



THE NEW YORK REPUBLICAN STATE COMMITTEE
NICHOLAS A. LANGWORTHY
CHAIRMAN

To: New York State Board of Elections
From: New York Republican State Committee
Date: July 2, 2019
Re: Election of Officers; Filling of Committee Vacancies; and Rule Amendment

Please be advised that the New York Republican State Committee, acting pursuant to law and party rules, executed the following actions at a duly convened organizational meeting held on July 1, 2019, in Albany, New York:

1. The election of the below officers for the two-year terms:

Chairman: Nicholas A. Langworthy
10 Colonial Drive
Amherst, NY 14226

Secretary: Joann Ariola
89-35 155 Avenue, Apt. 6L
Howard Beach, NY 11414

Treasurer: Carl Zeilman
11 Chapel Hill Blvd.
Ballston Lake, NY 12019

2. The filling of committee vacancies as indicated below:

Kings	50 th AD	Victor Best	163 Adelphi St., Brooklyn, NY 11205
	50 th AD	Theresa Augustine	55 N. Elliot Place, 8E, Brooklyn, NY 11205
	53 rd AD	Jose Feliciano, Jr.	61 Melrose St., 5F, Brooklyn, NY 11206
	53 rd AD	Ameriar Feliciano	1512 Dekalb Ave., 2L, Brooklyn, NY 11237
	55 th AD	Steven Anderson	309 MacDougal St., 9E, Brooklyn, NY 11223
	55 th AD	Berneda Jackson	304 Sumpter St., 4, Brooklyn, NY 11223
	58 th AD	Ron Greene	689 Bristol St., Brooklyn, NY 11236
	58 th AD	Adriana Therezo	703 Bristol St., 1F, Brooklyn, NY 11236
	59 th AD	Vincent Cervone	2117 Ryder St., Brooklyn, NY 11234
	59 th AD	Joan Braunstein	905 Strickland Ave., 227, Brooklyn, NY 11234

Queens	24 th AD	Philip Grillo	74-03 260 St., Glen Oaks, NY 11004
	32 nd AD	Lisa Valgean	108-36 167 St., Jamaica, NY 11433
	32 nd AD	Ivan Mossop, Jr.	172-40 133 Ave., 4E, Jamaica, NY 11434
Warren	114 th AD	Paul J. Ryan, Jr.	15 Hanneford Rd., Queensbury, NY 12804
	114 th AD	Rachel Seeber	219 Aviation Rd., Queensbury, NY 12804

3. The adoption of the attached rule amendment regarding the conduct of the 2020 Presidential Primary and the selection of delegates to the 2020 Republican National Convention.



THE NEW YORK REPUBLICAN STATE COMMITTEE
EDWARD F. COX
CHAIRMAN

Proposed Rule Amendment

Delete Existing Article XI, Rule 1 (attached) and replace with the following New Article XI, Rule 1

ARTICLE XI DELEGATES TO NATIONAL CONVENTION

RULE 1 ELECTION OF DELEGATES AND ALTERNATE DELEGATES

- (a) Applicable Rules: The election of delegates and alternate delegates to a National Convention shall be governed by the Rules of the Republican Party (National), the Call for the National Convention, the Rules of the New York Republican State Committee and the New York State Election Law.
- (b) Number of Delegates and Alternate Delegates: The number of delegates and alternate delegates shall be determined by the Call for the National Convention.
- (c) Election of Delegates and Alternate Delegates at Statewide Primary Election:
 - (i) All delegates and alternate delegates to be elected shall be allocated to the presidential candidate receiving the greatest number of votes at a statewide primary election.
 - (ii) Three (3) delegates and three (3) alternate delegates shall be elected from each Congressional District in the state and shall be allocated to the presidential candidate receiving the greatest number of votes at a statewide primary election.
 - (iii) Candidates for the Republican nomination for the office of President of the United States shall appear on the ballot at a primary election established pursuant to law. A person seeking to qualify for the primary ballot under paragraphs (a) or (b) of this subdivision shall file a certificate no sooner than sixteen weeks and not later than nine weeks prior to the date of the presidential primary, that such person requests to appear on the ballot at the primary for the Republican nomination for the office of President of the United States. Candidates for the Republican nomination for the office of President of the United States shall qualify for the ballot by any of the following methods:

a. The candidate has been certified as eligible to receive presidential matching funds payments pursuant to the provisions of 11 Code of Federal Regulations Part 9033, regardless of whether such candidate actually applied for such matching fund payments; or

b. The Commissioner of the NYS Board of Elections appointed on the recommendation of the Republican State Chairman and the Commissioner of the NYS Board of Elections appointed on the recommendation of the legislative leaders of the Republican members of the state legislature determine that a person is a nationally known and recognized candidate for President and is generally and seriously advocated or recognized according to reports in the national or state news media; or

c. A designating petition is filed pursuant to Article 6 of the New York State Election Law signed by not less than five thousand (5,000) of the then-enrolled members of the Republican Party residing in New York State. Such petition may either name a candidate for the Republican nomination for the office of President of the United States or list the candidate as Uncommitted. The filing of a petition as Uncommitted shall not relieve the responsibility of filing a complete list of delegates and alternate delegates as required in section (c) subdivision (iv) of these rules.

(iv) Candidates eligible to appear on the primary ballot for the Republican nomination for the office of President of the United States shall file with the NYS Board of Elections no later than nine weeks prior to the date of the primary election on which their name will appear, a complete list of proposed delegates and alternate delegates for each such position to be determined at the primary election. Each such proposed delegate and alternate delegate must be an enrolled member of the Republican Party and reside in the congressional district which they seek to represent. The NYS Board of Elections shall review each such slate and if it determines that such slate is not complete or is not otherwise in compliance with the provisions of this paragraph, shall notify the candidate of any defects forthwith and provide such candidate with five business days to cure any defects. A candidate eligible to appear on the ballot pursuant to the provisions of subdivision (iii) of this section shall appear on such ballot only upon the filing of a certificate in compliance with the provisions of this subdivision.

(v) Presidential candidates determined eligible to appear on the primary ballot may have their name removed from such primary ballot by filing a certificate with the state board of elections and received no later than fifty-six days before such primary election. After such date but before the seventh day before the primary, presidential candidates may file a certificate with the state board of elections deeming any vote for such presidential candidate to be a void vote.

- (d) At-Large Delegates and At-Large Alternate Delegates: The total number of delegates and alternate delegates as established by the Call of the National Convention minus the number of delegates and alternate delegates to be elected at the state wide primary shall be designated At-Large Delegates and At-Large Alternate Delegates as provided for in Rule 16 of the Rules of the Republican National Committee. The At-Large Delegates and At-Large Alternate Delegates shall be elected by the Republican State Committee and shall be allocated to the presidential candidate receiving the greatest number of votes at a statewide primary election.

Existing Rule

ARTICLE XI DELEGATES TO NATIONAL CONVENTION

RULE 1 ELECTION OF DELEGATES AND ALTERNATE DELEGATES

(a) **Applicable Rules:** The election of delegates and alternate delegates to a National Convention shall be governed by the Rules of the Republican Party (National), the Call for the National Convention, the Rules of the New York Republican State Committee and the New York State Election Law.

(b) **Number of Delegates and Alternate Delegates:** The total number of delegates and alternate delegates shall be determined by the Call for the National Convention. Three (3) delegates and three (3) alternate delegates shall be elected from every congressional district in the state, unless the Rules of the Republican Party (National) and/or the Call for the National Convention provide differently. The total number of delegates and alternate delegates as established by the Call for the National Convention minus the number of delegates and alternate delegates to be elected from the congressional districts shall be designated At-Large delegates and At-Large alternate delegates.

(c) **Ballot Access Requirements:**

(i) **Candidates for the Republican nomination for the office of President of the United States, (hereinafter "Presidential Candidates")** shall appear on the ballot at a primary election established pursuant to law. A person seeking to qualify for the primary ballot under paragraphs (a) or (b) of this subdivision shall file a certificate with and have such certificate received by the New York State Board of Elections no sooner than twelve weeks and not later than nine weeks prior to the date of the presidential primary, stating that such person requests to appear on the ballot at the primary as a Presidential Candidate. Presidential Candidates shall qualify for the ballot by any of the following methods:

a. The Presidential Candidate has been certified as eligible to receive presidential matching funds payments pursuant to the provisions of 11 Code of Federal Regulations Part 9033, regardless of whether such candidate actually applied for such matching fund payments; or

b. The Commissioner of the New York State Board of Elections appointed on the recommendation of the Republican State Chairman and the Commissioner of the New York State Board of Elections appointed on the recommendation of the legislative leaders of the Republican members of the state legislature both determine that a person is a nationally known and recognized Presidential Candidate and is generally and seriously advocated or recognized according to reports in the national or state news media; or

c. A person files a designating petition pursuant to Article 6 of the New York State Election Law signed by not less than five thousand (5,000) of the then-enrolled members of the Republican Party residing in New York State. Such petition may either name a Presidential Candidate or list the candidate as uncommitted

(ii) Presidential Candidates determined eligible to appear on the primary ballot may have their name removed from such primary ballot by filing a certificate with the New York State Board of Elections and received no later than twenty-one days before such primary election. After such date but before the date of the primary, Presidential Candidates may file a certificate with the New York State Board of Elections deeming any vote for such Presidential Candidate to be a void vote.

(d) Election and Awarding of Delegates and Alternate Delegates from Congressional districts

(i) All Congressional district delegates and alternate delegates shall be elected by the members of the New York Republican State Committee representing each such Congressional district and awarded to Presidential Candidates pursuant to subdivisions (ii), (iii) and (iv) of this section. The Congressional district delegates and alternate delegates shall be elected by the members of the New York Republican State Committee representing each such Congressional district at meetings called by the State Chairman and scheduled in compliance with Rule 20 of the Rules of the Republican Party (National) but, if practicable, following the certification of the results of the presidential primary by the New York State Board of Elections. The Notices of Call issued by the State Chairman shall designate New York Republican State Committee members to serve as Chairs and Secretaries of the Congressional district meetings. At these Congressional district meetings, the members of the New York Republican State Committee shall each cast votes equal to the Republican enrollment for their unit of representation that is within the Congressional district. Voting by proxy at the Congressional district meeting shall be valid. The Chair and Secretary of each Congressional district meeting shall file a certificate with the New York State Board of Elections stating the names and addresses of the individuals elected as Congressional district delegates and alternate delegates within five days of the meeting.

(ii) Each congressional district shall conduct a separate and distinct presidential primary election on a date established by law. Enrolled Republican voters from a congressional district shall vote for a Presidential Candidate who has qualified for the primary ballot pursuant to section (c) of this rule.

(iii) All (3) delegates and all (3) alternate delegates from a congressional district shall be awarded to a Presidential Candidate who receives a majority of the total votes cast for Presidential Candidates in such congressional district. If no Presidential Candidate receives a majority of the votes in a congressional district, the Presidential Candidate receiving the most votes in the congressional district shall be awarded (2) delegates and (2) alternate delegates and the Presidential Candidate who receives the second most votes in the congressional district shall be awarded (1) delegate and (1) alternate delegate, provided however, that a Presidential Candidate must receive at least 20% of the total votes cast for Presidential Candidates in the congressional district in order to be awarded any delegates and alternate delegates from that congressional district. If only one Presidential Candidate receives 20% or more of the total votes cast for Presidential Candidates in a congressional district, such Presidential Candidate shall be awarded all (3) delegates and all (3) alternate delegates. If no Presidential Candidate receives 20% or more of the total votes cast for Presidential Candidates in a congressional district, the (3) delegate and (3) alternate delegate positions from such district shall be deemed vacant and filled pursuant to the Rules of the Republican Party (National).

(iv) If the Rules of the Republican Party (National) or the Call for the National Convention permit and if New York State Congressional redistricting is not enacted prior to twelve weeks before the date of the presidential primary and New York State has a net loss of congressional districts following reapportionment, (2) delegates and (2) alternate delegates shall be elected from each of the old, pre-apportionment congressional districts. The (2) delegates and the (2) alternate delegates from a congressional district shall be awarded to the Presidential Candidate receiving the most votes in the congressional district provided, however, that a Presidential Candidate must receive at least 20% of the total votes cast for Presidential Candidates in the congressional district in order to be awarded any delegates and alternate delegates from that congressional district. If no Presidential Candidate receives 20% or more of the total votes cast for Presidential Candidates in a congressional district, the (2) delegate and (2) alternate delegate positions from such district shall be deemed vacant and filled pursuant to the Rules of the Republican Party (National).

(e) Election and Awarding of At-Large Delegates and At-Large Alternate Delegates
At-Large delegates and At-Large alternate delegates shall be elected by the New York Republican State Committee and awarded to Presidential Candidates based upon the statewide vote results of the presidential primary election. All At-Large delegates and At-Large alternate delegates shall be awarded to a Presidential Candidate who receives a majority of the statewide total votes cast for Presidential Candidates. If no Presidential Candidate receives a majority of the statewide total votes cast for Presidential Candidates, At-Large delegates and At-Large alternate delegates shall be allocated and awarded as follows: Based on the ratio of the total statewide vote received by each Presidential Candidate in relation to the total statewide vote for all Presidential Candidates receiving at least 20% of the statewide vote in the presidential primary election, the New York Republican State Committee shall apportion pro-rata the number of At-Large delegates and At-Large alternate delegates that each Presidential Candidate is entitled to receive rounded to the nearest whole number: provided however, that a Presidential Candidate must receive at least 20% of the total statewide vote of the

Presidential primary election in order to be awarded any At-Large delegates by the New York Republican State Committee. In the event the pro-rata apportionment of delegates leaves one or more delegates unawarded by process of mathematical distribution, then any such delegate or delegates, shall be awarded to the Presidential Candidate with the most statewide votes for all Presidential Candidates. In the event pro-rata apportionment entitles Presidential Candidates by process of mathematical distribution to more delegates than are authorized pursuant to the Rules of the Republican Party (National) and the Call for the National Convention, then the number of delegates awarded for the candidate receiving the least statewide votes among those Presidential Candidates otherwise entitled to be awarded delegates, shall be decreased to the extent necessary to conform to the number of authorized delegate positions. The At-Large delegates and At-Large alternate delegates shall be elected by the New York Republican State Committee at a meeting scheduled in compliance with Rule 20 of the Rules of the Republican Party (National) but, if practicable, following the certification of the results of the presidential primary by the New York State Board of Elections. At-Large delegates and At-Large alternate delegates must be enrolled Republicans residing in New York State. Pursuant to the Rules of the Republican Party (National), (3) delegate positions are designated for the (3) members of the Republican National Committee from New York State. The provisions of this section do not apply to these (3) delegate positions.

(f) Awarding and Binding of Delegates and Alternate Delegates to Presidential Candidates

For each delegate position awarded to a Presidential Candidate, a corresponding alternate delegate position shall also be awarded. Delegates and alternate delegates both, At-Large and from the congressional districts, awarded to a Presidential Candidate shall be bound to cast votes for such Presidential Candidate on the first ballot for nominating a Presidential Candidate at the National Convention unless first released by either a public statement or writing by such Presidential Candidate. The vote of any person who attempts to violate the provisions of this section shall not be allowed, but such vote may instead be cast for the Presidential Candidate to whom such delegate or alternate delegate is bound by the Chairman of the New York delegation.