

**AMENDED AND RESTATED BYLAWS OF THE
SUMMIT COUNTY DEMOCRATIC PARTY**

MAY 11, 2019

PREAMBLE

We, the Summit County Democrats, in accordance with the laws of the State of Utah, and in alignment with the Democratic Party of Utah, dedicate ourselves to the pursuit of individual freedom, in the framework of a just society, and political freedom through participation by all. In this spirit, we do hereby set forth the organization and procedures by which the Summit County Democratic Party shall conduct its business.

ARTICLE 1 – THE SUMMIT COUNTY DEMOCRATIC PARTY

A. MEMBERSHIP

The body politic of the Summit County Democratic Party (the “Party”) shall be all Democrats and like-minded residents of Summit County (the “County”). Discrimination in the conduct of Party affairs on the basis of race, gender, age (if of voting age), color, creed, national origin, religion, ethnic identity, sexual orientation, economic status or disability is prohibited to the end that the Party at all levels be open.

B. ELIGIBILITY TO PARTICIPATE IN PARTY MEETINGS AND HOLD OFFICE

Except as otherwise expressly provided herein, any person who: (a) is eligible to vote in Utah in the next general election; (b) resides in the political subdivision in which the political activity is conducted, if applicable; and (c) and participates in good faith, may be eligible to attend Party meetings including Precinct Caucuses, County Conventions and Central Committee and Executive Committee meetings and/or to hold a Party Office.

C. VOTING; VOTING BY PROXY

Each eligible person attending any meeting of the Summit County Democratic Party shall be entitled to cast one (1) vote in any election, regardless of the number of Party Offices or other positions the person holds. Except as otherwise expressly provided herein or as may be required by applicable law, no vote may be taken by secret ballot. Except as otherwise expressly provided herein, voting by proxy shall not be permitted at any Party meeting including any Precinct Caucus, County Convention or any Executive Committee or Central Committee meeting.

D. ELECTIONS

Except for memberships established ex officio, no Person shall be elected to any Party Office, to any Precinct Office or as a Delegate or Executive Committee or Central Committee member unless they are present or provide their express written consent to such election.

E. ACCESSIBILITY

Every reasonable effort shall be made to ensure Party events are fully accessible, including accessible parking, paths to meetings, rooms, and restrooms, and to grant requests for reasonable accommodations. Accessibility information shall be included on relevant event materials. Spaces shall be large enough to accommodate all interested persons, and at least one gender-neutral restroom shall be available, and clearly marked, at all Party events where possible.

ARTICLE II – PRECINCT CAUCUSES

A. PRECINCT CAUCUS

1. In each Precinct, a meeting shall be called and conducted in each even-numbered year for the purpose of electing Precinct Officers, electing or confirming Delegate(s), as the case may be, and conducting such other Party business as the Precinct Chair may determine necessary (a “Precinct Caucus”).
2. The time and place of each Precinct Caucus shall be posted in one (1) or more public location(s) within the boundaries of a Precinct at least three (3) business days before the Precinct Caucus. The time and place of each Precinct Caucus shall also be noticed in at least one (1) newspaper of general circulation within the Precinct or in another form of media generally available throughout the Precinct at least five (5) business days before the Precinct Caucus.
3. Each Precinct Caucus shall be conducted in accordance with the rules therefore set forth in these Bylaws and as may be issued from time to time by the Central Committee so long as they are not inconsistent with these Bylaws.
4. The first order of business of each Precinct Caucus shall be the reading of the Call as issued by the Central Committee and shall include the purpose and rules of procedure of the meeting.
5. From time to time, the Executive Committee may organize group Precinct meetings in one or more regional locations. In such case, the Party Chair, Party Vice Chairs and/or other Party officers as necessary (which may include one or more Precinct Chairs or Precinct Vice Chairs), will preside over such precinct meeting(s).

B. PRECINCT ELECTIONS

1. The Precinct Chair shall ensure that ballot boxes are provided in advance of the balloting, that the ballots clearly indicate the Precinct Offices and Delegate positions open for election and that the names of the candidates for each office are posted prior to the balloting.
2. Balloting at each Precinct Caucus shall be held open for one (1) hour after nominations cease. No qualified person shall be denied the right to vote within that time for failure to attend the entire Precinct Caucus, or for any other reason.
3. The Precinct Chair and/or Precinct Vice Chair are automatically qualified and deemed by virtue of their office to be Delegates entitled to vote on behalf of the Precinct at the County Conventions and the State Conventions.

C. ELECTION CHALLENGES

The election conducted at any Precinct Caucus may be challenged. The aggrieved party shall lodge a complaint in writing with the Central Committee, specifying the basis for the challenge. The Central Committee shall thereafter constitute and refer the matter to a special Judicial Committee for investigation pursuant to Article X of these Bylaws.

D. FAILURE TO HOLD PRECINCT CAUCUS

If any Precinct within the County fails to hold a Precinct Caucus as prescribed above, then Precinct Officers and Delegate(s) will be selected in accordance with Article III.G. of these Bylaws.

ARTICLE III –PRECINCT OFFICERS AND DELEGATES

A. PRECINCT OFFICERS

1. Eligible attendees at each Precinct Caucus shall elect a Precinct Chair, a Precinct Vice Chair, a Precinct Secretary and a Precinct Treasurer (each, a “Precinct Officer”, with the office held by each being referred to as a “Precinct Office”). Each Precinct Office shall be held by a different person; provided however, that the offices of Precinct Secretary and Precinct Treasurer may be held by the same individual. The Precinct Officers shall, at all times during their respective terms of service, reside in the Precinct in which they are elected.
2. Precinct Officers shall be elected by majority vote of the attendees at the Precinct Caucus and shall serve a term of two (2) years or until their resignation or removal from office.
3. The Precinct Officers shall assist with the canvass of the Precinct and other Party affairs within the Precinct. They shall be given first preference for the positions of election judge, poll watchers and poll checkers.

B. RESPONSIBILITIES OF PRECINCT CHAIR

The Precinct Chair shall:

1. organize the Precinct and know the Democrats in it, making certain that each is registered and votes. To fulfill these functions, the Precinct Chair shall:
 - a. make use of the roster of the Precinct Caucus to conduct the business of the Precinct;
 - b. obtain a Precinct registration list from the County Clerk and utilize such other lists of voters or residents as may be available;
 - c. supervise a canvass of the Precinct, using materials provided by the Central Committee;
 - d. ensure that a list compiled from the above and other sources, to include name, address, telephone numbers and other relevant information, is maintained by the Precinct Secretary;
2. organize the biannual Precinct Caucus;

3. know the place(s), date(s) and procedures for voter registration;
4. arrange for election judges, poll watchers and checkers; provided, however, that the Precinct Chair shall obtain poll watcher certificates from Party headquarters;
5. recruit volunteers from the Precinct for Party work;
6. assist and promote qualified Party candidates running in their Precinct;
7. maintain records of pertinent legislative needs in the Precinct;
8. raise money for the operations of the Precinct and, in conjunction with the Precinct Treasurer, provide assistance to all Party fundraising activities in or affecting the Precinct; and
9. fulfill all duties set forth in Article II.B.1 regarding the conduct of the Precinct Caucus.

In addition, the Precinct Chair may, but is not required to, serve as a Delegate.

C. RESPONSIBILITIES OF PRECINCT VICE CHAIR

The Precinct Vice Chair shall:

1. assist the Precinct Chair in the performance of the duties of the Precinct Chair as described in Article III.B. above, and perform such duties in the absence or incapacity of the Precinct Chair.

In addition, the Precinct Vice Chair may, but is not required to, serve as a Delegate.

D. RESPONSIBILITIES OF PRECINCT SECRETARY

The Precinct Secretary shall:

1. keep a record of Precinct activities;
2. maintain a roster for each Precinct Caucus; and
3. maintain the list described in Article III.B.2.d. above.

E. RESPONSIBILITIES OF PRECINCT TREASURER

The Precinct Treasurer shall:

1. maintain Precinct financial records;
2. maintain an accounting of all funds raised by or for the Precinct; and
3. assist other Precinct officers with fundraising efforts.

G. VACANCIES; REPLACEMENT OF PRECINCT OFFICERS

1. A vacancy shall occur in any Precinct Office if:

- a.the Precinct Officer resigns, is removed, is incapacitated or dies;
- b.the Precinct Officer moves outside the Precinct;
- c.the Precinct Officer is required to register in a Precinct or district outside the one he or she was elected or appointed to represent, as the case may be; or
- d.a Precinct fails to elect or appoint someone to serve in such office.

2. In the event of a vacancy in the office of Precinct Chair, the Precinct Vice Chair shall automatically become the Precinct Chair, to serve for the remainder of the then current term of the Precinct Chair.

3. In the event of a vacancy in the office of Precinct Vice Chair for any reason other than the promotion of the Precinct Vice Chair to Precinct Chair as described in subparagraph 1 above, or the resignation, removal, incapacity or death of the Precinct Secretary and/or Precinct Treasurer, the Precinct Chair shall appoint a replacement Precinct Vice Chair, Precinct Secretary or Precinct Treasurer, as the case may be. In the event the Precinct Vice Chair is promoted to Precinct Chair as described in subparagraph 1. above, the Executive Committee shall appoint a replacement Precinct Vice Chair-

4. Except to the extent the same may be inconsistent with the foregoing provisions, in the event there is a vacancy in one (1) or more Precinct Office concurrently, the Executive Committee shall appoint replacements-

5. Precinct Officers may be disqualified or removed from office for offenses described in Article X.A.1. Charges of misconduct shall be investigated by a special Judicial Committee pursuant to Article IX.H.

H. ELECTED DELEGATES

1. In each Precinct Caucus, delegates to the County Conventions and/or State Conventions shall be elected by those eligible to vote at the Precinct Caucus (each, an "Elected Delegate"). Elected Delegates elected at the Precinct Caucus should reside in the Precinct they are elected to represent.

2. Elected Delegates shall be elected by majority vote of the attendees at the Precinct Caucus and shall serve a term of two (2) years or until their resignation or disqualification.

3. The Precinct Secretary shall maintain a list of persons who run for Elected Delegate but are not elected and who have expressed a willingness to act as an alternative Delegate in the event of a vacancy with respect to any Delegate.

4. Elected Delegates shall attend the County Conventions and/or the State Conventions, as applicable, for which they were elected, and shall represent and vote on behalf of the Precinct at such convention(s). Elected Delegates shall also provide assistance, as necessary, to the Precinct Officers with Party work within the Precinct.

5. No Elected Delegate shall be required to vote at any convention contrary to his or her voice as expressed at the time he or she was elected as an Elected Delegate; provided, however, that Elected Delegates who pledged to a candidate or issue as part of their own election to such position should use best efforts, in good conscience, to reflect the sentiments of those who elected them.

6. Any person who is elected as an Elected Delegate who is or becomes unable to attend any County Convention and/or State Convention that he or she is otherwise required to attend as a Delegate must notify the Precinct Chair immediately on becoming aware of such inability.

I. VACANCIES; REPLACEMENT OF DELEGATES

1. A vacancy shall occur with respect to any Delegate (including for this purpose any Elected Delegate, any Appointed Delegate or any individual serving as a Delegate in an *ex officio* capacity) if:

- a.the Delegate resigns, is disqualified, is incapacitated or dies;
- b.the Delegate moves outside the Precinct;
- c.the Delegate is required to register in a Precinct or district outside the one he or she was elected or appointed to represent, as the case may be; or
- d.a Precinct fails to elect someone as a Delegate.

2. Within fifteen (15) days prior to any County Convention or State Convention (or within fifteen (15) days of the date the Precinct or the Party is required to identify its Delegates to such upcoming convention if earlier), the Precinct Chair shall notify the Party Chair of any vacancy of which he or she is aware with respect to any Delegate, to the extent applicable. The Executive Committee shall appoint replacement Delegates, giving priority to (in the order presented):

- a.persons on the list of alternate Delegates maintained by either the Precinct Secretary (in the case of Elected Delegates) or the Party Secretary or Membership Committee (in the case of any other Delegate), so long as any such person meets any residency or other requirements set forth in these Bylaws; and
- b.with respect to any Elected Delegate, qualified members of the Party residing in the Precinct or, with respect to any other Delegate, qualified members of the Party residing in the County.

3. Delegates may be disqualified or removed from office for offenses described in Article X.A.1. Charges of misconduct shall be investigated by a special Judicial Committee pursuant to Article IX.H.

ARTICLE IV – COUNTY ORGANIZING CONVENTION

A. GENERALLY; CALL TO CONVENTION

1. The County Chair shall call a Party organizing convention (the “County Organizing Convention”) in each odd-numbered year for the purpose of electing Party Officers, electing a State Central Committee Man and State Central Committee Woman, electing Delegates to the organizing convention of the Democratic Party of Utah (the “State Organizing Convention”) and conducting other Party business. The County Organizing Convention shall be called no earlier than the first day designated by the Utah State Democratic Party for county conventions and no later than two (2) weeks before the State Organizing Convention.

2. The County Organizing Convention is open to all registered voters in Summit County, and is the governing body of the Party while in session.

3. The Executive Committee shall issue a call to convention by email to all Delegates (each, a “County Delegate”) no later than fifteen (15) days before the County Organizing Convention. A letter to the editor, and public event post shall be submitted to the newspaper of general circulation, (Park Record and Summit County Bee), as well as postings on the Summit County Democrats website, and Social Media platforms no later than fifteen (15) days before the County Organizing Convention. In each case, the call to convention shall include the date, time, location and agenda of the County Organizing Convention, together with a list of offices to be filled.

B. DELEGATES; QUORUM

1. One-quarter (1/4) of the County Delegates registered at the time the County Organizing Convention is called to order shall constitute a quorum. Except to the extent expressly provided herein, the vote of a majority of County Delegates present at any County Organizing Convention at which a quorum is present shall be the act of the County Delegates.

C. ELECTION OF PARTY OFFICERS

1. County Delegates in attendance at the County Organizing Convention shall elect Party Officers, as well as a State Central Committee Man and State Central Committee Woman. Persons who are not registered County Delegates are not entitled to vote at the County Organizing Convention.

2. Individuals wishing to seek Party Office or the position of State Central Committee Man or State Central Committee Woman shall file written notice with the Party Secretary by no earlier than the date that is twenty-one (21) days and no later than seven (7) days before the County Organizing Convention these dates will be posted on the Summit County Democrats Website and Social Media platforms. This written notice shall, at a minimum, contain the following information, for purposes of enabling the Party Secretary to complete the ballot:

- a. full name;
- b. contact information, to include full mailing address, daytime and evening telephone numbers and an email address; and
- c. the Party Office or position sought.

3. If more than two (2) candidates are on the ballot for any Party Office or position, and no candidate receives at least 50% of the vote, then an immediate runoff vote, as described in Article V, C4 (Nominating Convention), will take place between the two (2) candidates who received the highest number of votes, with a winning total of over 50% determining the winner.

D. OTHER BUSINESS

1. County Delegates in attendance at the County Organizing Convention shall also elect those Delegates who will represent the County at the State Organizing Convention (each, a “State Delegate”).

2. In the event the number of State Delegates elected at the County Organizing Convention is fewer than the total number of delegates allocation to the County by the State Party, the Executive Committee shall appoint additional delegates (“Appointed Delegates” and, together with the Elected Delegates and any individual serving as a Delegate in an *ex officio* capacity the “Delegates”) pursuant to the guidelines set forth in the constitution and/or bylaws, as the case may be, of the Democratic Party of Utah.

3. County Delegates in attendance at the County Organizing Convention may also vote on motions put to the convention by the Executive Committee, the Central Committee, the Platform Committee or the Rules Committee.

ARTICLE V – COUNTY NOMINATING CONVENTION

A. GENERALLY; CALL TO CONVENTION

1. The County Chair shall call a Party nominating convention (the “County Nominating Convention” and, together with the County Organizing Convention, the “County Conventions”) in each even-numbered year for the purpose of nominating candidates for county and state office, electing Delegates to the nominating convention of the Democratic Party of Utah (the “State Nominating Convention” and, together with the State Organizing convention, the “State Conventions”) and conducting other Party business. The County Nominating Convention shall be called no earlier than two (2) weeks after the filing deadline for state legislative candidates and no later than two (2) weeks before the State Nominating Convention.

2. The County Nominating Convention is open to all registered voters in Summit County, and is the governing body of the Party while in session.

3. The Executive Committee shall issue a call to convention by email to all County Delegates, posted on the Summit County Democrats website, Social Media platforms and in the public event section of the Park Record and Summit County Bee, no later than fifteen (15) days before the County Nominating Convention; provided, however, that if the Party Secretary does not have a current email address for any County Delegate, then the Executive Committee shall issue a call to convention to such County Delegate by mail no later than fifteen (15) days before the County Nominating Convention. The call to convention shall also be noticed in a newspaper of general circulation and posted in a minimum of three (3) public buildings throughout the County no less than fifteen (15) days prior to the County Nominating Convention. In each case, the call to convention shall include the date, time, location and agenda of the County Nominating Convention, together with a list of candidates for all county and state offices.

B. DELEGATES; QUORUM

1. One-quarter of the County Delegates registered at the time the County Nominating Convention is called to order shall constitute a quorum. Except to the extent expressly provided herein, the vote of a majority of County Delegates present at any County Nominating Convention at which a quorum is present shall be the act of the County Delegates.

C. NOMINATION OF DEMOCRATIC CANDIDATES FOR OFFICE

1. County Delegates in attendance at the County Nominating Convention shall nominate candidates for the following offices:

- a. County Council;
- b. County Attorney;
- c. County Auditor;
- d. County Clerk;
- e. County Treasurer;
- f. County Assessor;
- g. County Recorder
- h. County Sheriff;
- i. State Legislature (House and/or Senate, as applicable).

2. Where only one Democratic candidate is seeking office, the vote of a simple majority of County Delegates present, by voice vote or show of hands, shall be required to formally nominate a candidate, provided that no candidate gathers the requisite number of signatures as provided by applicable state law.

3. In cases where two (2) Democratic candidates are seeking the same office, a written ballot shall be employed. Balloting will not occur until after the candidates have made their presentations. The written ballot will identify both candidates. The candidate receiving the vote of at least 60% of the County Delegates present shall be the Party's nominee, provided that no candidate receiving fewer than sixty percent of the votes cast of the primary convention gathers the requisite number of signatures as provided by applicable state law. If neither candidate receives the vote of at least 60% of the County Delegates present, then a primary election shall be held to determine the final candidate.

4. In cases where three (3) or more Democrats are seeking the same office, the "Instant Run-Off Voting" method shall be employed. All candidates will be identified on a single written ballot. County Delegates will use the ballot to rank each candidate in order of preference. In the event one (1) candidate receives the vote of at least 60% of the County Delegates present in the first round, then that candidate shall be the Party's nominee. If no candidate receives the vote of at least 60% of the County Delegates present in the first round, the candidate with the least number of votes will be eliminated, and the second choices from the ballots for the eliminated candidate will be added to the total votes of the remaining candidates until only two candidates remain. If, in the last round of counting between the two remaining candidates, one of the candidates receives the vote of at least 60% of the County Delegates present, that candidate shall be the Party's nominee, provided that no candidate receiving fewer than sixty percent of the votes cast of the primary convention gathers the requisite number of signatures as provided by applicable state law. If, after the last round of counting between the two remaining candidates, neither candidate receives the vote of at least 60% of the County Delegates present, then a primary election shall be held to determine the final candidate.

D. OTHER BUSINESS

1. County Delegates in attendance at the County Nominating Convention shall also elect those State Delegates who will represent the County at the State Nominating Convention.

2. In the event the number of State Delegates elected at the County Nominating Convention is fewer than the total number of delegates allocation to the County by the State Party, the Executive

Committee shall appoint Appointed Delegates pursuant to the guidelines set forth in the constitution and/or bylaws, as the case may be, of the Democratic Party of Utah.

3. Delegates in attendance at the County Nominating Convention may also vote on motions put to the convention by the Executive Committee, the Central Committee, the Platform Committee or the Rules Committee.

ARTICLE VI – PARTY OFFICERS; STATE CENTRAL COMMITTEE MAN AND WOMAN

A. PARTY OFFICERS

1. The officers of the County Party shall include:

- a. Party Chair;
- b. three geographically responsible Vice Chair positions shall be elected (North Summit, South Summit and Park City). Any additional Vice Chair positions shall be appointed by the Party Chair and approved by the Executive Committee;
- c. Party Secretary;
- d. Party Treasurer;
- e. the chair(s) of the various standing committees of the Central Committee; and
- f. Such other officers as may be deemed necessary or desirable by the Executive Committee and are consistent with these Bylaws and applicable law;

(each, a “Party Officer”, with the office held by each being referred to as a “Party Office”).

Each Party Office shall be held by a different person; provided, however, that the offices of Party Secretary and Party Treasurer may be held by the same individual. The Party Officers shall, at all times during their respective terms of service, reside in the County.

2. Party Officers shall be elected by majority vote of the Delegates at the County Organizing Convention and shall serve a term of two (2) years or until their resignation or removal from office; provided, however, that no individual shall serve more than four (4) consecutive terms in any one Party office.

3. In the event the Delegates fail to elect one or more Party Officers, the Central Committee shall have the authority to appoint an interim officer(s), so long as the individual(s) selected, in each case, meet the residency requirement set forth above.

4. All Party Officers shall:

- a. serve to the best of their abilities and maintain a viable, effective party organization in the County;
- b. meet regularly as a committee to make administrative and other decisions;
- c. represent County Democrats in public and private matters involving the Democratic Party;
- d. act in their elected capacities with state, national and other Democratic organizations;
- e. actively encourage and promote qualified Democrats as candidates;
- f. organize County Conventions and designate committee assignments therefore; and
- g. not personally endorse a Party candidate until the final slate of candidates is chosen.

B. RESPONSIBILITIES OF THE PARTY CHAIR

The Party Chair shall:

1. Preside at all Executive Committee and Central Committee meetings, as well as all County Conventions.
2. Provide leadership for the Party and implement the decisions of the Executive Committee and the Central Committee.
3. Serve as the principal spokesperson for the Party.
4. Mediate disputes when elected officials or representatives of the Party are involved.
5. Under the direction of the Central Committee, serve as a liaison on behalf of the Party with the state legislature and other government offices.
6. Lobby for Democratic programs.
7. Serve as an *ex officio* member of all standing and special committees of the Central Committee; provided, however, that the Party Chair may, in the case of any one or more standing or special committees, delegate this responsibility to a Party Vice Chair, the Party Secretary or the Party Treasurer.
8. Call special meetings of the Executive Committee as necessary in accordance with these Bylaws and applicable law.
9. Have such other responsibilities as the Executive Committee may decide from time to time.
10. Shall monitor the bank account transactions.
11. Has the authority to issue checks or use the debit card for specific objectives with a total cost of \$500 or less without a vote of the Executive Committee.
12. Has the authority to remove any elected Executive Committee member for non-attendance after three consecutive missed meetings with concurrence of the Executive Committee.

C. RESPONSIBILITIES OF THE PARTY VICE CHAIRS

The Party Vice Chairs shall:

1. Represent the interests of their respective region of the County: North Summit, South Summit, Park City and others as needed, or any non-geographical assignment of responsibility from the Party Chair.
2. Act in the Party Chair's absence at all official functions (the responsibility for the same as it relates to any individual function to be decided among them by agreement).

3. Serve as the interim Party Chair, Party Secretary and/or Party Treasurer, as the case may be, in the event of such officer's resignation, removal or inability to continue in office until a successor is duly qualified and elected in accordance with these Bylaws (the responsibility for the same as it pertains to any aforementioned office to be decided among them by agreement).
4. Assist the Precinct Chair(s) within their respective region of the County.
5. Have such other responsibilities as the Executive Committee may decide from time to time.

D. RESPONSIBILITIES OF THE PARTY SECRETARY

The Party Secretary shall:

1. Take and maintain written minutes of all meetings of the Executive Committee and the Central Committee and of the County Conventions.
2. Be responsible for keeping and maintaining the official files of the Party, including records of all written correspondence and reports to and by the officers and the chairs of all standing Committees and special committees.
3. Serve as the recorder and historian for the Party.
4. Compile, maintain and update, as necessary, a complete list of Precinct Officers, Party Officers, Delegates and members of the Executive Committee and the Central Committee; provided, however, that this responsibility may be delegated to the Membership Committee with the consent of the Party Chair.
5. Certify all candidates nominated at the County Nominating Convention to the County Clerk.
6. Maintain a list of election judges, poll watchers and poll checkers, as well as Precinct Caucus and voter registration locations.
7. Keep informed on election laws, and amendments thereto, and notify the Central Committee at its regular meetings of any changes thereto.
8. Work with the County Clerk's office to ensure compliance with the law by the Party.
9. Have such other responsibilities as the Executive Committee may decide from time to time.

E. RESPONSIBILITIES OF THE PARTY TREASURER

The Party Treasurer shall:

1. Act as the chief financial officer of the Party and perform such duties as are customarily performed by someone in a comparable position
2. Keep all financial records of the Party, including records of all income and expenses of the Party.
3. Prepare an annual budget for the Party.

4. Prepare and file with the office of the Lieutenant Governor of the State of Utah such reports of income and expenditures as may be required by that office or applicable law.
5. Prepare and present monthly financial reports to the Executive Committee and the Central Committee.
6. Have such other responsibilities as the Executive Committee may decide from time to time.

F. STATE CENTRAL COMMITTEE MEMBERS

The State Central Committee Man and State Central Committee Woman are responsible for representing the interests of the Summit County Party at State Central Committee meetings.

G. VACANCIES; REPLACEMENT OF PARTY OFFICERS, STATE CENTRAL COMMITTEE MAN OR STATE CENTRAL COMMITTEE WOMAN

1. A vacancy shall occur with respect to any Party Officer, the State Central Committee Man or State Central Committee Woman if:
 - a. the individual resigns, is disqualified, is incapacitated or dies;
 - b. the individual moves outside the County;
 - c. the individual is required to register in a County outside Summit County; or
 - d. the Party fails to elect someone to any Party Office or to elect a State Central Committee Man or State Central Committee Woman.
2. Any vacancy in an elected Party Office or in the State Central Committee Man or State Central Committee Woman positions shall be filled by the Central Committee by vote in accordance with these Bylaws.
3. Party Officers or the State Central Committee Man or State Central Committee Woman may be disqualified or removed from office for offenses described in Article X.A.1. Charges of misconduct shall be investigated by a special Judicial Committee pursuant to Article IX.H.

ARTICLE VII – EXECUTIVE COMMITTEE

A. RESPONSIBILITIES; MEMBERSHIP

1. The executive committee of the Party (the “Executive Committee”) is responsible for the day-to-day operations of the Party.
2. The voting membership of the Executive Committee shall consist of:
 - a. the Party Officers;
 - b. the immediate past Party Chair;
 - c. the following officials to the extent they won the most recent election on the Democratic Party ticket:
 - i. the members of the County Council;
 - ii. the County Attorney;

- iii. the County Auditor;
- iv. the County Clerk;
- v. the County Treasurer;
- vi. the County Assessor;
- vii. the County Recorder, and
- viii. the County Sheriff;
- d. State Committee Members
- e. such other officer(s) or individuals as may be determined by vote of the Executive Committee from time to time; e.g. member of a high school Young Democrats organization,

provided, however, that voting members must be eligible to vote in the next election in Summit County.

- 3. The members of the Executive Committee are automatically qualified and deemed by virtue of their office to be Delegates entitled to vote at the County Conventions and the State Conventions.
- 4. The Executive Committee shall meet at least monthly.
- 5. The Executive Committee shall set the number of members and select the membership of all Standing Committees of the Central Committee subject to the other provisions of these Bylaws; provided, however, that such selections are subject to ratification by the Central Committee; and, provided, further, that the chairmanship of each Standing Committee constitute Party Offices that are subject to election by the County Delegates in attendance at the County Organizing Convention.

B. QUORUM; VOTING

A simple majority of the County Party Officers at any time shall constitute a quorum. Except to the extent expressly provided herein, the vote of a majority of members present at any meeting of the Executive Committee at which a quorum is present shall be the act of the Executive Committee.

ARTICLE VIII – CENTRAL COMMITTEE

A. RESPONSIBILITIES; MEMBERSHIP

1. The central committee of the Party (the “Central Committee”) is the governing body of the Party between conventions, responsible for all policy and decision-making for the Party. Among other things, the County Central Committee shall be responsible for approving the annual budget for the Party.

2. The voting membership of the Central Committee shall consist of County Delegates,

provided, however, that voting members must be eligible to vote in the next election in Summit County.

B. QUORUM; VOTING

One quarter (1/4) of the Central Committee shall constitute a quorum.

C. RATIFICATION OF ACTS BY EXECUTIVE COMMITTEE

The Central Committee shall be responsible for ratifying those actions and decisions of the Executive Committee and other individuals/entities to the extent set forth elsewhere in these Bylaws.

D. REFERRALS TO SPECIAL JUDICIAL COMMITTEE

The Central Committee shall review refer all disputes by and among Precinct Officers, Party Officers, Delegates and/or other members of the Party, challenges to any election at any Precinct Caucus or any County Convention, allegations of any violation of any Party rules or these Bylaws or alleged misconduct by any Precinct Officer, Party Officer, Delegate or other individual pursuant to Article X.A.1. of these Bylaws to a special Judicial Committee for further investigation pursuant to Article IX.H.

ARTICLE IX – STANDING AND SPECIAL COMMITTEES

A. STANDING COMMITTEES OF THE CENTRAL COMMITTEE

The standing committees of the Central Committee shall be the:

1. Rules and Elections Committee (the “Rules Committee”);
2. Membership and Credentials Committee (the “Membership Committee”);
3. Fundraising and Financial Organization Committee (the “Fundraising Committee”);
4. Public Relations Committee (the “PR Committee”); and
5. Bylaws and Platform Committee (the “Bylaws Committee”);

provided, however, that notwithstanding the foregoing, the number and composition of the standing committees of the Central Committee may be changed from time to time by the Central Committee by vote in accordance with these Bylaws; and, provided, further, that the existence or activities of any of the standing committees may be suspended from time to time by vote of the Executive Committee that is ratified by the Central Committee.

B. RESPONSIBILITIES OF THE RULES COMMITTEE

The Rules Committee shall:

1. Establish the rules governing Democratic Party elections in the County.
2. Monitor compliance with the election rules and notify the Central Committee of any alleged violations to that a special Judicial Committee may be called to investigate the same pursuant to Article X of these Bylaws.
3. Prepare and submit to the Central Committee for approval the Party rules and procedures, the election rules, the County Convention rules and any procedures for the conduct of elections.
4. Receive challenges to the Precinct Caucus elections and make recommendations to the Central Committee.

5. Create such task force(s) as may be necessary or desirable to study issues or compile research at the request of Democratic Party candidates.
6. Have such other responsibilities as may be assigned to it from time to time by the Central Committee.

C. RESPONSIBILITIES OF THE MEMBERSHIP COMMITTEE

The Membership Committee shall:

1. To the extent responsibility therefore is delegated by the Party Secretary, compile, maintain and update, as necessary, a complete list of Precinct Officers, Party Officers, Delegates and members of the Executive Committee and the Central Committee.
2. Validate the credentials of Delegates to the County Conventions and State Conventions.
3. Submit a list of State Delegates to the Democratic Party of Utah on a timely basis prior to each State Convention.
3. Have such other responsibilities as may be assigned to it from time to time by the Central Committee.

D. RESPONSIBILITIES OF THE FUNDRAISING COMMITTEE

The Fundraising Committee shall:

1. Develop and execute an annual fundraising plan for the Party, which may include planning and holding fundraising events, soliciting cash and/or in-kind donations to the Party from private individuals, businesses and/or PACs, undertaking direct mail or Internet appeals or the like.
2. Assist the Party Treasurer in monitoring revenue and expenses relative to the Party's annual budget.
3. Have such other responsibilities as may be assigned to it from time to time by the Central Committee.

E. RESPONSIBILITIES OF THE PUBLIC RELATIONS COMMITTEE

The Public Relations Committee shall:

1. Develop and execute a public relations/marketing plan for the Party.
2. Create and/or maintain, as the case may be, all Party literature, news releases and the Party's website.
3. Secure newspaper, radio and television advertising for the Party.
4. Review and/or edit publicity materials produced by other standing committees of the Central Committee, the Central Committee, the Executive Committee or the Precinct Chairs.

5. Have such other responsibilities as may be assigned to it from time to time by the Central Committee.

F. RESPONSIBILITIES OF THE BYLAWS COMMITTEE

The Bylaws Committee shall:

1. Prepare and submit to the Central Committee for approval these Bylaws (or amendments or changes hereto).
2. Develop and submit the Party platform (or amendments or changes thereto) or resolutions reports to the County Nominating Convention.
3. Have such other responsibilities as may be assigned to it from time to time by the Central Committee.

G. SPECIAL COMMITTEES OF THE CENTRAL COMMITTEE

1. The Central Committee may, from time to time, establish one or more special committees for any purpose permitted by these Bylaws or applicable law.
2. Notwithstanding the foregoing, the Central Committee shall establish a special Judicial Committee to:
 - a. mediate disputes between or among Precinct Officers, Party Officers, Delegates and/or other members of the Party;
 - b. investigate challenges to an election at any Precinct Caucus or County Convention;
 - c. investigate any alleged violation of the Party's election rules or any other Party rules, policies or procedures or these Bylaws; and
 - d. investigate alleged misconduct by any Precinct Officer, Party Officer, Delegate or other individual pursuant to Article X.A.1. of these Bylaws.

H. SPECIAL JUDICIAL COMMITTEE

1. Any special Judicial Committee established by the Central Committee shall consist of:
 - a. the Party Chair;
 - b. one (1) of the Party Vice Chairs;
 - c. the Rules Chair; and
 - d. two (2) other Party members of the Central Committee's choosing;

provided, however, that none of such members of any special Judicial Committee established by the Central Committee shall be involved in the mediation or investigation to be conducted by said special Judicial Committee as a complainant, defendant or witness.

2. Any special Judicial Committee established by the Central Committee hereunder shall be charged with investigating the single dispute or allegation (or series of related disputes or allegations) referred to it by the Central Committee, and shall be disbanded immediately following

the Central Committee's final ruling on the Judicial Committee's recommendation relating to such dispute/allegation

3. The special Judicial Committee shall meet in closed session; provided, however, that a record of the date, time, place and attendees at any such session shall be recorded. The proceedings of the special Judicial Committee are confidential. The special Judicial Committee shall be authorized to hear evidence, call witnesses and schedule hearings in connection with any mediation or investigation it is charged with undertaking in accordance with these Bylaws.

4. The special Judicial Committee shall make a written recommendation to the Central Committee with respect to any mediation or investigation it is charged with undertaking in accordance with these Bylaws, which recommendation shall provide a summary of the proceedings and findings of the Judicial Committee and the rationale for its recommendation.

ARTICLE X – DISCIPLINARY ACTION

A. DISCIPLINARY ACTIONS

1. Disciplinary action may be taken against any Precinct Officer, any Delegate, any Party Officer or any State Central Committee Man or State Central Committee Woman, or any candidate of the Party, who, in each case, are responsible for any of the following offenses:

- a. aiding a candidate of an opposing political party by using Party resources or the Party's name to volunteer, contribute to or solicit contributions for, or endorse or solicit an endorsement for, such candidate, or undertaking any activity with the intent to do any of the foregoing;
- b. causing or allowing the Party's name or any Party title or office to be used in support of any candidate for office other than the official nominee(s) or person(s) seeking the nomination of the Democratic Party;
- c. knowingly, and with malicious intent, violate the rules of the Democratic Party which call for equal treatment; and
- d. fail to perform the duties of such office or position as are specified in these Bylaws, or violate any provision or requirement of these Bylaws or applicable law.

2. Any Precinct Officer, Delegate, Party Officer or other Party member may make an allegation of misconduct under these Bylaws by reducing the allegation to writing and submitting them to the Party Chair (or, if the Party Chair is implicated by such charges, to the Party Secretary or other disinterested Party Officer), who shall promptly refer the matter to the Central Committee.

B. PUBLIC DISCLOSURE OF DISCIPLINARY ACTIONS

1. No public disclosure of any allegations or charges made under this Article X shall be made until after an investigation has been conducted, a recommendation made by the special Judicial Committee and a final ruling issued by the Central Committee.

2. If any individual(s) other than the individual(s) making the allegations or charges releases or discloses such allegations or charges or the existence of such allegations or charges to any person other than the members of the Central Committee or the special Judicial Committee established to investigate such allegations or charges, said act shall constitute an automatic violation of this

Article X, and will: (a) result in the immediate dismissal of all charges filed; and (b) subject the offending individual(s) to censure by the Central Committee.

3. If any individual(s) who are accused of misconduct under this Article X release or disclose such allegations or charges or the existence of such allegations or charges to any person other than the members of the Central Committee or the special Judicial Committee established to investigate such allegations or charges, said act shall not result in a dismissal of charges, but shall constitute a separate offense under the provisions of this Article X.

4. The individual(s) accused of misconduct under this Article X shall be notified of such allegations or charges directly by the special Judicial Committee before it commences its investigation of such allegations or charges.

C. PENALTIES FOR MISCONDUCT

1. Penalties for violation of this Article X may include any one (1) of the following, at the recommendation of the special Judicial Committee and with the approval of the Central Committee:

- a. censure, by majority vote of the Central Committee, which censure shall be reflected in the records of the Party;
- b. expulsion from the Party, by a 2/3 vote of the Central Committee;
- c. if a candidate for political office:
 - i. withdrawal of support, by majority vote of the Central Committee;
 - ii. a public statement of opposition to the individual's candidacy, or disqualification of the candidate, in either case by the vote of two-thirds (2/3) of the members present at a meeting of the Central Committee at which a quorum is present;
- d. if a candidate for Party office:
 - i. disqualification as a candidate, by the vote of two-thirds (2/3) of the members present at a meeting of the Central Committee at which a quorum is present.

2. The effective period of any penalty imposed in accordance with Article X.C. above shall not exceed a period equal to the current term of the office at issue (e.g., if a Delegate, than no longer than two (2) years), unless a longer penalty is approved by the vote of two-thirds (2/3) of the members present at a meeting of the Central Committee at which a quorum is present.

ARTICLE XI – GENERAL MATTERS

A. FISCAL YEAR

The fiscal year of the Party shall begin on the 1st day of January and end on the 31st day of December in each year, unless changed by resolution of the Executive Committee.

B. AMENDMENTS

Proposed amendments to these Bylaws shall be in writing and shall be delivered to the Party Chair. Proposed amendments must be reviewed by the Executive Committee.

C. PARLIAMENTARY AUTHORITY

The current edition of Roberts Rules of Order shall govern all phases of the organization of the Summit County Democratic Party in all parliamentary situations not provided for by law, these Bylaws or adopted special rules of order (e.g., expulsion, vote of no confidence, etc.).

D. SEVERABILITY

If any part of these Bylaws are found to be in violation of the laws of the United States or of the State of Utah by judicial authority or to be in violation of the rules of the Democratic National Committee, such part alone shall cease to have effect and all other parts hereof shall be considered wholly severable and remain in full force and effect. In such case, the Party Chair shall be empowered to remedy the situation until the earliest possible convocation of the Executive Committee or the Central Committee, whichever is applicable.

E. AMENDED AND RESTATED BYLAWS

These Amended and Restated Bylaws supersede and replace in their entirety any and all other Bylaws previously adopted by the Party or by the Executive Committee, the Central Committee or any Party Officer(s) on behalf of the Party, including but not limited to those Bylaws approved by the Central Committee on February 28, 2008.