electing delegates/alternates to the State Convention.
4

5 **Section 3. Purposes.**

6 The State Convention shall convene for the purposes provided for in the Bylaws of the
7 Democratic Party of Hawai‘i.
8

9 **Section 4. Candidate’s Filing Fee.**

10 Any member of the Party wishing to be a candidate for the above offices described in this Article
11 V shall file a nomination paper and pay a fee pursuant to the Bylaws of the Democratic Party of
12 Hawai‘i.
13

14 **Section 5. Delegate Registration Fee.**

15 5A. All delegates and alternates in attendance, registered at the State Convention, shall be
16 assessed a registration fee that is determined by the State Central Committee to defray the cost of
17 the Convention. Any excess shall be realization to the Democratic Party of Hawai‘i.
18

19 5B. Where a State Convention delegate is unable to pay the designated registration fee, a written
20 request for waiver should be submitted to the State Convention Credentials Committee as
21 prescribed by the Bylaws of the Democratic Party of Hawai‘i. No person duly elected as a
22 delegate or alternate delegate to the State Convention shall be excluded as a delegate or alternate
23 due to inability to pay the registration fee.
24

25 5C. In compliance with the Democratic National Committee Rules, no person shall be excluded
26 from any stage of the national delegate selection process for failure to pay the registration fee.
27

28 **Section 6. Organization of the Convention.**

29 The State Central Committee shall be charged with the responsibility of planning for the State
30 Convention. The Party Chairperson shall appoint the Convention Committee as a Standing
31 Committee and all Convention Committee Chairpersons and members as *ad hoc* committees.
32 Among the Convention committees appointed, there shall be:
33

- 34 (1) Convention Platform Committee.
 - 35 (2) Convention Rules Committee.
 - 36 (3) Convention Resolutions Committee(s).
 - 37 (4) Convention Affirmative Action Committee.
 - 38 (5) Convention Credentials Committee.
- 39

40 **Section 7. Officers.**

41 The Convention shall be convened by the Party Chairperson, or in the absence of the Party
42 Chairperson, the Vice-Chairperson of the State Central Committee. The Secretary of the State
43 Central Committee or in the absence of the Secretary, such other person as may be appointed
44 shall keep the Minute book of the Convention until the permanent Convention Secretary is
45 appointed.
46

1
2 **ARTICLE VII – REVENUES**
3

4 **Section 1. Fundraising.**

5 Subject to the provisions of this Article, Party funds may be raised by the Precinct Clubs (if their
6 formation is authorized by the County Committee), by the District Councils, by the County
7 Committees and by the State Central Committee, in addition to specially endorsed projects of the
8 State Central Committee. All money so raised shall be promptly submitted to the State or
9 County Treasurer. No bank accounts shall be opened or held at the Caucus, District or Precinct
10 level. State and County Treasurers will designate line items for allocated funds set aside for
11 Caucuses, District, Precinct or specially endorsed projects. Receipts shall be given for all cash
12 contributions. Required contributor information shall be collected for all contributions. Receipts
13 and contributor information shall be promptly forwarded to the State or County Treasurer for
14 proper compliance reporting as required in Federal and State statutes, laws, rules and regulations.
15

16 **Section 2. Conflicts.**

17 Where a fundraising activity is staged by the State Central Committee, it shall be the duty of all
18 other branches of the Party to cooperate in such activity.
19
20

21 **ARTICLE VIII – GENERAL PROVISIONS**
22

23 **Section 1. Representation of Women and Young People.**

24 The Precinct Club (if their formation is authorized by the County Committee), District Councils,
25 County Committees and the State Central Committee shall take affirmative action to ensure
26 representation of women and young people in all elected and appointed offices and on all
27 delegations and on all committees of the Democratic Party of Hawai‘i in reasonable relationship
28 to their presence in the population of the State.
29

30 **Section 2. Appeals.**

31 An appeal from an interpretation of the Constitution of the Democratic Party of Hawai‘i may be
32 taken from a Precinct Club (if their formation is authorized by the County Committee) to the
33 District Council, from the District Council to the County Committee, and from the County
34 Committee to the State Central Committee. Appeals shall be taken within five (5) calendar days
35 from the date of action by the Precinct Club, District Council, or County Committee as the case
36 may be. Notice of the time and place of hearing an appeal shall be given to all parties concerned
37 at least three (3) calendar days prior to the hearing, but such notice may be waived by any of the
38 parties.
39

40 **Section 3. Candidate Support of Platform, Resolutions, Constitution and Bylaws.**

41 Every Democratic Party candidate for election to office, whether Federal, State or County, and
42 every member of the Democratic Party of Hawai‘i shall support the Party Platform.
43

44 **Section 4: Party Support of Democratic Party Candidates.**
45

1 Every member of the Democratic Party of Hawai‘i shall support candidates who request the
2 Party’s support in the general, special, or nonpartisan elections. To be eligible for such
3 support, the candidate must be a member in good standing and must have completed the
4 Democratic Party of Hawai‘i Candidate Statement Form.
5

6 In nonpartisan races in which there is no Democratic Party of Hawai‘i supported member as
7 defined above, Democratic Party of Hawai‘i members may support any candidate they believe
8 will best be able to carry out the Democratic Party of Hawai‘i platform, Constitution and
9 Bylaws and adopted resolutions.
10

11 The Democratic Party of Hawai‘i or any unit thereof shall not endorse any candidate in any race
12 in which more than one Democratic candidate is running.
13

14 **Section 5. Ethical Campaign Practices.**

15 The Democratic Party of Hawai‘i and all members who file as a Democratic candidate for
16 elective office shall agree to a campaign ethics code or code of fair campaign practices, which
17 may be based on available codes and modified as needed, provided that any failure to abide by
18 this section shall not be subject to Article I on expulsion, reprimand, or censure.
19

20 **Section 6. Parliamentary Authority.**

21 The rules contained in the current edition of *Robert's Rules of Order Newly Revised* shall govern
22 all Precinct Club meetings (if their formation is authorized by the County Committee), Caucus
23 Meetings, District Council meetings, County meetings and conventions, and State Conventions
24 in all cases to which they are applicable and in which they are not inconsistent with the
25 Constitution, Bylaws, or special rules of order adopted by the Democratic Party of Hawai‘i or the
26 Bylaws and Rules of the applicable County Committee.
27

28 **Section 7. Interpretation of Constitution and Bylaws.**

29 The State Central Committee shall be empowered to make final decisions on the interpretation of
30 this Constitution and the Bylaws of the Democratic Party of Hawai‘i.
31

32 **Section 8. Resolutions.**

33 8. The resolving clauses of resolutions, except for those clauses that refer to a specific date,
34 event, or legislative session, once adopted by delegates at a convention of the Democratic Party
35 of Hawai‘i shall represent the official policies of the Party and shall remain in force and effect
36 until rescinded or amended by the delegates at an annual or special convention.
37

38 8B. Copies of resolutions of the Democratic Party of Hawai‘i still in force and effect, including
39 their preamble and transmission clauses, shall be made available online.
40

41 **Section 9. Nondiscrimination and Affirmative Action.**

42 9A. In order that the Democratic Party of Hawai‘i at all levels be an open Party which includes
43 rather than excludes people from participation, a program of effective affirmative action is
44 hereby adopted.
45

46 9B. Discrimination on the basis of race, sex, sexual orientation, gender identity, gender

1 expression, age, color, national origin, religion, ethnic identity, disability, or economic status in
2 the conduct of the business of the Democratic Party of Hawai‘i is prohibited.

3
4 9C. Any vacancy in the election process as defined by Section 11-118, Hawai‘i Revised
5 Statutes, because of death, withdrawal, disqualification, or any other cause shall be filled as
6 follows, except that no vacancy shall be filled if following the vacancy one or more Democrats
7 remained on the ballot.

- 8
9 (1) By the respective District Council if the vacancy is at the District level.
10 (2) By the respective County Committee if the vacancy is for an office covering a
11 geographic area larger than a District, including all County government offices.
12 (3) By the State Central Committee if the vacancy is for an office covering a
13 geographic area larger than a County.

14
15 **Section 10. Process to Identify Candidates to Fill Midterm Vacancies.**

16 When any vacancy occurs in the United States Senate, State Senate or State House that is held by
17 a Democrat, the following process shall be followed to identify candidates who may be
18 recommended to the Governor to fill the vacant office:

- 19
20 (1) The District Council shall select candidates if the vacancy is for an office
21 representing a State Representative District.
22 (2) The respective officers of the Precinct Clubs and District Councils affected shall
23 select the candidates if the vacancy is for an office representing a State Senate
24 District.
25 (3) The State Central Committee shall select the candidates if the vacancy is for an
26 office representing the entire State.

27
28 **Section 11. Ethics and Potential Conflict of Interest Disclosures.**

29 Any member of the State Central Committee or a County Committee who engages in activity
30 defined as “lobbying” under Hawai‘i Revised Statutes shall file a written disclosure with the
31 respective Committee Secretary stating for whom they are lobbying and on what matters.
32 Candidates for the State Chair, County Chair or the State Central Committee shall file such a
33 disclosure within seven (7) calendar days after filing to run for the office. Such disclosures shall
34 be available for inspection by Party members.

35
36 **Section 12. Prohibition Against Unit Rule.**

37 No member shall be bound to cast their vote by instructions from any party unit or organization,
38 except that pledged delegates to the national convention shall be bound to cast their vote on the
39 first round for the candidate they were elected to support, unless released by their candidate, and
40 presidential electors shall be bound on the first round to vote for the presidential candidate who
41 is the nominee of the Democratic Party.

42
43 **Section 13. Use of the Name of the Democratic Party of Hawai‘i and Party Logo.**

44 No District Council, Precinct Club or combination of Precinct Clubs (if their formation is
45 authorized by the County Committee), or District Councils or members of clubs, committees, or
46 Caucuses shall be permitted to use the name of the Democratic Party of Hawai‘i and/or the Party

1 logo, without first obtaining express and specific consent and authority of the Party Chair and/or
2 the appropriate County Committee or State Central Committee.

3
4
5 **ARTICLE IX – AMENDMENT OF CONSTITUTION AND BYLAWS**

6
7 **Section 1. Amendment of Constitution.**

8 This Constitution may be amended or revised by delegates at State Convention by a majority
9 vote. The effective date of such amendments shall be immediately upon adjournment of the State
10 Convention at which the amendments were adopted.

11
12 **Section 2. Amendment of Bylaws.**

13 The Bylaws of the Democratic Party of Hawai‘i may be amended or revised by delegates at State
14 Convention by a majority vote or at any regular or special meeting of the State Central
15 Committee by a majority vote of all its members, provided that the amendment has been
16 reviewed by the rules committee and provided that the recommendation of the rules committee
17 has been submitted in writing and presented orally at the previous regular meeting.

18
19 **Section 3. Changes to County Bylaws.**

20 Changes to the County Bylaws required to conform or comply with amendments to the State
21 Constitution and/or Bylaws of the Democratic Party of Hawai‘i may be effected and adopted by
22 the County Committees within ninety (90) calendar days of the adoption by the State Party, or,
23 after that time, by order of the State Central Committee.

24
25 **Section 4. Publication.**

26 Amended versions of Constitution and Bylaws of the Democratic Party of Hawai‘i shall be
27 published online with the date of their most recent amendment.

28
29 **Section 5. Copies.**

30 Copies of the Constitution and Bylaws of the Democratic Party of Hawai‘i shall be made
31 available online.