

**Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 26-0161.01 Alison Killen x4350

HOUSE BILL 26-1113

HOUSE SPONSORSHIP

Sirota and Willford,

SENATE SPONSORSHIP

Wallace,

House Committees

State, Civic, Military, & Veterans Affairs

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING MODIFICATIONS TO LAWS REGARDING ELECTIONS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill modifies the "Uniform Election Code of 1992" (code) and the "Colorado Open Records Act" as follows:

- Regarding elections generally, includes a division of youth corrections identification card or correspondence from a county sheriff indicating that an elector is confined in jail or detention in the definition of "identification" for purposes of the code; repeals the definition of "political party district"; modifies the definition of video security

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

surveillance recording; repeals an obsolete provision related to past district elections; and requires each county clerk and recorder (clerk) to set operational hours for the clerk's office;

- Regarding the qualification and registration of electors, requires and specifies the information institutions of higher education must provide to students by email, on the 15th day and final day before an election, or posting on campus concerning voting, voter eligibility, and registration; requires the clerk, rather than an election judge, to provide an affidavit to an elector to correct an error in the elector's affiliation recorded in the statewide database; modifies the language concerning preregistration of a high school student; specifies that the principal of a public high school or their designee who assists in preregistration and registration to vote are high school liaisons, rather than deputy registrars, and eliminates certain filing requirements; and makes the secretary of state (secretary), rather than the clerk, responsible for cancelling certain registrations pursuant to existing law;
- Regarding presidential electors, specifies that if a presidential or vice-presidential candidate dies or withdraws as a candidate after accepting the nomination of a political party but prior to the meeting of presidential electors, an elector's vote for the presidential candidate or vice-presidential candidate refers to the successor candidate nominated by the political party;
- Regarding congressional vacancy elections, modifies notice, preparation, and conduct of elections; requires elections to be concurrent with a primary or general election if the vacancy occurs between 150 and 90 days of such election; requires elections to be conducted according to provisions for general elections; and specifies the arrangement of names on the ballot;
- Regarding access to the ballot by candidates, clarifies that no person is eligible to be a candidate for more than one office only if both offices are to be voted on in the same election; modifies the timeline for nomination of minor political party candidates; and eliminates the requirement that a candidate file a written acceptance of a nomination by mail, fax, or hand delivery;
- Regarding notice and preparation of elections, clarifies that a voter service and polling center (VSPC) that experiences a shortage of supplies, including ballots, shall not close and may be required to remain open longer on election day;

- specifies that, in addition to existing designation by sign requirements, a VSPC on the campus of an institution of higher education must be identified and described in signs conspicuously posted at the student center and in an email sent to all enrolled students; and allows the clerk of any county with 1,000 or more active electors, upon consultation with the board of county commissioners, to adopt an electronic or electromechanical voting system;
- Regarding election judges, changes the age eligibility requirements for a student election judge from 16 to 15 and expands the methods for notice and acceptance of an election judge appointment;
 - Regarding the conduct of elections, repeals the requirement for an election judge to proclaim the polls are open or will be closed in 30 minutes on election day; modifies the 2-hour period that eligible electors are entitled to be absent from work to vote from only on election day to any day when VSPCs are open; allows an elector to take printed or written materials of their choice into a VSPC as a resource for voting; creates new reporting requirements for counties with one or more VSPCs experiencing a wait time in excess of one hour; creates a requirement for a public hearing regarding such VSPCs to be conducted by the secretary in coordination with the reporting clerk; recognizes other significant issues, in addition to a software or hardware malfunction, that may make counting ballots with electronic vote-tabulating equipment impracticable; and creates a requirement for a reporting county to include certain additional information in its next proposed election plan;
 - Regarding mail ballot elections, modifies mail ballot delivery times; requires a minimum number of hours for in-person voting at a county jail or detention center based on the number of beds available; modifies the timeline for submission and approval of proposed election plans; allows the secretary to request modification of an election plan and adds requirements for the submission of such a modified plan; changes the enrolled-student threshold from 2,000 to 1,000 for purposes of requiring a drop box on campus and requires a drop box on the campus of private institutions of higher education in addition to state institutions; and requires a clerk who fails to send a signature verification form within the 2-day deadline to send the signature verification by overnight mail or hand delivery;
 - Regarding challenges to registration, repeals the provision

- for any registered elector to challenge the registration of another person for illegal or fraudulent registration;
- Regarding election returns, clarifies the ministerial nature of a canvass board's duty to certify the abstract of votes cast upon confirmation that the ballots have been reconciled;
- Regarding vacancies in office, requires the governor to appoint a person who is a member of the same political party as the former United States senator to fill a vacancy in that office; and clarifies that a person appointed to fill a partisan office vacancy serves only until the next general election, at which time the remainder of the vacant term, if any, is filled by election; and
- Regarding election offenses, clarifies the offense of voter interference occurs when a person interferes with a voter within 100 feet of a polling or drop-off location or drop box; clarifies that offenses involving a false slate of presidential electors extends to lists of electors voting and votes for candidates for president and vice president of the United States, or their successors.

The bill amends the "Colorado Open Records Act" to make language gender neutral and specify that a designated election official is not required to cover or redact from ballot markings or messages voluntarily made by an elector.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 1-1-104, **amend**
 3 (19.5)(a)(III), (19.5)(a)(VII), (49.3)(c), and (49.9); and **repeal** (26) as
 4 follows:

5 **1-1-104. Definitions.**

6 As used in this code, unless the context otherwise requires:

7 (19.5) (a) "Identification" means:

8 (III) A valid United States passport OR PASSPORT CARD;

9 (VII) (A) A copy of a current utility bill, bank statement,
 10 government check, paycheck, or other government document that shows
 11 the name and address of the elector;

12 (B) FOR PURPOSES OF THIS SUBSECTION (19.5)(a)(VII), A

1 GOVERNMENT DOCUMENT INCLUDES A DIVISION OF YOUTH CORRECTIONS
2 IDENTIFICATION CARD ISSUED BY THE DEPARTMENT OF HUMAN SERVICES
3 TO THE ELECTOR OR WRITTEN CORRESPONDENCE FROM THE COUNTY
4 SHERIFF, OR THE SHERIFF'S DESIGNEE, TO THE COUNTY CLERK INDICATING
5 THAT THE ELECTOR IS CONFINED IN A COUNTY JAIL OR DETENTION
6 FACILITY.

7 (26) ~~"Political party district" means an area within a county~~
8 ~~composed of contiguous whole election precincts, as designated by the~~
9 ~~political party county chairperson.~~

10 (49.3) (c) "Term of imprisonment" or "full term of imprisonment"
11 does not include the period during which an individual is on parole OR IS
12 SUBJECT TO THE JURISDICTION OF THE DEPARTMENT OF CORRECTIONS
13 PURSUANT TO A TRANSITIONAL STATUS CLASSIFICATION, INCLUDING AS
14 PROVIDED IN ARTICLES 27 AND 34 OF TITLE 18, WITHOUT REGARD TO
15 WHETHER THE INDIVIDUAL CURRENTLY RESIDES IN STATE-ADMINISTERED
16 RESIDENTIAL FACILITY OR HAS A NONRESIDENTIAL TRANSITIONAL STATUS.

17 (49.9) "Video security surveillance recording" means video
18 monitoring by a device that continuously records a designated location or
19 a system using motion detection that ~~records one frame or more per~~
20 ~~minute until detection of motion~~ triggers continuous recording WHEN
21 MOTION IS DETECTED.

22 **SECTION 2.** In Colorado Revised Statutes, **repeal** 1-1-105.5 as
23 follows:

24 **1-1-105.5. District elections conducted on or prior to May 3,**
25 **2016 - limitations on contests based on elector qualifications -**
26 **exceptions - validation - definitions.**

27 (1) (a) Except as provided in paragraph (c) of this subsection (1);

1 for any district election conducted under this code or the "Colorado Local
2 Government Election Code", article 13.5 of this title, and notwithstanding
3 any provision of law to the contrary:

4 (I) ~~No district election conducted prior to April 21, 2016, may be~~
5 ~~contested on the grounds that any person who voted at such election was~~
6 ~~not an eligible elector unless such a contest was initiated prior to April 21,~~
7 ~~2016.~~

8 (II) ~~No district election conducted on May 3, 2016, may be~~
9 ~~contested on the grounds that any person who voted at such election was~~
10 ~~not an eligible elector unless such a contest was initiated within the time~~
11 ~~period specified in section 1-11-213 or section 1-13.5-1403, C.R.S., as~~
12 ~~applicable.~~

13 (b) ~~Except when a contest to elector qualifications has been timely~~
14 ~~initiated as described in this section, this section validates, ratifies, and~~
15 ~~confirms the qualifications of any person who voted at any district~~
16 ~~election held on or before May 3, 2016, notwithstanding any defects or~~
17 ~~irregularities in such qualifications.~~

18 (c) ~~The bar to election contests in paragraph (a) of this subsection~~
19 ~~(1) does not apply to:~~

20 (I) ~~Any district election conducted after January 1, 2012, if the~~
21 ~~contest to such election is made on the grounds that federal or state~~
22 ~~constitutional rights of eligible electors were violated in the conduct of~~
23 ~~the election; or~~

24 (II) ~~Any district election conducted before January 1, 2012, if the~~
25 ~~contest to such election was initiated prior to April 21, 2016.~~

26 (2) ~~For purposes of this section, "district" means any district~~
27 ~~formed under part 5 of article 20 of title 30, part 6 of article 25 of title 31,~~

1 ~~part 8 of article 25 of title 31, part 12 of article 25 of title 31, or article 1~~
2 ~~of title 32, C.R.S.~~

3 **SECTION 3.** In Colorado Revised Statutes, 1-1-108, **amend** (1)
4 as follows:

5 **1-1-108. Copies of election laws and manual provided.**

6 (1) No later than sixty days after each adjournment of the general
7 assembly, the secretary of state shall ~~transmit~~ PROVIDE to the county clerk
8 and recorder of each county ACCESS TO a complete, updated copy of the
9 pertinent sections of the election laws of the state.

10 **SECTION 4.** In Colorado Revised Statutes, 1-1-110, **add** (3.7)
11 as follows:

12 **1-1-110. Powers of county clerk and recorder and deputy -**
13 **communication to electors.**

14 (3.7) AS THE CHIEF ELECTION OFFICIAL FOR THE COUNTY, AND TO
15 COMPLY WITH THIS CODE AND THE RULES AND ORDERS ESTABLISHED BY
16 THE SECRETARY OF STATE, THE COUNTY CLERK AND RECORDER SHALL SET
17 OPERATIONAL HOURS FOR THE CLERK AND RECORDER'S OFFICE.

18 **SECTION 5.** In Colorado Revised Statutes, 1-2-103, **amend** (4)
19 as follows:

20 **1-2-103. Military service - students - inmates - persons with**
21 **behavioral or mental health disorders - confinement.**

22 (4) No person while serving a sentence of detention or
23 confinement in a correctional facility, jail, or other location for a felony
24 conviction is eligible to register to vote or to vote in any election. A
25 confined prisoner who is awaiting trial but has not been tried or who is
26 not serving a sentence for a felony conviction shall be certified by the
27 institutional administrator, may register to vote pursuant to this article 2,

1 and may list ~~his or her~~ THE PRISONER'S confinement location as ~~his or her~~
2 THEIR ballot address in accordance with section 1-2-204 (2)(f.3). An
3 individual serving a sentence of parole OR SUBJECT TO THE JURISDICTION
4 OF THE DEPARTMENT OF CORRECTIONS PURSUANT TO A TRANSITIONAL
5 STATUS CLASSIFICATION, INCLUDING AS PROVIDED IN ARTICLES 27 AND 34
6 OF TITLE 18, WITHOUT REGARD TO WHETHER THE INDIVIDUAL CURRENTLY
7 RESIDES IN A STATE-ADMINISTERED RESIDENTIAL FACILITY OR HAS A
8 NONRESIDENTIAL TRANSITIONAL STATUS, is eligible to register to vote and
9 to vote in any election.

10 SECTION 6. In Colorado Revised Statutes, 1-2-213.5, **amend**
11 (1)(a), (1)(b), (1)(c), and (2); and **add** (1)(d), (1)(e), and (3) as follows:

12 **1-2-213.5. Institutions of higher education - electronic voter**
13 **registration option - information to students.**

14 (1) (a) ~~Any state~~ AN institution of higher education as defined in
15 section 23-1-108 (7)(g)(H), C.R.S., that utilizes USES an electronic course
16 registration process shall provide to each student registering electronically
17 for courses at the institution the opportunity to register to vote by giving
18 each student the option to be electronically directed to the official website
19 of the secretary of state so ~~that he or she~~ THE STUDENT may register in
20 accordance with section 1-2-202.5. The option shall be provided to
21 students either during or immediately following the electronic registration
22 period for each term or semester.

23 (b) Each ~~state~~ institution of higher education subject to ~~paragraph~~
24 ~~(a) of this subsection~~ (1) SUBSECTION (1)(a) OF THIS SECTION shall
25 implement the electronic voter registration option as soon as practicable,
26 but not later than the next regularly scheduled maintenance to its
27 electronic course registration system process.

1 (c) Each ~~state~~ institution of higher education subject to subsection
2 (1)(a) of this section shall, during the first full week of each fall semester
3 and during the last full week of each spring semester, provide by email to
4 each enrolled student information on voter eligibility and on how to
5 register to vote or update their voter registration information in the
6 statewide voter registration database.

7 (d) EACH INSTITUTION OF HIGHER EDUCATION SUBJECT TO
8 SUBSECTION (1)(a) OF THIS SECTION SHALL, ON BOTH THE FIFTEENTH DAY
9 AND THE FINAL DAY PRIOR TO EACH ELECTION DAY, PROVIDE BY EMAIL TO
10 EACH ENROLLED STUDENT THE FOLLOWING INFORMATION:

11 (I) THE LOCATION AND HOURS OF OPERATION OF EACH CAMPUS
12 VOTER SERVICE AND POLLING CENTER, INCLUDING THE BUILDING NAME
13 AND ADDRESS, AND THE REQUIREMENT TO BRING IDENTIFICATION TO
14 VOTE; AND

15 (II) EACH DROP-OFF LOCATION ON CAMPUS, THE REQUIREMENT
16 FOR IDENTIFICATION FOR CERTAIN MAIL BALLOTS, AND HOW TO ACCESS
17 MAIL ON CAMPUS.

18 (e) EACH INSTITUTION OF HIGHER EDUCATION SUBJECT TO
19 SUBSECTION (1)(a) OF THIS SECTION MAY INCLUDE IN THE EMAIL REQUIRED
20 BY SUBSECTION (1)(d) OF THIS SECTION INFORMATION CREATED AND MADE
21 AVAILABLE BY THE SECRETARY OF STATE CONCERNING:

22 (I) VOTER ELIGIBILITY, INCLUDING RESIDENCY REQUIREMENTS AND
23 NONRESIDENT STUDENT ELIGIBILITY TO VOTE IN ELECTIONS IN THE STATE;
24 AND

25 (II) HOW TO REGISTER TO VOTE OR UPDATE VOTER INFORMATION
26 IN THE STATEWIDE VOTER REGISTRATION DATABASE, THE LAST DAY TO
27 REGISTER TO VOTE ONLINE AND RECEIVE A BALLOT IN THE MAIL PRIOR TO

1 AN ELECTION, AND OPTIONS FOR REGISTERING IN PERSON ON OR BEFORE
2 ELECTION DAY.

3 (2) ~~A state~~ AN institution of higher education that does not utilize
4 USE an electronic course registration process shall provide to students
5 information ~~regarding how to register to vote~~ IN ACCORDANCE WITH
6 SUBSECTIONS (1)(c) AND (1)(d) OF THIS SECTION, including, at a minimum,
7 prominently posting such information in a clearly visible area of the
8 institution's registrar's office. SUCH AN INSTITUTION OF HIGHER
9 EDUCATION MAY ALSO PROVIDE TO STUDENTS INFORMATION IN
10 ACCORDANCE WITH SUBSECTION (1)(e) OF THIS SECTION, INCLUDING BY
11 PROMINENTLY POSTING SUCH INFORMATION IN A CLEARLY VISIBLE AREA
12 OF THE CAMPUS.

13 (3) (a) THE SECRETARY OF STATE SHALL ADOPT RULES SPECIFYING
14 THE FORM AND REQUIRED CONTENT FOR THE INFORMATION REQUIRED BY
15 SUBSECTIONS (1)(c), (1)(d), (1)(e), AND (2) OF THIS SECTION.

16 (b) PRIOR TO SENDING AN EMAIL REQUIRED BY SUBSECTION (1)(c)
17 OR (1)(d) OF THIS SUBSECTION OR POSTING A SIGN PURSUANT TO
18 SUBSECTION (2) OF THIS SUBSECTION, AN INSTITUTION OF HIGHER
19 EDUCATION SHALL PROVIDE THE ELECTION-SPECIFIC CONTENT OF THE
20 EMAIL OR SIGN TO THE COUNTY CLERK AND RECORDER FOR THE COUNTY
21 IN WHICH THE INSTITUTION OF HIGHER EDUCATION IS LOCATED.

22 **SECTION 7.** In Colorado Revised Statutes, 1-2-222, **amend** (4)
23 as follows:

24 **1-2-222. Errors in recording of affiliation.**

25 (4) Printed affidavit forms must be ~~furnished to the election~~
26 ~~judges of the various election precincts~~ MADE AVAILABLE BY THE COUNTY
27 CLERK AND RECORDER. The affidavit form must be substantially as

1 follows:

2 STATE OF COLORADO)

3) ss.

4 County of

5 I,, believing an error has been made as to the
6 recording of my party affiliation, or a change unlawfully made, or a
7 withdrawal unlawfully made in the statewide voter registration system, do
8 solemnly swear, or affirm, that the party affiliation as now shown in the
9 statewide voter registration system is an error, or has been unlawfully
10 changed, or has been unlawfully withdrawn and that my correct party
11 affiliation should be instead of and request that
12 the party affiliation be corrected in the statewide voter registration
13 system. My correct affiliation was made on or before (date).

14 Dated

15 Signed

16 Subscribed and sworn to before me this day of,

17 20....

18

19 Election Judge or County Clerk

20 County

21 **SECTION 8.** In Colorado Revised Statutes, 1-2-227, **amend** (2)

22 as follows:

23 **1-2-227. Custody and preservation of records.**

24 (2) The voter information provided by a preregistrant who will not
25 turn eighteen years ~~of age~~ OLD by the date of the next election shall be
26 kept confidential in the same manner as, and using the programs
27 developed for, information that is kept confidential pursuant to section

1 24-72-204 (3.5). Nothing in this subsection (2) shall be construed to
2 require any request, application, or fee for such confidentiality. When the
3 preregistrant ~~will be~~ IS eighteen years of age ~~on the date of the next~~
4 ~~election~~ OLD, such information is no longer confidential under this
5 subsection (2).

6 **SECTION 9.** In Colorado Revised Statutes, 1-2-301, **add** (7) as
7 follows:

8 **1-2-301. Centralized statewide registration system - secretary**
9 **of state to maintain computerized statewide voter registration list -**
10 **county computer records - agreement to match information -**
11 **definition.**

12 (7) (a) THE STATEWIDE VOTER REGISTRATION SYSTEM MUST
13 SUPPORT THE INTEGRATION AND USE OF GEOGRAPHIC INFORMATION
14 SYSTEM DATA TO IMPROVE THE ACCURACY, CONSISTENCY, AND
15 RELIABILITY OF VOTER REGISTRATION RECORDS.

16 (b) THE SECRETARY OF STATE MAY INCORPORATE GEOGRAPHIC
17 INFORMATION SYSTEM FUNCTIONALITY INTO THE STATEWIDE VOTER
18 REGISTRATION SYSTEM TO:

19 (I) VALIDATE AND MAINTAIN VOTER RESIDENTIAL AND MAILING
20 ADDRESS INFORMATION USING SPATIAL DATA, PARCEL DATA, OR OTHER
21 GEOGRAPHIC REFERENCE LAYERS;

22 (II) IMPROVE THE ACCURACY OF PRECINCT, DISTRICT, AND
23 JURISDICTIONAL ASSIGNMENTS;

24 (III) SUPPORT TIMELY AND ACCURATE IMPLEMENTATION OF
25 DISTRICT BOUNDARY CHANGES RESULTING FROM REDISTRICTING OR OTHER
26 LAWFUL ADJUSTMENTS; AND

27 (IV) REDUCE UNDELIVERABLE ELECTION MAIL, IMPROVE MAIL

1 BALLOT DELIVERY EFFICIENCY, AND MINIMIZE THE NEED FOR CORRECTIVE
2 OR REPLACEMENT BALLOTS.

3 (c) GEOGRAPHIC INFORMATION SYSTEM DATA USED UNDER THIS
4 SUBSECTION SHALL NOT BE USED TO DETERMINE VOTER ELIGIBILITY,
5 CHALLENGE A VOTER'S REGISTRATION, OR RESTRICT A REGISTERED
6 ELECTOR'S RIGHT TO VOTE.

7 (d) THE SECRETARY OF STATE MAY ADOPT RULES AS NECESSARY
8 TO IMPLEMENT THIS SUBSECTION (7), INCLUDING RULES GOVERNING DATA
9 SOURCES, DATA SHARING WITH COUNTY CLERKS AND RECORDERS, DATA
10 SECURITY, AND PROCEDURES FOR RESOLVING ADDRESS DISCREPANCIES.

11 (e) THE SECRETARY OF STATE SHALL ENSURE THAT THE STATEWIDE
12 VOTER REGISTRATION SYSTEM FULLY IMPLEMENT GEOGRAPHIC
13 INFORMATION SYSTEM FUNCTIONALITY AUTHORIZED UNDER THIS
14 SUBSECTION (7) NO LATER THAN JULY 1, 2029.

15 **SECTION 10.** In Colorado Revised Statutes, **amend** 1-2-401 as
16 follows:

17 **1-2-401. Legislative declaration.**

18 It is the intent of the general assembly that, ~~in order~~ to promote and
19 encourage voter registration of all eligible electors in the state,
20 registration should be made as convenient as possible. It is determined by
21 the general assembly that if voter registration is convenient, the number
22 of registered voters will increase. It is further determined by the general
23 assembly that support and cooperation of school officials and interested
24 citizens will make high school registration successful. It is therefore the
25 purpose of this part 4 to encourage voter registration by providing
26 convenient registration procedures for qualified high school students,
27 employees, and other persons by using high school ~~deputy registrars~~

1 LIAISONS.

2 **SECTION 11.** In Colorado Revised Statutes, **amend** 1-2-402 as
3 follows:

4 **1-2-402. Registration by high school liaisons - rules.**

5 (1) Each principal of a public high school, or the principal's
6 designee who is a registered voter in the ~~county~~ STATE, may serve as a
7 ~~deputy registrar~~ HIGH SCHOOL LIAISON. The principal of each high school
8 shall notify the county clerk and recorder of the county in which the high
9 school is located of the name of the school's ~~deputy registrar~~ HIGH
10 SCHOOL LIAISON, and the county clerk and recorder shall maintain a list
11 of the names of all of the high school ~~deputy registrars~~ LIAISONS in that
12 county in a public file.

13 (2) The high school ~~deputy registrar~~ LIAISON may register or
14 preregister any student, employee of the school, other person who attends
15 school functions, or any other person who is eligible to register or
16 preregister to vote. Voter registration may be made available only when
17 the school is open for classes or any other school or community function.
18 The high school ~~deputy registrar~~ LIAISON shall take registrations or
19 preregistrations only on school district premises.

20 (3) A high school ~~deputy registrar~~ LIAISON may have available an
21 official application form for voter registration for each student who is
22 eighteen years ~~of age~~ OLD or who will be eighteen years ~~of age~~ OLD at the
23 time of the next election. A high school ~~deputy registrar~~ LIAISON may
24 have available an official application form for preregistration for each
25 student who is fifteen years ~~of age~~ OLD.

26 **SECTION 12.** In Colorado Revised Statutes, 1-2-403, **amend** (1),
27 (2), and (3)(b); and **repeal** (3)(a) as follows:

1 **1-2-403. Training and registration materials for high school**
2 **liaisons - processing applications.**

3 (1) The county clerk and recorder shall train and supervise the
4 high school ~~deputy registrars~~ LIAISONS, and, after training is completed,
5 shall administer the oath of office to the high school ~~deputy registrars~~
6 LIAISONS.

7 (2) The county clerk and recorder shall issue sufficient materials
8 to each high school ~~deputy registrar~~ LIAISON for the registration or
9 preregistration of all eligible students, employees, and other persons at the
10 high school which the high school ~~deputy registrar~~ LIAISON serves. ~~The~~
11 ~~high school deputy registrar shall give a receipt to the county clerk and~~
12 ~~recorder for all materials issued.~~

13 (3) (a) ~~The high school deputy registrar shall stamp the application~~
14 ~~for registration or preregistration with a validation stamp and provide the~~
15 ~~applicant with a receipt verifying the application.~~

16 (b) (I) Except as provided in ~~subparagraph (H) of this paragraph~~
17 ~~(b)~~ SUBSECTION (3)(b)(II) OF THIS SECTION, the high school ~~deputy~~
18 ~~registrar~~ LIAISON shall forward applications and changes on a weekly
19 basis to the county clerk and recorder of the county in which the high
20 school is located.

21 (II) (A) During the last week allowed for registration applications
22 submitted by mail prior to any election, the high school ~~deputy registrar~~
23 LIAISON shall forward applications daily to the county clerk and recorder
24 of the county in which the high school is located.

25 (B) Within eight days prior to an election, a high school ~~deputy~~
26 ~~registrar~~ LIAISON shall accept an application tendered under this section
27 and shall immediately inform the applicant that, to vote in the upcoming

1 election, the voter must go to a voter service and polling center.

2 **SECTION 13.** In Colorado Revised Statutes, 1-2-605, **amend** (7)
3 as follows:

4 **1-2-605. Canceling registration - procedures.**

5 (7) If an elector whose registration record is marked "Inactive"
6 fails to update ~~his or her~~ THEIR registration record, fails to respond to any
7 confirmation card, and fails to vote in any election conducted by the
8 county clerk and recorder during the time period that includes two
9 consecutive general elections since the elector's registration record was
10 marked "Inactive", the ~~county clerk and recorder~~ SECRETARY OF STATE
11 shall cancel the elector's registration record. Nothing in this section
12 allows an elector's registration record to be canceled solely for failure to
13 vote, OR PROHIBITS THE SECRETARY OF STATE FROM REQUESTING
14 ASSISTANCE FROM A COUNTY CLERK AND RECORDER TO CARRY OUT THE
15 DUTIES DESCRIBED IN THIS SUBSECTION (7).

16 **SECTION 14.** In Colorado Revised Statutes, 1-4-304, **amend** (5)
17 as follows:

18 **1-4-304. Presidential electors.**

19 (5) (a) Each presidential elector shall vote for the presidential
20 candidate and, by separate ballot, vice-presidential candidate who
21 received the highest number of votes at the preceding general election in
22 ~~this~~ THE state.

23 (b) IF A PRESIDENTIAL CANDIDATE OR VICE-PRESIDENTIAL
24 CANDIDATE NOMINATED BY A POLITICAL PARTY DIES OR WITHDRAWS AS
25 A CANDIDATE FOR THAT OFFICE IN ACCORDANCE WITH THE RULES OF THE
26 POLITICAL PARTY AFTER ACCEPTING NOMINATION BUT PRIOR TO THE
27 MEETING OF PRESIDENTIAL ELECTORS PURSUANT TO THIS SECTION, AN

1 ELECTOR'S VOTE PURSUANT TO SUBSECTION (5)(a) OF THIS SECTION FOR
2 SUCH PRESIDENTIAL CANDIDATE OR VICE-PRESIDENTIAL CANDIDATE
3 REFERS TO THE SUCCESSOR CANDIDATE NOMINATED BY THE POLITICAL
4 PARTY IN ACCORDANCE WITH THE RULES OF THE POLITICAL PARTY. ANY
5 VOTE FOR A SUCCESSOR CANDIDATE IS NOT A VIOLATION OF SECTION
6 1-13-725.

7 **SECTION 15.** In Colorado Revised Statutes, 1-4-401, **amend** (1)
8 and (2); and **add** (3) as follows:

9 **1-4-401. Time of congressional vacancy elections.**

10 (1) Except as provided in section 1-4-401.5, when any vacancy
11 occurs in the office of representative in congress from this state, the
12 governor shall, WITHIN SEVEN DAYS OF THE VACANCY, set a day to hold
13 an election to fill the vacancy and cause notice of the election to be given
14 as required in part 2 of article 5 of this title; but no congressional vacancy
15 election shall be held during the ninety days prior to a general election. ~~or~~
16 ~~less than eighty-five days or more than one hundred days after the~~
17 ~~vacancy occurs~~ IF THE VACANCY OCCURS BETWEEN ONE HUNDRED FIFTY
18 AND NINETY DAYS PRIOR TO A REGULARLY SCHEDULED STATEWIDE
19 PRESIDENTIAL PRIMARY, PRIMARY, OR COORDINATED ELECTION, THE
20 CONGRESSIONAL VACANCY ELECTION SHALL BE HELD AS PART OF THAT
21 ELECTION. IF THE VACANCY OCCURS OUTSIDE THE PERIOD BETWEEN ONE
22 HUNDRED FIFTY DAYS AND NINETY DAYS PRIOR TO A REGULARLY
23 SCHEDULED STATEWIDE PRESIDENTIAL PRIMARY, PRIMARY, OR
24 COORDINATED ELECTION, THE CONGRESSIONAL VACANCY ELECTION SHALL
25 BE HELD NO LESS THAN NINETY DAYS AND NO MORE THAN ONE HUNDRED
26 TWENTY DAYS AFTER THE VACANCY OCCURS.

27 (2) A congressional vacancy election HELD AS A SEPARATE

1 ELECTION shall be conducted and the results thereof surveyed and
2 certified in all respects ~~as nearly as practicable in like manner as for~~
3 ACCORDING TO THE PROVISIONS THAT GOVERN general elections, except
4 as otherwise provided in this code.

5 (3) A CONGRESSIONAL VACANCY ELECTION HELD AS PART OF A
6 REGULARLY SCHEDULED STATEWIDE ELECTION SHALL BE CONDUCTED AND
7 THE RESULTS THEREOF SURVEYED AND CERTIFIED IN ALL RESPECTS
8 ACCORDING TO THE PROVISIONS GOVERNING THAT REGULARLY
9 SCHEDULED STATEWIDE ELECTION, EXCEPT AS OTHERWISE PROVIDED IN
10 THIS CODE.

11 **SECTION 16.** In Colorado Revised Statutes, 1-4-402, **amend**
12 (1)(a), (1)(c), and (2) as follows:

13 **1-4-402. Nominations of political party candidates.**

14 (1) (a) Any convention of delegates of a political party or any
15 committee authorized by resolution of the convention shall nominate a
16 candidate to fill a vacancy in the unexpired term of a representative in
17 congress. A state central committee, its managing or executive committee
18 selected pursuant to section 1-3-105 (2), or any other committee
19 designated by the bylaws of the state central committee to convene a
20 convention to nominate a candidate to fill a vacancy in the unexpired term
21 of a representative in congress shall convene the convention and shall
22 provide the procedure for the nomination of the candidate. A copy of the
23 notice of election, as set by the governor and filed with the secretary of
24 state, shall be sent by ~~certified~~ EMAIL OR mail to the state chairperson of
25 each political party.

26 (c) No convention shall be held later than ~~the twentieth day from~~
27 ~~the date of the order issued by the governor~~ FIVE DAYS PRIOR TO THE

1 DEADLINE FOR THE SECRETARY OF STATE TO CERTIFY BALLOT CONTENT
2 FOR THE ELECTION.

3 (2) The nomination to fill the vacancy in the unexpired term of a
4 representative in congress made by the political party convention or a
5 committee authorized by the convention shall be certified by affidavit of
6 the presiding officer and secretary of the convention or committee ON A
7 FORM PROVIDED BY THE SECRETARY OF STATE.

8 **SECTION 17.** In Colorado Revised Statutes, **amend 1-4-403** as
9 follows:

10 **1-4-403. Nomination of unaffiliated candidates for**
11 **congressional vacancy election.**

12 (1) Except as provided in section 1-4-401.5, candidates for
13 congress at a congressional vacancy election who do not wish to affiliate
14 with a ~~major~~ political party may be nominated pursuant to the provisions
15 of section 1-4-802.

16 (2) Petitions must be filed by 5 p.m. on the ~~twentieth~~ TENTH day
17 ~~after the date of the order issued by the governor~~ BEFORE THE DEADLINE
18 FOR THE SECRETARY OF STATE TO CERTIFY THE BALLOT CONTENT FOR THE
19 ELECTION.

20 **SECTION 18.** In Colorado Revised Statutes, **amend 1-4-404** as
21 follows:

22 **1-4-404. Nomination and acceptance of candidate -**
23 **arrangement of names on ballots.**

24 (1) Any person nominated in accordance with this article 4 shall
25 file a written acceptance with the secretary of state by mail or hand
26 delivery. The written acceptance must be postmarked or received by the
27 secretary of state within four business days after the adjournment of the

1 assembly. If an acceptance is not filed within the specified time, the
2 candidate is deemed to have declined the nomination, and the nomination
3 must be treated as a vacancy to be filled as provided in part 10 of this
4 article 4.

5 (2) THE SECRETARY OF STATE SHALL ARRANGE THE NAMES OF ALL
6 CANDIDATES WHO HAVE BEEN DULY NOMINATED AND FILED A WRITTEN
7 ACCEPTANCE IN ACCORDANCE WITH SUBSECTION (1) OF THIS SECTION ON
8 THE BALLOT UNDER THE DESIGNATION OF THE OFFICE IN THREE GROUPS AS
9 FOLLOWS:

10 (a) THE NAMES OF THE CANDIDATES OF THE MAJOR POLITICAL
11 PARTIES SHALL BE PLACED ON THE BALLOT IN AN ORDER ESTABLISHED BY
12 LOT AND SHALL COMPRISE THE FIRST GROUP;

13 (b) THE NAMES OF THE CANDIDATES OF THE MINOR POLITICAL
14 PARTIES SHALL BE LISTED IN AN ORDER ESTABLISHED BY LOT AND SHALL
15 COMPRISE THE SECOND GROUP; AND

16 (c) THE NAMES OF THE UNAFFILIATED CANDIDATES SHALL BE
17 LISTED IN AN ORDER ESTABLISHED BY LOT AND SHALL COMPRISE THE
18 THIRD GROUP.

19 **SECTION 19.** In Colorado Revised Statutes, 1-4-501, **amend** (1)
20 and (2) as follows:

21 **1-4-501. Only eligible electors eligible for office.**

22 (1) No person except an eligible elector who is at least eighteen
23 years ~~of age~~ OLD, unless another age is required by law, is eligible to hold
24 any office in this state. No person is eligible to be a designee or candidate
25 for office AT A PRESIDENTIAL PRIMARY, STATE PRIMARY, GENERAL
26 ELECTION, CONGRESSIONAL VACANCY ELECTION, OR OTHER COORDINATED
27 ELECTION unless that person fully meets the qualifications of that office

1 as stated in the constitution and statutes of THE UNITED STATES OR this
2 state on or before the date the term of that office begins. The SECRETARY
3 OF STATE, OR designated election official, AS APPLICABLE, shall not certify
4 the name of any designee or candidate who fails to swear or affirm under
5 oath that ~~he or she~~ THEY will fully meet the qualifications of the office if
6 elected; or who is unable to provide proof that ~~he or she meets~~ THEY MEET
7 any requirements of the office relating to registration, residence, or
8 property ownership; or who the SECRETARY OF STATE OR designated
9 election official determines is not qualified to hold the office that ~~he or~~
10 ~~she seeks~~ THEY SEEK based on residency requirements, OR OTHER
11 REQUIREMENTS WHICH ARE OBJECTIVELY VERIFIABLE SUCH AS AGE, PLACE
12 OF BIRTH, TERM LIMITS, OR PARTY AFFILIATION. The information found on
13 the person's voter registration record is admissible as prima facie evidence
14 of compliance with this section.

15 (2) No person is eligible to be a candidate for more than one
16 office TO BE VOTED ON IN THE SAME ELECTION at one time; except that this
17 subsection (2) does not apply to memberships on different special district
18 boards. This subsection (2) shall not prohibit a candidate or elected
19 official of any political subdivision from being a candidate or member of
20 the board of directors of any special district or districts in which ~~he or she~~
21 ~~is~~ THEY ARE an eligible elector, unless otherwise prohibited by law.

22 **SECTION 20.** In Colorado Revised Statutes, 1-4-604, **amend** (3)
23 as follows:

24 (3) Certificates of designation by assembly shall be filed no later
25 than four days after the adjournment of the assembly. ~~Certificates of~~
26 ~~designation may be transmitted by facsimile transmission; however, the~~
27 ~~original certificate must also be filed and postmarked no later than ten~~

1 days after the adjournment of the assembly.

2 **SECTION 21.** In Colorado Revised Statutes, 1-4-802, **amend** (1)
3 introductory portion and (1)(f)(I) as follows:

4 **1-4-802. Petitions for nominating minor political party and**
5 **unaffiliated candidates for a partisan office.**

6 (1) Candidates for partisan public offices to be filled at a general
7 ~~or congressional vacancy~~ election who do not wish to affiliate with a
8 major political party, AND CANDIDATES FOR A CONGRESSIONAL VACANCY
9 ELECTION WHO DO NOT WISH TO AFFILIATE WITH ANY POLITICAL PARTY,
10 may be nominated, other than by a primary election or a convention, in
11 the following manner:

12 (f) (I) Except as provided in subsection (1)(f)(II) of this section,
13 petitions must be filed no later than 5 p.m. on the one hundred
14 seventeenth day before the general election or, for a congressional
15 vacancy election, no later than 5 p.m. on the ~~twentieth~~ TENTH day after
16 ~~the date of the order issued by the governor~~ BEFORE THE DEADLINE FOR
17 THE SECRETARY OF STATE TO CERTIFY THE BALLOT CONTENT FOR THE
18 ELECTION.

19 **SECTION 22.** In Colorado Revised Statutes, 1-4-904, **amend** (3)
20 as follows:

21 **1-4-904. Signatures on the petitions.**

22 (3) Unless physically unable, all electors shall sign their own
23 signature and shall print their names, their respective residence addresses,
24 including the street number and name, the city or town, ~~the county~~, and
25 the date of signature. Each signature on a petition shall be made, to the
26 extent possible, in black ink.

27 **SECTION 23.** In Colorado Revised Statutes, 1-4-1001, **add** (3)

1 as follows:

2 **1-4-1001. Withdrawal or disqualification from candidacy.**

3 (3) IF A PARTY FAILS TO FILL A VACANCY IN NOMINATION BY THE
4 DEADLINES ESTABLISHED IN THIS PART 10, THAT VACANCY IN NOMINATION
5 SHALL REMAIN UNFILLED.

6 **SECTION 24.** In Colorado Revised Statutes, 1-4-1002, amend
7 (3)(a) and (3)(b)(IV) as follows:

8 **1-4-1002. Vacancies in major party designation up to the**
9 **sixty-eighth day before primary election day.**

10 (3) (a) No vacancy committee called to fill a vacancy pursuant to
11 this section may select a person to fill the vacancy at a meeting held for
12 that purpose unless a written notice announcing the time and location of
13 the vacancy committee meeting was mailed to each of the committee
14 members within ~~five~~ TEN calendar days ~~of the chairperson of the central~~
15 ~~committee receiving notice of~~ FROM THE DATE the vacancy OCCURS.
16 Mailing of the notice is effective when the notice is properly addressed
17 and deposited in the United States mail, with first-class postage prepaid.
18 In addition to this mailing, the chairperson of the central committee may
19 also contact the committee members by electronic mail.

20 (b) (IV) If the vacancy committee fails to ~~timely~~ certify a selection
21 WITHIN TWENTY CALENDAR DAYS FROM THE DATE THE VACANCY OCCURS,
22 OR SIXTY-SIX DAYS BEFORE THE DATE OF THE PRIMARY ELECTION,
23 WHICHEVER IS SOONER, the state chair of the party of the candidate whose
24 declination, death, disqualification, or withdrawal caused the vacancy,
25 within seven days, shall fill the vacancy by appointing a person who
26 meets all of the requirements of candidacy as of the date of the
27 appointment and who is affiliated with the same political party shown in

1 the statewide voter registration system as the candidate whose
2 declination, death, disqualification, or withdrawal caused the vacancy.
3 The name of the person appointed by the state chair must be certified to
4 the secretary of state OR THE DESIGNATED ELECTION OFFICIAL.

5 **SECTION 25.** In Colorado Revised Statutes, 1-4-1003, **amend**
6 (3)(a), (3)(b)(IV), and (3)(c)(I) as follows:

7 **1-4-1003. Vacancies in major party designation occurring**
8 **between the sixty-seventh day before a primary election and the**
9 **earliest day to mail primary election ballots.**

10 (3) (a) No vacancy committee called to fill a vacancy pursuant to
11 this section may select a person to fill a vacancy at a meeting held for that
12 purpose unless a written notice announcing the time and location of the
13 vacancy committee meeting was mailed to each of the committee
14 members within ~~five~~ TEN calendar days ~~of the chairperson of the central~~
15 ~~committee learning of~~ FROM THE DATE the vacancy OCCURS. Mailing of
16 the notice is effective when the notice is properly addressed and deposited
17 in the United States mail, with first-class postage prepaid. In addition to
18 this mailing, the chairperson of the central committee may also contact
19 the committee members by electronic mail.

20 (b) (IV) If the vacancy committee fails to ~~timely~~ certify a selection
21 WITHIN TWENTY CALENDAR DAYS FROM THE DATE THE VACANCY OCCURS,
22 the state chair of the party of the candidate whose declination, death,
23 disqualification, or withdrawal caused the vacancy, within seven days,
24 shall fill the vacancy by appointing a person who meets all of the
25 requirements of candidacy as of the date of the appointment and who is
26 affiliated with the same political party shown in the statewide voter
27 registration system as the candidate whose declination, death,

1 disqualification, or withdrawal caused the vacancy. The name of the
2 person appointed by the state chair must be certified to the secretary of
3 state OR THE DESIGNATED ELECTION OFFICIAL.

4 (c) (I) The designation and acceptance of the person selected to
5 fill the vacancy must be submitted to the designated election official no
6 later than three days from either the date of the vacancy committee
7 meeting or from the date of appointment by the state chair pursuant to
8 subsection (3)(b)(IV) of this section, as applicable; EXCEPT THAT, THE
9 DESIGNATION AND ACCEPTANCE MUST IN ALL CASES BE SUBMITTED NO
10 LATER THAN THE DAY BEFORE THE DATE OF THE PRIMARY ELECTION.

11 **SECTION 26.** In Colorado Revised Statutes, 1-4-1004, **amend**
12 (3)(a), (3)(b)(IV), (3)(c)(I), and (4)(b) as follows:

13 **1-4-1004. Vacancies in major party designation occurring**
14 **from the day after the earliest day to mail primary election ballots**
15 **through primary election day.**

16 (3) (a) No vacancy committee called to fill a vacancy pursuant to
17 this section may select a person to fill a vacancy at a meeting held for that
18 purpose unless a written notice announcing the time and location of the
19 vacancy committee meeting was mailed to each of the committee
20 members within ~~five~~ TEN calendar days ~~of the chairperson of the central~~
21 ~~committee learning of~~ FROM THE DATE the vacancy OCCURS. Mailing of
22 the notice is effective when the notice is properly addressed and deposited
23 in the United States mail, with first-class postage prepaid. In addition to
24 the mailing, the chairperson of the central committee may also contact
25 committee members by electronic mail.

26 (b) (IV) If the vacancy committee fails to ~~timely~~ certify a selection
27 WITHIN TWENTY CALENDAR DAYS FROM THE DATE THE VACANCY OCCURS,

1 OR FIVE DAYS FROM THE DATE OF THE PRIMARY ELECTION, WHICHEVER IS
2 SOONER, the state chair of the party of the candidate whose declination,
3 death, disqualification, or withdrawal caused the vacancy, within seven
4 days, shall fill the vacancy by appointing a person who meets all of the
5 requirements of candidacy as of the date of the appointment and who is
6 affiliated with the same political party shown in the statewide voter
7 registration system as the candidate whose declination, death,
8 disqualification, or withdrawal caused the vacancy. The name of the
9 person appointed by the state chair must be certified to the secretary of
10 state OR THE DESIGNATED ELECTION OFFICIAL.

11 (c) (I) The designation and acceptance of the person selected to
12 fill the vacancy must be submitted to the designated election official no
13 later than three days from either the date of the vacancy committee
14 meeting or from the date of appointment by the state chair pursuant to
15 subsection (3)(b)(IV) of this section, as applicable; EXCEPT THAT, THE
16 DESIGNATION AND ACCEPTANCE MUST IN ALL CASES BE SUBMITTED NO
17 LATER THAN SEVEN DAYS FROM THE DATE OF THE PRIMARY ELECTION.

18 (4) When a vacancy in a party nomination is filled pursuant to this
19 section:

20 (b) Votes cast for the candidate who vacated the designation must
21 be counted as votes for the replacement candidate IF A REPLACEMENT
22 CANDIDATE HAS BEEN CERTIFIED TO THE SECRETARY OF STATE OR THE
23 DESIGNATED ELECTION OFFICIAL ON OR BEFORE THE DATE OF THE PRIMARY
24 ELECTION.

25 **SECTION 27.** In Colorado Revised Statutes, 1-4-1005, **amend**
26 (3)(a), (3)(b)(IV), and (3)(c)(I) as follows:

27 **1-4-1005. Vacancies in major party nomination occurring**

1 **from the day after primary election day through the earliest day to**
2 **mail general election ballots.**

3 (3) (a) No vacancy committee called to fill a vacancy pursuant to
4 this section may select a person to fill a vacancy at a meeting held for that
5 purpose unless a written notice announcing the time and location of the
6 vacancy committee meeting was mailed to each of the committee
7 members within ~~five~~ TEN calendar days ~~of the chairperson of the central~~
8 ~~committee learning of~~ FROM THE DATE the vacancy OCCURS. Mailing of
9 the notice is effective when the notice is properly addressed and deposited
10 in the United States mail, with first-class postage prepaid. In addition to
11 the mailing, the chairperson of the central committee may also contact
12 committee members by electronic mail.

13 (b) (IV) If the vacancy committee fails to ~~timely~~ certify a selection
14 WITHIN TWENTY CALENDAR DAYS FROM THE DATE THE VACANCY OCCURS,
15 the state chair of the party of the candidate whose declination, death,
16 disqualification, or withdrawal caused the vacancy, within seven days,
17 shall fill the vacancy by appointing a person who meets all of the
18 requirements of candidacy as of the date of the appointment and who is
19 affiliated with the same political party shown in the statewide voter
20 registration system as the candidate whose declination, death,
21 disqualification, or withdrawal caused the vacancy. The name of the
22 person appointed by the state chair must be certified to the secretary of
23 state OR THE DESIGNATED ELECTION OFFICIAL. ~~The vacancy is filled until~~
24 ~~the next general election after the vacancy occurs, when the vacancy is~~
25 ~~filled by election.~~

26 (c) (I) The designation and acceptance of the person selected to
27 fill the vacancy must be submitted to the designated election official no

1 later than three days from either the date of the vacancy committee
2 meeting or from the date of appointment by the state chair pursuant to
3 subsection (3)(b)(IV) of this section, as applicable; except that such
4 certification DESIGNATION AND ACCEPTANCE must in all cases be
5 submitted no later than the ~~sixty-fourth~~ day before the date of the general
6 election.

7 **SECTION 28.** In Colorado Revised Statutes, 1-4-1006, **amend**
8 (2) as follows:

9 **1-4-1006. Vacancies in major party nomination occurring**
10 **from the day after the earliest day to mail general election ballots**
11 **through general election day.**

12 (2) A vacancy occurring from the day after the earliest day to mail
13 general election ballots through general election day must REMAIN
14 UNFILLED. IF THE CANDIDATE RECEIVING THE MOST VOTES IN THE
15 ELECTION IS THE CANDIDATE WHOSE WITHDRAWAL OR DISQUALIFICATION
16 CREATED THE VACANCY, THE VACANCY IN OFFICE MUST be filled in
17 accordance with part 2 of article 12 of this code.

18 **SECTION 29.** In Colorado Revised Statutes, **amend** 1-4-1007 as
19 follows:

20 **1-4-1007. Vacancies in minor party designation or nomination.**

21 Any vacancy in a nomination for a minor political party candidate
22 occurring after the filing of the certificate of designation pursuant to
23 section 1-4-1304 (3) and no later than seventy days before the general or
24 congressional vacancy election, which is caused by the declination, death,
25 disqualification, or withdrawal of any person nominated by the minor
26 political party, may be filled by the person or persons designated in the
27 constitution or bylaws of the minor political party to fill vacancies. THE

1 DESIGNATION AND ACCEPTANCE OF THE PERSON SELECTED TO FILL THE
2 VACANCY MUST BE SUBMITTED TO THE DESIGNATED ELECTION OFFICIAL
3 NO LATER THAN THE SIXTY-FOURTH DAY BEFORE THE DATE OF THE
4 GENERAL ELECTION.

5 **SECTION 30.** In Colorado Revised Statutes, **amend 1-4-1008** as
6 follows:

7 **1-4-1008. Vacancies in unaffiliated designation or nomination.**

8 Any vacancy in a nomination for an unaffiliated candidate caused
9 by the declination, death, disqualification, or withdrawal of any person
10 nominated by petition or statement of intent occurring after the filing of
11 the petition for nomination and no later than seventy days before the
12 general or congressional vacancy election may be filled by the person or
13 persons designated on the petition or statement of intent to fill vacancies.

14 THE DESIGNATION AND ACCEPTANCE OF THE PERSON SELECTED TO FILL
15 THE VACANCY MUST BE SUBMITTED TO THE DESIGNATED ELECTION
16 OFFICIAL NO LATER THAN THE SIXTY-FOURTH DAY BEFORE THE DATE OF
17 THE GENERAL ELECTION.

18 **SECTION 31.** In Colorado Revised Statutes, 1-4-1203, **amend**
19 (4)(a) as follows:

20 **1-4-1203. Presidential primary elections - when - conduct.**

21 (4) (a) A ballot used in a presidential primary election must only
22 contain the names of candidates for the office of the president of the
23 United States of America. The ballot shall not be used for the purpose of
24 presenting any other issue or question to the electorate unless expressly
25 authorized by law; EXCEPT THAT, A CONGRESSIONAL VACANCY ELECTION
26 MAY BE PRESENTED ON THE SAME BALLOT USED IN A PRESIDENTIAL
27 PRIMARY IF THE CONGRESSIONAL VACANCY ELECTION IS HELD ON THE

1 SAME DAY AS THE PRESIDENTIAL PRIMARY PURSUANT TO SECTION 1-4-401.

2 SECTION 32. In Colorado Revised Statutes, 1-4-1304, amend
3 (1.5)(b)(I), (3), and (4) as follows:

4 **1-4-1304. Nomination of candidates.**

5 (1.5) (b) (I) A minor political party may nominate candidates for
6 offices to be filled at a general election by assembly. ~~Except as provided~~
7 ~~in subsection (1.5)(f) of this section,~~ An assembly shall be held no later
8 than seventy-three days preceding the primary election.

9 (3) Any minor political party nominating candidates in accordance
10 with this part 13 shall file a certificate of designation with the designated
11 election official no later than ~~four days after the assembly was held at~~
12 SIXTY-SEVEN DAYS BEFORE THE PRIMARY ELECTION FOR which the
13 candidate was designated. The certificate of designation must state the
14 name of the office for which each person is a candidate and the
15 candidate's name and address, the date on which the assembly was held
16 at which the candidate was designated, must designate in not more than
17 three words the name of the minor political party that the candidate
18 represents, and must certify that the candidate is a member of the minor
19 political party. The candidate's name may include one nickname, if the
20 candidate regularly uses the nickname and the nickname does not include
21 any part of a political party name. The candidate's affiliation as shown in
22 the statewide voter registration system is prima facie evidence of party
23 membership.

24 (4) Any person nominated in accordance with this part 13 shall
25 file a written acceptance with the designated election official. ~~by mail,~~
26 ~~facsimile transmission, or hand delivery~~ The written acceptance must be
27 ~~postmarked or~~ received by the designated election official no later than

1 four business days after the filing of the certificate of designation required
2 under subsection (3) of this section. ~~If the acceptance is transmitted to the~~
3 ~~designated election official by facsimile transmission, the original~~
4 ~~acceptance must also be filed and postmarked no later than ten days after~~
5 ~~the filing of the certificate of designation required under subsection (3)~~
6 ~~of this section.~~ If an acceptance is not filed within the specified time, the
7 candidate shall be deemed to have declined the nomination.

8 **SECTION 33.** In Colorado Revised Statutes, 1-5-102.9, **amend**
9 (1)(b.5)(I)(A), (1)(b.5)(III), (1)(b.5)(VI), and (5)(c); and **add** (2)(c) as
10 follows:

11 **1-5-102.9. Voter service and polling centers - number required**
12 **- services provided - drop-off locations - definition.**

13 (1) (b.5) (I) For a general election, a county clerk and recorder
14 shall designate a voter service and polling center on the campus of an
15 institution of higher education, as defined in section 23-3.1-102 (5),
16 located within the county as follows:

17 (A) NOTWITHSTANDING THE REQUIREMENT IN SUBSECTION (2) OF
18 THIS SECTION, during the period from the ~~fifteenth~~ TENTH day before the
19 election to the second day before the election, one voter service and
20 polling center on each campus that has ten thousand or more enrolled
21 students; and

22 (III) A county clerk and recorder shall confer with ~~a state~~ AN
23 institution of higher education about the location for a voter service and
24 polling center designated on a campus.

25 (VI) As used in this subsection (1)(b.5), "campus" means any
26 collection of buildings and surrounding grounds owned or used by ~~a state~~
27 AN institution of higher education to regularly provide students with

1 education, housing, or college activities. If one or more ~~state~~ institutions
2 of higher education share buildings or grounds, or if the campuses of one
3 or more ~~state~~ institutions of higher education are adjacent or otherwise
4 connected, the shared or connected buildings and grounds constitute a
5 single campus for the purposes of this subsection (1)(b.5).

6 (2) Voter service and polling centers must be open, at a minimum,
7 for the fifteen-day period prior to and including the day of the election as
8 follows:

9 (c) ALL VOTER SERVICE AND POLLING CENTERS SHALL REMAIN
10 OPEN ON ELECTION DAY AS REQUIRED BY THIS SUBSECTION (2). A VOTER
11 SERVICE AND POLLING CENTER THAT EXPERIENCES A SHORTAGE OF
12 SUPPLIES, INCLUDING BALLOTS, SHALL NOT CLOSE AND MAY BY REQUIRED
13 TO REMAIN OPEN AFTER 7 P.M. IN ACCORDANCE WITH SECTION 1-7-101
14 (1)(b)(I).

15 (5) (c) Each drop box must accept mail ballots delivered by
16 electors for the ~~fifteen-day~~ TWENTY-TWO-DAY period prior to and
17 including the day of the election.

18 **SECTION 34.** In Colorado Revised Statutes, 1-5-106, **add** (1)(c)
19 as follows:

20 **1-5-106. Polling location or drop-off location - designation by**
21 **sign.**

22 (1) (c) A VOTER SERVICE AND POLLING CENTER ON THE CAMPUS OF
23 AN INSTITUTION OF HIGHER EDUCATION DESIGNATED PURSUANT TO
24 SECTION 1-5-102.9 (1)(b.5)(I) MUST BE:

25 (I) DESIGNATED BY ONE OR MORE SIGNS POSTED IN ACCORDANCE
26 WITH SUBSECTION (1)(a) OF THIS SECTION;

27 (II) IDENTIFIED AND DESCRIBED, INCLUDING BY BUILDING NAME

1 AND ADDRESS AND HOURS OF OPERATION, IN SIGNS CONSPICUOUSLY
2 POSTED INSIDE AND AT EACH ENTRANCE OF THE STUDENT CENTER, OR
3 OTHER COMMON AREA, OF THE INSTITUTION OF HIGHER EDUCATION AT
4 LEAST TWENTY DAYS BEFORE EACH ELECTION AND DURING THE PERIOD
5 POLLING LOCATIONS ARE OPEN; AND

6 (III) IDENTIFIED AND DESCRIBED, INCLUDING BY BUILDING NAME
7 AND ADDRESS AND HOURS OF OPERATION, IN AN EMAIL SENT TO ALL
8 ENROLLED STUDENTS BY THE INSTITUTION OF HIGHER EDUCATION DURING
9 THE PERIOD BALLOTS ARE MAILED FOR THE ELECTION PURSUANT TO
10 SECTION 1-7.5-107 (3).

11 **SECTION 35.** In Colorado Revised Statutes, 1-5-203, **amend**
12 (1)(a) as follows:

13 **1-5-203. Certification of ballot.**

14 (1) (a) Except as provided in subsection (1)(c) of this section, no
15 later than sixty days before any primary election, and no later than
16 fifty-seven days before any general or odd-year November election or
17 congressional vacancy election, the secretary of state shall deliver by
18 electronic transmission ~~and registered mail~~ to the county clerk and
19 recorder of each county a certificate in writing of the ballot order and
20 content for each county, as follows:

21 **SECTION 36.** In Colorado Revised Statutes, 1-5-404, **repeal** (3)
22 as follows:

23 **1-5-404. Arrangement of names on ballots for partisan**
24 **elections.**

25 (3) ~~The arrangement of names on ballots for congressional~~
26 ~~vacancy elections shall be established by lot at any time prior to the~~
27 ~~certification of ballots for the congressional vacancy election. The officer~~

1 in receipt of the original designation, nomination, or petition of each
2 candidate shall inform the major political parties, each minor political
3 party, and the representatives of each political organization on file with
4 the secretary of state of the time and place of the lot-drawing for the
5 congressional election ballot. Ballot positions shall be assigned to the
6 major political party, minor political party, or political organization in the
7 order in which they are drawn.

8 **SECTION 37.** In Colorado Revised Statutes, 1-5-905, **amend** (2)
9 as follows:

10 **1-5-905. Multilingual ballot access - general provisions -**
11 **requirements of secretary of state - county clerks.**

12 (2) The secretary of state shall determine which counties in the
13 state are required to provide multilingual ballot access and, therefore, are
14 required to create a minority language sample ballot pursuant to section
15 1-5-906 and provide an in-person minority language ballot pursuant to
16 section 1-5-907. The secretary of state shall make such determination
17 based on information provided in the most recent five-year estimates
18 specified in the United States bureau of the census American community
19 survey or comparable census data. The secretary of state shall notify the
20 county clerk of any county that is required to provide a minority language
21 sample ballot pursuant to section 1-5-906 and provide an in-person
22 minority language ballot pursuant to section 1-5-907 on or before January
23 5, 2022, and on or before January 5 of each even year AND A YEAR
24 FOLLOWING THE RELEASE OF SECTION 203 DATA BY THE FEDERAL
25 GOVERNMENT thereafter. In addition, on or before January 5, 2022, and
26 on or before January 5 of each even year OR A YEAR FOLLOWING THE
27 RELEASE OF SECTION 203 DATA BY THE FEDERAL GOVERNMENT thereafter,

1 the secretary of state shall post a list on the secretary's website of all
2 counties that are required to provide a minority language sample ballot
3 pursuant to section 1-5-906 and provide an in-person minority language
4 ballot pursuant to section 1-5-907.

5 **SECTION 38.** In Colorado Revised Statutes, **repeal** 1-5-603 as
6 follows:

7 **1-5-603. Adoption and payment for voting machines.**

8 (1) ~~The governing body of any political subdivision may adopt for~~
9 ~~use at elections any kind of voting machine fulfilling the requirements for~~
10 ~~voting machines set forth in this part 6. These voting machines may be~~
11 ~~used at any or all elections held in the political subdivision for casting,~~
12 ~~registering, and counting votes. Except as provided in subsection (2) of~~
13 ~~this section, the governing body of any political subdivision which adopts~~
14 ~~and purchases or leases voting machines shall provide for the payment of~~
15 ~~the purchase price or the rent in such manner as may be in the best~~
16 ~~interest of the political subdivision and may for that purpose provide for~~
17 ~~the issuance of interest-bearing bonds, certificates of indebtedness, or~~
18 ~~other obligations, which shall be a charge upon the county. The bonds,~~
19 ~~certificates of indebtedness, or other obligations may be made payable at~~
20 ~~such times, not exceeding ten years from the date of issue, as may be~~
21 ~~determined by the governing body but shall not be issued or sold at less~~
22 ~~than par.~~

23 (2)(a) ~~If the secretary of state certifies a voting system for use in~~
24 ~~an election using instant runoff voting in accordance with section 1-5-617~~
25 ~~(1.5), the secretary of state shall, if possible, negotiate a single annual~~
26 ~~statewide license with the voting system provider to allow each county~~
27 ~~that uses the voting system to conduct elections using instant runoff~~

1 ~~voting. The secretary of state shall pay for the annual statewide license~~
2 ~~from the department of state cash fund created in section 24-21-104~~
3 ~~(3)(b).~~

4 ~~(b) Each county that uses a voting system in an instant runoff~~
5 ~~voting election pursuant to a license obtained by the secretary of state in~~
6 ~~accordance with subsection (2)(a) of this section shall reimburse the~~
7 ~~secretary of state for its proportionate share of the cost of the annual~~
8 ~~statewide license for that year. The secretary of state shall invoice any~~
9 ~~county that uses the voting system in an instant runoff voting election for~~
10 ~~its share of the cost as a proportion of the number of registered active~~
11 ~~voters in all participating municipalities in that county compared to the~~
12 ~~total number of registered active voters in all participating municipalities~~
13 ~~in the state as determined by the secretary of state pursuant to this section.~~

14 **SECTION 39.** In Colorado Revised Statutes, 1-5-612, **amend**
15 **(1)(a) and (1)(b); and add (1)(c) and (3) as follows:**

16 **1-5-612. Use of electronic and electromechanical voting**
17 **systems.**

18 (1) (a) Except as otherwise provided in subsection (1)(b) of this
19 section, the governing body of any political subdivision **may**, COUNTY
20 CLERK AND RECORDER FOR A COUNTY WITH ONE THOUSAND OR MORE
21 ACTIVE ELECTORS AS OF THE DATE OF THE LAST GENERAL ELECTION **MUST**
22 upon consultation with the ~~designated election official~~ BOARD OF COUNTY
23 COMMISSIONERS, adopt an electronic or electromechanical voting system,
24 including any upgrade in hardware, firmware, or software, for use ~~at the~~
25 ~~polling locations in the political subdivision. The system may be used for~~
26 ~~recording, counting, and tabulating votes at all elections held by the~~
27 ~~political subdivision.~~ IN ALL ELECTIONS CONDUCTED BY THE COUNTY

1 UNDER THE "UNIFORM ELECTION CODE OF 1992".

2 (b) ~~For all elections conducted under the "Uniform Election Code~~
3 ~~of 1992", The governing body of any political subdivision~~ BOARD OF
4 COUNTY COMMISSIONERS shall, upon consultation with the ~~designated~~
5 ~~election official, adopt an electronic or electromechanical voting system~~
6 ~~to be used for tabulating votes at all elections held by the political~~
7 ~~subdivision. The provisions of this subsection (1)(b) do not apply to~~
8 ~~counties with fewer than one thousand active electors as of the date of the~~
9 ~~last general election~~ COUNTY CLERK AND RECORDER, ACQUIRE AND
10 MAINTAIN THE ELECTRONIC OR ELECTROMECHANICAL VOTING SYSTEM
11 ADOPTED BY THE COUNTY CLERK AND RECORDER PURSUANT TO
12 SUBSECTION (1)(a) OF THIS SECTION.

13 (c) THE COUNTY CLERK AND RECORDER SHALL OVERSEE THE
14 SELECTION, SUPERVISION, AND MANAGEMENT OF ALL PERSONNEL,
15 INCLUDING CONTRACTORS AND VENDORS, ENGAGED IN THE ACQUISITION,
16 IMPLEMENTATION, OPERATION, AND MAINTENANCE OF THE ELECTRONIC OR
17 ELECTROMECHANICAL VOTING SYSTEM, SUBJECT TO THE RULES OF THE
18 SECRETARY OF STATE.

19 (3) (a) THE SECRETARY OF STATE SHALL, IF POSSIBLE, NEGOTIATE
20 A SINGLE ANNUAL STATEWIDE LICENSE WITH THE VOTING SYSTEM
21 PROVIDER OF A CERTIFIED VOTING SYSTEM FOR USE IN AN ELECTION USING
22 INSTANT RUNOFF VOTING PURSUANT TO SECTION 1-5-617 (1.5) TO ALLOW
23 EACH COUNTY THAT USES THE VOTING SYSTEM TO CONDUCT ELECTIONS
24 USING INSTANT RUNOFF VOTING. THE SECRETARY OF STATE SHALL PAY
25 FOR SUCH ANNUAL STATEWIDE LICENSE FROM THE DEPARTMENT OF STATE
26 CASH FUND CREATED IN SECTION 24-21-104 (3)(b).

27 (b) EACH COUNTY THAT USES A VOTING SYSTEM IN AN INSTANT

1 RUNOFF VOTING ELECTION PURSUANT TO A STATEWIDE LICENSE PAID FOR
2 PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION SHALL REIMBURSE THE
3 DEPARTMENT OF STATE FOR ITS PROPORTIONATE SHARE OF THE COST OF
4 THE ANNUAL STATEWIDE LICENSE FOR THE YEAR IN WHICH THE ELECTION
5 IS HELD. THE SECRETARY OF STATE SHALL PROVIDE AN INVOICE TO EACH
6 COUNTY THAT USES THE VOTING SYSTEM FOR ITS PROPORTIONATE SHARE
7 OF THE COST OF THE STATEWIDE LICENSE BASED ON THE NUMBER OF
8 REGISTERED ACTIVE ELECTORS IN ALL PARTICIPATING MUNICIPALITIES IN
9 THAT COUNTY COMPARED TO THE TOTAL NUMBER OF REGISTERED ACTIVE
10 ELECTORS IN ALL PARTICIPATING MUNICIPALITIES IN THE STATE, AS
11 DETERMINED BY THE SECRETARY OF STATE.

12 **SECTION 40.** In Colorado Revised Statutes, 1-6-101, **amend**
13 (7)(c)(VII) as follows:

14 **1-6-101. Qualifications for election judges - student election**
15 **judges - legislative declaration.**

16 (7) (c) The designated election officials may work with school
17 districts and public or private secondary educational institutions to
18 identify students willing and able to serve as student election judges. Such
19 school districts or educational institutions may submit the names of the
20 students to the designated election official of the jurisdiction in which the
21 school district or educational institution is located for appointment as
22 student election judges. Home-schooled students may apply to the
23 designated election official for appointment as a student election judge
24 pursuant to this section. From among the names submitted, the designated
25 election officials may select students to serve as student election judges
26 who meet the following qualifications:

27 (VII) They are ~~sixteen~~ FIFTEEN years ~~of age~~ OLD or older and

1 ~~either a junior or senior~~ STUDENT in good standing attending a public or
2 private secondary educational institution or being home-schooled at the
3 time of the election to which the student is serving as a student election
4 judge; and

5 **SECTION 41.** In Colorado Revised Statutes, **amend** 1-6-106 as
6 follows:

7 **1-6-106. Confirmation and acceptance of election judge**
8 **appointment.**

9 (1) The designated election official shall confirm the
10 appointments of election judges by ~~mailing~~ SENDING each appointed
11 election judge a ~~certification~~ NOTICE of appointment ~~and an acceptance~~
12 ~~form~~ IN ACCORDANCE WITH SUBSECTION (2) OF THIS SECTION.

13 (2) The ~~acceptance form~~ NOTICE OF APPOINTMENT SHALL SPECIFY
14 THE METHOD OF ACCEPTANCE FOR THE APPOINTMENT AS DETERMINED BY
15 THE DESIGNATED ELECTION OFFICIAL AND shall contain:

16 (a) The statement of qualifications as prescribed in section
17 1-6-101; and

18 (b) A statement that, if the person appointed as an election judge
19 either fails to ~~file the acceptance form~~ ACCEPT THE APPOINTMENT within
20 seven days after the ~~certification~~ NOTICE of appointment ~~and acceptance~~
21 ~~form are mailed~~ IS SENT or fails to attend a class of instruction as required
22 in section 1-6-101 (5), the designated election official may determine that
23 a vacancy has been created.

24 (3) Each person appointed as an election judge shall ~~file an~~
25 ~~acceptance form in the office of~~ ACCEPT THE APPOINTMENT IN THE
26 MANNER SPECIFIED BY the designated election official within seven days
27 after the ~~certification~~ NOTICE of appointment ~~and acceptance form have~~

1 ~~been mailed~~ HAS BEEN SENT. If a person appointed as an election judge
2 fails to ~~file the acceptance form~~ ACCEPT THE APPOINTMENT as described
3 in subsection (2) of this section or fails to attend a class of instruction as
4 required in section 1-6-101 (5), the designated election official may
5 determine that a vacancy has been created.

6 **SECTION 42.** In Colorado Revised Statutes, 1-7-101, **repeal** (2)
7 as follows:

8 **1-7-101. Hours of voting on election day.**

9 (2) ~~Upon the opening of the polls, a proclamation shall be made~~
10 ~~by one of the judges that the polls are open, and, thirty minutes before the~~
11 ~~closing of the polls, a proclamation shall be made that the polls will close~~
12 ~~in thirty minutes.~~

13 **SECTION 43.** In Colorado Revised Statutes, **amend** 1-7-102 as
14 follows:

15 **1-7-102. Employees entitled to vote.**

16 (1) Eligible electors entitled to vote at an election shall be entitled
17 to absent themselves for the purpose of voting from any service or
18 employment in which they are then engaged or employed ~~on the day of~~
19 ~~the election~~ for a period of two hours during ~~the time the polls~~ ANY DAY
20 WHEN VOTER SERVICE AND POLLING CENTERS are open. Any such absence
21 shall not be sufficient reason for the discharge of any person from service
22 or employment. ~~Eligible~~ Electors, who so absent themselves shall not be
23 liable for any penalty, nor shall any deduction be made from their usual
24 salary or wages, on account of their absence. ~~Eligible~~ Electors who are
25 employed and paid by the hour shall receive their regular hourly wage for
26 the period of their absence, not to exceed two hours. Application shall be
27 made for the leave of absence prior to the day ~~of election~~ FOR WHICH

1 LEAVE IS REQUESTED. The employer may specify the hours during which
2 the employee may be absent, but the hours shall be at the beginning or
3 end of the work shift, if the employee so requests.

4 (2) ~~This section shall not apply to any person whose~~ AN
5 EMPLOYER MAY DENY AN ELECTOR'S REQUEST FOR LEAVE PURSUANT TO
6 SUBSECTION (1) OF THIS SECTION IF THE ELECTOR'S hours of employment
7 on the day ~~of the election~~ FOR WHICH LEAVE IS REQUESTED are such that
8 there are three or more CONSECUTIVE hours between the time of opening
9 and the time of closing of the polls during which the elector is not
10 required to be on the job.

11 **SECTION 44.** In Colorado Revised Statutes, 1-7-118, **amend** (2)
12 as follows:

13 **1-7-118. Ranked voting in a coordinated election - procedure**
14 **- costs - definition.**

15 (2) A municipality that refers an election using instant runoff
16 voting to be conducted as part of a coordinated election shall pay for the
17 reasonable increased costs associated with the use of instant runoff voting
18 in the coordinated election, including but not limited to ~~costs related to~~
19 ~~election setup licensing costs pursuant to section 1-5-603 (2);~~
20 programming, ballot design, additional voter information and education,
21 and tabulation.

22 **SECTION 45.** In Colorado Revised Statutes, **amend** 1-7-119 as
23 follows:

24 **1-7-119. Voter service and polling centers - electors - use of**
25 **mobile phones - printed or written materials.**

26 (1) An elector may take a mobile phone or other electronic device
27 into a voter service and polling center so long as the elector does not

1 make or receive any phone calls, except for calls to or from the
2 multilingual ballot hotline established pursuant to section 1-5-904, or take
3 any pictures or videos other than images of the elector's own person or
4 ballot.

5 (2) AN ELECTOR MAY TAKE PRINTED OR WRITTEN MATERIALS OF
6 THE ELECTOR'S CHOICE INTO A VOTER SERVICE AND POLLING CENTER AS A
7 RESOURCE TO READ OR CONSULT WHILE MARKING THE ELECTOR'S BALLOT.

8 **SECTION 46.** In Colorado Revised Statutes, **add** 1-7-120 as
9 follows:

10 **1-7-120. Voter service and polling centers - wait times -**
11 **reporting - hearing.**

12 (1)(a) ONELECTION DAY, A COUNTY MUST MEASURE AND RECORD
13 THE WAIT TIME AT EACH OF ITS VOTER SERVICE AND POLLING CENTERS IN
14 ACCORDANCE WITH RULES ADOPTED BY THE SECRETARY OF STATE.

15 (b) EACH COUNTY MUST REPORT ITS WAIT TIME DATA RESULTS
16 DETERMINED IN ACCORDANCE WITH SUBSECTION (1)(a) OF THIS SECTION
17 TO THE SECRETARY OF STATE NO LATER THAN THIRTY DAYS AFTER THE
18 ELECTION.

19 (2)(a) IF A COUNTY REPORTS WAIT TIME DATA RESULTS PURSUANT
20 TO SUBSECTION (1)(b) OF THIS SECTION INDICATING A WAIT TIME IN
21 EXCESS OF ONE HOUR AT ANY VOTER SERVICE AND POLLING CENTER, THE
22 COUNTY MUST SUBMIT A REPORT TO THE SECRETARY OF STATE NO LATER
23 THAN NINETY DAYS FOLLOWING THE ELECTION, WHICH REPORT MUST
24 INCLUDE THE FOLLOWING INFORMATION FOR ANY SUCH VOTER SERVICE
25 AND POLLING CENTER:

26 (I) THE NUMBER OF ELECTORS WHO USED THE CENTER IN THE
27 ELECTION;

- 1 (II) THE NUMBER OF VOTING BOOTHS PROVIDED;
- 2 (III) THE NUMBER OF VOTER CHECK-IN STATIONS AND THE NUMBER
- 3 OF ELECTION JUDGES STAFFING THOSE STATIONS;
- 4 (IV) THE NUMBER AND STATUS OF ANY BALLOT MARKING DEVICES
- 5 AND BALLOT ON DEMAND SYSTEMS IN USE;
- 6 (V) THE NUMBER AND STATUS OF ANY PRINTERS AND OTHER
- 7 EQUIPMENT IN USE;
- 8 (VI) THE NUMBER OF STAFF AVAILABLE TO ASSIST WITH THE
- 9 CONDUCT OF THE ELECTION; AND
- 10 (VII) A BRIEF DESCRIPTION OF THE NUMBER AND TYPES OF
- 11 BACK-UPS OR DELAYS THAT OCCURRED AT THE LOCATION IN THE CONDUCT
- 12 OF THE ELECTION, INCLUDING THE ACTIVITY INVOLVED, TIME OF
- 13 OCCURRENCE, AND LIKELY CAUSE OF THE BACK-UPS OR DELAYS.
- 14 (b) UPON RECEIPT OF A REPORT PURSUANT TO SUBSECTION (2)(a)
- 15 OF THIS SECTION, THE SECRETARY OF STATE SHALL POST THE REPORT ON
- 16 THE SECRETARY OF STATE'S WEBSITE NO LATER THAN FIVE DAYS FROM THE
- 17 DATE OF RECEIPT. ■ ■
- 18 (c) IF A COUNTY IS REQUIRED TO SUBMIT A REPORT IN
- 19 ACCORDANCE WITH SUBSECTION (2)(a) OF THIS SECTION, THE COUNTY
- 20 CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL RESPONSIBLE
- 21 FOR SENDING A PROPOSED ELECTION PLAN PURSUANT TO SECTION
- 22 1-7.5-105 MUST INCLUDE IN THE PLAN, IN ADDITION TO THE INFORMATION
- 23 REQUIRED BY SECTION 1-7.5-105 (1.3), THE FOLLOWING:
- 24 (I) A SUMMARY REPORT OF THE FREQUENCY AND DURATION OF
- 25 WAIT TIMES IN EXCESS OF ONE HOUR AT THE COUNTY'S VOTER SERVICE
- 26 AND POLLING CENTERS AT THE LAST ELECTION, INCLUDING BY HOW MUCH
- 27 TIME EACH WAIT EXCEEDED ONE HOUR AT ITS LONGEST POINT;

1 (II) THE KNOWN, PROBABLE, OR POSSIBLE CAUSE OF OR CAUSAL
2 FACTORS THAT MAY HAVE CONTRIBUTED TO THE WAIT TIMES IN EXCESS OF
3 ONE HOUR AND A DETERMINATION OF WHETHER THE CAUSE OR CAUSAL
4 FACTORS ARE REASONABLY LIKELY TO PERSIST OR REOCCUR AT THE NEXT
5 ELECTION;

6 (III) THE NUMBER OF VOTER SERVICE AND POLLING CENTER STAFF
7 MEMBERS AND ELECTION JUDGES PRESENT AT EACH CENTER WHEN WAIT
8 TIMES CENTER EXCEEDED ONE HOUR;

9 (IV) THE NUMBER OF CHECK-IN STATIONS, VOTING BOOTHS,
10 ELECTRONIC OR ELECTROMECHANICAL VOTING SYSTEMS, PRINTERS, AND
11 OTHER EQUIPMENT IN USE AT EACH CENTER;

12 (V) A DESCRIPTION OF ANY MACHINE FAILURES OR OTHER
13 ADMINISTRATIVE ISSUES AT EACH CENTER;

14 (VI) A CONTINGENCY PLAN TO AVOID OR MINIMIZE WAIT TIMES
15 EXCEEDING ONE HOUR, WHICH PLAN MAY INCLUDE A PROPOSAL FOR
16 ADDITIONAL VOTER SERVICE AND POLLING CENTERS OR THE USE OF NEW
17 SITES FOR EXISTING CENTERS, ADDITIONAL CHECK-IN STATIONS, VOTING
18 BOOTHS, ELECTRONIC OR ELECTROMECHANICAL VOTING SYSTEMS,
19 PRINTERS OR OTHER EQUIPMENT, ADDITIONAL STAFF OR ELECTION JUDGES,
20 OR CHANGES IN THE ALLOCATION OF DUTIES AMONG ELECTION JUDGES OR
21 STAFF; AND

22 (VII) A DESCRIPTION OF THE BARRIERS, IF ANY, THAT MAY
23 PREVENT THE COUNTY FROM ENSURING ALL FUTURE CENTER WAIT TIMES
24 DO NOT EXCEED ONE HOUR.

25 **SECTION 47. In Colorado Revised Statutes, repeal and reenact,**
26 **with amendments, 1-7-307 as follows:**

27 **1-7-307. Method of counting paper ballots.**

1 (1) IN ANY COUNTY IN WHICH A HAND COUNT OF BALLOTS IS USED
2 OR BECOMES NECESSARY, AS EXPRESSLY PERMITTED OR REQUIRED BY A
3 PROVISION OF THIS TITLE 1, DURING AN INITIAL TABULATION,
4 POST-ELECTION AUDIT, OR RECOUNT, THE DESIGNATED ELECTION OFFICIAL
5 SHALL COUNT THE BALLOTS IN THE MANNER PRESCRIBED BY THIS SECTION.

6 (2) EACH BALLOT MUST BE COUNTED BY A TEAM OF FOUR
7 ELECTION JUDGES. ONE JUDGE MUST AUDIBLY READ EVERY MARK ON THE
8 BALLOT, WHILE A SEPARATE JUDGE OBSERVES THIS READING AND ASSISTS
9 IN DETERMINING VOTER INTENT, WHEN NECESSARY. TWO OTHER ELECTION
10 JUDGES MUST EACH MAKE ENTRIES ON TWO SEPARATE ACCOUNTING
11 FORMS FOR EACH AUDIBLY READ VOTE. THE SEPARATE ACCOUNTING
12 FORMS MUST BE COMPARED AT REGULAR INTERVALS AND ANY
13 DISCREPANCIES NOTED ON THE SEPARATE FORMS MUST BE ACCOUNTED
14 FOR UNTIL AN ACCURATE COUNT OF ALL BALLOTS COMPARED CAN BE
15 DETERMINED.

16 (3) THE SECRETARY OF STATE MAY ADOPT RULES IN ACCORDANCE
17 WITH ARTICLE 4 OF TITLE 24 AS NECESSARY TO ADMINISTER AND ENFORCE
18 THIS SECTION.

19 **SECTION 48.** In Colorado Revised Statutes, 1-7-507, **amend** (6)
20 as follows:

21 **1-7-507. Electronic vote-counting - procedure.**

22 (6) If a software or hardware malfunction, OR OTHER SIGNIFICANT
23 ISSUE, makes it ~~impossible~~ IMPRACTICABLE to count all or a part of the
24 ballots with electronic vote-tabulating equipment, the secretary of state,
25 after consultation with the designated election official, may permit the
26 designated election official to direct that such ballots be counted
27 manually, following as far as practicable the provisions governing the

1 counting of paper ballots as provided in section 1-7-307.

2 **SECTION 49.** In Colorado Revised Statutes, 1-7.5-105, **amend**
3 (1)(a), (1.3)(f.5), and (2)(a); and **add** (2)(d) as follows:

4 **1-7.5-105. Preelection process - rules.**

5 (1) (a) The county clerk and recorder or designated election
6 official responsible for conducting an election that is to be by mail ballot
7 pursuant to section 1-7.5-104 (1) shall send a proposed election plan for
8 conducting the mail ballot election to the secretary of state no later than
9 ninety days prior to a nonpartisan election or, for any mail ballot election
10 that is coordinated with or conducted by the county clerk and recorder, no
11 later than one hundred ~~ten~~ TWENTY days prior to the election. The
12 proposed plan may be based on the standard plan adopted by the secretary
13 of state by rule.

14 (1.3) The election plan required under subsection (1) of this
15 section must include, at a minimum:

16 (f.5) The information required by ~~section~~ SECTIONS 1-7-120 (2)(c)
17 AND 1-7.5-113.5 (2); and

18 (2) (a) The secretary of state shall approve, ~~or~~ disapprove, OR
19 REQUEST MODIFICATION OF the written plan for conducting a mail ballot
20 election, in accordance with section 1-7.5-106, within twenty days after
21 receiving the plan and shall provide a written notice to the affected
22 political subdivision.

23 (d) THE SECRETARY OF STATE SHALL RELEASE THE INFORMATION
24 REQUIRED BY SUBSECTIONS (1.3)(a) AND (1.3)(b) OF THIS SECTION FOR
25 EACH VOTER SERVICE AND POLLING CENTER DESCRIBED IN AN ELECTION
26 PLAN SUBMITTED PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION NO
27 LATER THAN AUGUST 1 FOR EACH VOTER SERVICE AND POLLING CENTER.

1 **SECTION 50.** In Colorado Revised Statutes, 1-7.5-107, **amend**
2 (3)(a)(I), (3)(a)(II), (3.5)(d)(I), and (4.3)(a)(II) as follows:

3 **1-7.5-107. Procedures for conducting mail ballot election -**
4 **primary elections - first-time voters casting a mail ballot after having**
5 **registered by mail to vote - in-person request for ballot - return**
6 **envelope requirements - repeal.**

7 (3) (a) (I) Not sooner than ~~twenty-two~~ TWENTY-NINE days before
8 a general, primary, or other mail ballot election, and no later than ~~eighteen~~
9 TWENTY-FIVE days before the election, the county clerk and recorder or
10 designated election official shall mail to each active registered elector, at
11 the last mailing address appearing in the registration records and in
12 accordance with United States postal service regulations, a mail ballot
13 packet, which must be marked "DO NOT FORWARD. ADDRESS
14 CORRECTION REQUESTED.", or any other similar statement that is in
15 accordance with United States postal service regulations. Nothing in this
16 subsection (3) affects any provision of this code governing the delivery
17 of mail ballots to an absent uniformed services elector, nonresident
18 overseas elector, or resident overseas elector covered by the federal
19 "Uniformed and Overseas Citizens Absentee Voting Act", 52 U.S.C. sec.
20 20301 et seq.

21 (II) If the ~~twenty-second~~ TWENTY-NINTH day before a general,
22 primary, or other mail ballot election is a Saturday, Sunday, state legal
23 holiday, or federal holiday recognized by the United States postal service,
24 the county clerk and recorder or designated election official may mail
25 ballot packets pursuant to subsection (3)(a)(I) of this section on the Friday
26 immediately preceding the ~~twenty-second~~ TWENTY-NINTH day.

27 (3.5) (d) (I) Any person who desires to cast his or her ballot by

1 mail but does not satisfy the requirements of subsection (3.5)(b) of this
2 section may cast such ballot by mail. The county clerk and recorder or
3 designated election official shall, within three days after the receipt of a
4 mail ballot that does not contain a copy of identification as defined in
5 section 1-1-104 (19.5), but in no event later than two days after election
6 day, send to the eligible elector at the address indicated in the registration
7 records and to the eligible elector's electronic mail address if available a
8 letter explaining the lack of compliance with subsection (3.5)(b) of this
9 section; EXCEPT THAT, IF THE COUNTY CLERK AND RECORDER FAILS TO
10 SEND THE LETTER REQUIRED BY THIS SUBSECTION (3.5)(d)(I) WITHIN TWO
11 DAYS AFTER THE ELECTION, THE COUNTY CLERK AND RECORDER MUST
12 SEND THE LETTER TO THE ELIGIBLE ELECTOR BY OVERNIGHT MAIL OR
13 HAND DELIVERY, OR BY THE MOST EXPEDIENT METHOD AVAILABLE FOR
14 OVERSEAS AND MILITARY VOTERS. If the county clerk and recorder or
15 designated election official receives a copy of identification in
16 compliance with subsection (3.5)(b) of this section within eight days after
17 election day, and if the mail ballot is otherwise valid, the mail ballot shall
18 be counted.

19 (4.3) (a) (II) ~~On and after January 1, 2020,~~ For a presidential
20 primary or November coordinated election, in addition to the
21 requirements of subsection (4.3)(a)(I) of this section, the county clerk and
22 recorder shall establish a drop box on each campus of ~~a state~~ AN
23 institution of higher education, AS DEFINED IN SECTION 23-3.1-102 (5),
24 located within the county that has ~~two~~ ONE thousand or more enrolled
25 students as determined in accordance with section 1-5-102.9 (1)(b.5)(III).

26 **SECTION 51.** In Colorado Revised Statutes, 1-7.5-107.3, **amend**
27 (2)(a); and **add** (1.5)(a.5) as follows:

1 **1-7.5-107.3. Verification of signatures - rules.**

2 (1.5) (a.5) IF THE COUNTY CLERK AND RECORDER FAILS TO SEND
3 THE LETTER AND FORM REQUIRED BY SUBSECTION (1.5)(a) OF THIS
4 SECTION WITHIN TWO DAYS AFTER THE ELECTION, THE COUNTY CLERK AND
5 RECORDER MUST SEND THE LETTER AND FORM TO THE ELIGIBLE ELECTOR
6 BY OVERNIGHT MAIL OR HAND DELIVERY, OR BY THE MOST EXPEDIENT
7 METHOD AVAILABLE FOR OVERSEAS AND MILITARY VOTERS.

8 (2) (a) If, upon comparing the signature of an eligible elector on
9 the self-affirmation on the return envelope with the signature of the
10 eligible elector stored in the statewide voter registration system, the
11 election judge determines that the signatures do not match, or if a
12 signature verification device used pursuant to subsection (5) of this
13 section is unable to determine that the signatures match, two other
14 election judges of different political party affiliations shall simultaneously
15 compare the signatures. If both other election judges agree that the
16 signatures do not match, the county clerk and recorder shall, within three
17 days after the signature deficiency has been confirmed, but in no event
18 later than two days after election day, send to the eligible elector at the
19 address indicated in the registration records and to the eligible elector's
20 electronic mail address if available a letter explaining the discrepancy in
21 signatures and a form for the eligible elector to confirm that the elector
22 returned a ballot to the county clerk and recorder; EXCEPT THAT, IF THE
23 COUNTY CLERK AND RECORDER FAILS TO SEND THE LETTER AND FORM
24 REQUIRED BY THIS SUBSECTION (2)(a) WITHIN TWO DAYS AFTER THE
25 ELECTION, THE COUNTY CLERK AND RECORDER MUST SEND THE LETTER
26 AND FORM TO THE ELIGIBLE ELECTOR BY OVERNIGHT MAIL OR HAND
27 DELIVERY, OR BY THE MOST EXPEDIENT METHOD AVAILABLE FOR

1 **OVERSEAS AND MILITARY VOTERS.** If the county clerk and recorder
2 receives the form within eight days after election day confirming that the
3 elector returned a ballot to the county clerk and recorder and enclosing a
4 copy of the elector's identification as defined in section 1-1-104 (19.5),
5 and if the ballot is otherwise valid, the ballot shall be counted. If the
6 eligible elector returns the form indicating that the elector did not return
7 a ballot to the county clerk and recorder, or if the eligible elector does not
8 return the form within eight days after election day, the self-affirmation
9 on the return envelope shall be categorized as incorrect, the ballot shall
10 not be counted, and the county clerk and recorder shall send copies of the
11 eligible elector's signature on the return envelope and the signature stored
12 in the statewide voter registration system to the district attorney for
13 investigation.

14 **SECTION 52.** In Colorado Revised Statutes, 1-7.5-113.5, **amend**
15 (4)(a)(I) as follows:

16 **1-7.5-113.5. Voting at county jails or detention centers -**
17 **definition.**

18 (4) (a) (I) For a general election, the sheriff's designee shall
19 coordinate with the county clerk and recorder to provide, at a minimum,
20 one day of in-person voting for confined eligible electors at the county
21 jail or detention center. The in-person voting must be ~~open for at least six~~
22 ~~hours and be~~ held on any day between the fifteenth day before election
23 day and the ~~fourth~~ **SECOND** day before election day **AND MUST BE OPEN**
24 **FOR A MINIMUM NUMBER OF HOURS BASED ON THE NUMBER OF BEDS**
25 **AVAILABLE IN THE COUNTY JAIL OR DETENTION CENTER AS FOLLOWS:**

26 (A) SIX HOURS FOR ONE HUNDRED OR MORE BEDS;

27 (B) FOUR HOURS FOR FIFTY OR MORE BUT FEWER THAN ONE

1 HUNDRED BEDS; AND

2 (C) THREE HOURS FOR ONE OR MORE BUT FEWER THAN FIFTY BEDS.

3 **SECTION 53.** In Colorado Revised Statutes, **repeal** 1-9-101 as
4 follows:

5 **1-9-101. Challenge of illegal or fraudulent registration.**

6 ~~(1) (a) Any registered elector may, by written challenge, protest~~
7 ~~against the registration of any person whose name appears in a county~~
8 ~~registration record. The written challenge shall state the precinct number,~~
9 ~~the name of the challenged registrant, the basis for such challenge, the~~
10 ~~facts supporting the challenge, and some documentary evidence to~~
11 ~~support the basis for the challenge, and shall bear the signature and~~
12 ~~address of the challenger. The written challenge and supporting evidence~~
13 ~~shall be filed with the county clerk and recorder no later than sixty days~~
14 ~~before any election. The county clerk and recorder shall notify the~~
15 ~~registrant of the challenge and shall set a time and place for a hearing to~~
16 ~~be held not later than thirty days after the filing of the challenge, at which~~
17 ~~hearing the challenged registrant shall have the opportunity to appear. The~~
18 ~~person challenging the registration shall appear and shall bear the burden~~
19 ~~of proof of the allegations in the challenge. The county clerk and recorder~~
20 ~~shall conduct the hearing and receive testimony and evidence, shall render~~
21 ~~a decision in accordance with paragraph (b) of this subsection (1) no later~~
22 ~~than five days thereafter, and shall notify both parties of the decision.~~

23 ~~(b) In rendering a decision, the county clerk and recorder has the~~
24 ~~following options:~~

25 ~~(1) If the county clerk and recorder finds sufficient evidence to~~
26 ~~support the allegations in the challenge, he or she shall cancel the~~
27 ~~registered elector's name from the statewide voter registration system; or~~

1 ~~(H) (Deleted by amendment, L. 2013.)~~

2 ~~(HH) If the county clerk and recorder finds no evidence or~~
3 ~~insufficient evidence to support the allegations in the challenge, he or she~~
4 ~~shall deny the challenge to cancel the registered elector's name from the~~
5 ~~statewide voter registration system.~~

6 ~~(2) All appeals from the decision of the county clerk and recorder~~
7 ~~shall be to the district court within three days after the decision is issued.~~
8 ~~The appellant shall file in the district court a verified petition setting forth~~
9 ~~the facts presented at the hearing, the decision of the county clerk and~~
10 ~~recorder, and the basis for the appeal. Within twenty-four hours, the clerk~~
11 ~~of the district court shall mail to the other party a notice of the appeal and~~
12 ~~the time set for hearing, which shall be not less than three days nor more~~
13 ~~than five days after the date of filing.~~

14 ~~(3) The court shall hear the testimony and other evidence and~~
15 ~~investigate summarily and, within forty-eight hours after the close of the~~
16 ~~evidence, determine whether or not the charges are sustained. Only~~
17 ~~competent legal evidence may be received at the hearing or considered by~~
18 ~~the court, and no name registered in accordance with law shall be~~
19 ~~canceled from the statewide voter registration system unless it is proven~~
20 ~~that the challenged person does not reside at the address provided by the~~
21 ~~person at the time of registration. No presumption may be made against~~
22 ~~any person whose registration is challenged merely because of the failure~~
23 ~~of that person to attend the hearing. The court has the power to subpoena~~
24 ~~any person as a witness at the hearing and make any necessary~~
25 ~~investigation to ascertain the truth of any of the charges in the petition if~~
26 ~~the method of the investigation does not cause unnecessary delay or~~
27 ~~interfere with the final disposition of the cause within the time provided~~

1 for in this section. The hearing on any petition is summary and final and
2 is not subject to delay. At the close of the hearing, the court shall
3 announce the names in the petition as to which the charges have been
4 sustained and shall direct the clerk of the court to certify forthwith to the
5 county clerk and recorder the lists of names of those persons, with their
6 addresses, arranged alphabetically and according to precinct. The county
7 clerk and recorder, upon receipt of the list from the court, shall forthwith
8 cancel those names from the statewide voter registration system for the
9 proper precinct with the notation that the names were canceled pursuant
10 to court order, giving the date of the order. The decision of the court is
11 final, and no appeal lies to any other court, except that the supreme court,
12 in the exercise of its discretion, may review any such proceedings in a
13 summary way.

14 **SECTION 54.** In Colorado Revised Statutes, 1-10-101.5, **amend**
15 (1)(c) as follows:

16 **1-10-101.5. Duties of the canvass board.**

17 (1) The canvass board shall:

18 (c) UPON CONFIRMATION THAT THE BALLOTS CAST IN AN ELECTION
19 HAVE BEEN RECONCILED IN ACCORDANCE WITH SUBSECTIONS (1)(a) AND
20 (1)(b) OF THIS SECTION, certify the abstract of votes cast in **any** THAT
21 election and transmit the certification to the secretary of state. A majority
22 of canvass board members' signatures shall be sufficient to certify the
23 abstract of votes cast in any election. When unable to certify the abstract
24 of votes by the majority of the board ~~for any reason~~, the canvass board
25 shall transmit the noncertified abstract of votes to the secretary of state
26 along with a written report detailing the reason for noncertification.

27 **SECTION 55.** In Colorado Revised Statutes, 1-12-108, **amend**

1 (5)(c) as follows:

2 **1-12-108. Petition requirements - approval as to form -**
3 **determination of sufficiency - protest - offenses.**

4 (5) (c) Unless physically unable, all electors shall sign their own
5 signature and shall print their names, respective residence addresses,
6 including the street number and name, the city or town, ~~the county~~, and
7 the date of signature. Each signature on a petition must be made, to the
8 extent possible, using a pen. If, while verifying a signer's information
9 against the registration records in accordance with subsection (8) of this
10 section, the designated election official finds that the signer provided ~~his~~
11 ~~or her~~ THEIR mailing address rather than ~~his or her~~ THEIR residence
12 address, the designated election official may accept the signature line as
13 valid if the designated election official is able to locate the signer's record
14 in the statewide voter registration database and determines that the signer
15 was eligible to sign the petition.

16 **SECTION 56.** In Colorado Revised Statutes, 1-12-114, **amend**
17 (2)(b) as follows:

18 **1-12-114. Mail ballots - plan required - voter service and**
19 **polling centers - number required - definition.**

20 (2) Notwithstanding any provision of this code:

21 (b) Not earlier than the ~~twenty-second~~ TWENTY-NINTH day or later
22 than the ~~eighteenth~~ TWENTY-FIFTH day before the election, the designated
23 election official shall mail ballots to all active registered electors.

24 **SECTION 57.** In Colorado Revised Statutes, 1-12-201, **amend**
25 (1) as follows:

26 **1-12-201. Vacancies in office of United States senator.**

27 (1) When a vacancy occurs in the office of United States senator

1 from ~~this~~ THE state, the governor shall make a temporary appointment to
2 fill the vacancy until it is filled by election. THE GOVERNOR SHALL
3 APPOINT A PERSON WHO IS A MEMBER OF THE SAME POLITICAL PARTY AS
4 THE FORMER UNITED STATES SENATOR.

5 **SECTION 58.** In Colorado Revised Statutes, **amend 1-12-205** as
6 follows:

7 **1-12-205. Vacancies in county offices.**

8 All vacancies in any county office, except that of county
9 commissioner, shall be filled by appointment by the board of county
10 commissioners of the county in which the vacancy occurs. ~~until the next~~
11 ~~general election, at which time the vacancy shall be filled by election~~ THE
12 APPOINTED OFFICIAL SHALL SERVE IN THE COUNTY OFFICE UNTIL THE NEXT
13 REGULARLY SCHEDULED GENERAL ELECTION, AT WHICH TIME THE
14 REMAINDER OF THE VACANT TERM, IF ANY, SHALL BE FILLED BY ELECTION.

15 **SECTION 59.** In Colorado Revised Statutes, **amend 1-12-209** as
16 follows:

17 **1-12-209. Terms of persons filling vacancies.**

18 Except for appointments on nonpartisan boards, any officers
19 elected or appointed to fill vacancies as provided in this article shall
20 qualify and enter upon the duties of their offices immediately thereafter.
21 If elected or appointed, the officers shall hold the office during the
22 unexpired term for which they were elected ~~and~~ OR APPOINTED until ~~their~~
23 ~~successors are elected, qualified, and take office on the second Tuesday~~
24 ~~of January~~ THE NEXT REGULARLY SCHEDULED GENERAL ELECTION, OR FOR
25 COUNTY COMMISSIONER OR GENERAL ASSEMBLY VACANCIES, UNTIL THE
26 NEXT REGULARLY SCHEDULED COORDINATED OR GENERAL ELECTION,
27 WHICHEVER IS APPLICABLE, AT WHICH TIME THE REMAINDER OF THE

1 VACANT TERM, IF ANY, SHALL BE FILLED BY ELECTION, except as otherwise
2 provided by law, in accordance with section 1-1-201.

3 **SECTION 60.** In Colorado Revised Statutes, **amend** 1-13-711 as
4 follows:

5 **1-13-711. Interference with voter while voting.**

6 Any person who interferes with any voter who is ~~inside the~~
7 ~~immediate voting area or is marking a ballot or operating a voting device~~
8 ~~or electronic voting device~~ WITHIN ONE HUNDRED FEET OF ANY BUILDING
9 IN WHICH A POLLING LOCATION OR DROP-OFF LOCATION IS LOCATED OR
10 WITHIN ONE HUNDRED FEET OF A DROP BOX VOTING AREA at any election
11 provided by law upon conviction shall be punished as provided in section
12 1-13-111.

13 **SECTION 61.** In Colorado Revised Statutes, 1-13-725, **amend**
14 (1)(b) and (1)(c) as follows:

15 **1-13-725. False slate of presidential electors - penalties.**

16 (1) (b) A person who knowingly signs, files, transmits, or records
17 with the secretary of state, the archivist of the United States, the president
18 of the United States senate, the United States congress, or a Colorado
19 federal district court judge a list of presidential electors who voted for
20 candidates for president and vice president of the United States, OR THEIR
21 SUCCESSORS, who did not receive the highest number of votes in the state
22 at a general election at which the offices of president and vice president
23 of the United States were contested commits offering of a false
24 instrument for recording as set forth in section 18-5-114. If the interstate
25 compact, "Agreement Among the States to Elect the President by
26 National Popular Vote", described in part 40 of article 60 of title 24, is in
27 effect and the state's electoral votes are awarded to the winner of the

1 national popular vote, the provisions of this subsection (1)(b) shall apply
2 to individuals who sign, file, transmit, or record a list of presidential
3 electors who voted for candidates for president and vice president of the
4 United States, OR THEIR SUCCESSORS, who the secretary of state did not
5 designate as the national popular vote winner.

6 (c) A person who has not been elected as a presidential elector in
7 a general election and who knowingly votes as a presidential elector for
8 candidates for president and vice president of the United States, OR THEIR
9 SUCCESSORS, who did not receive the highest number of votes in the state
10 at a general election at which the offices of president and vice president
11 of the United States were contested, or who inputs information into a
12 form, certificate, or other paper or document required of presidential
13 electors that was not provided by the secretary of state pursuant to section
14 1-4-304, commits forgery as set forth in section 18-5-102. If the interstate
15 compact, "Agreement Among the States to Elect the President by
16 National Popular Vote", described in part 40 of article 60 of title 24, is in
17 effect and the state's electoral votes are awarded to the winner of the
18 national popular vote, the provisions of this subsection (1)(c) shall apply
19 to a person who knowingly votes as a presidential elector for candidates
20 for president and vice president of the United States, OR THEIR
21 SUCCESSORS, who the secretary of state did not designate as the national
22 popular vote winner.

23 **SECTION 62.** In Colorado Revised Statutes, 1-40-111, **amend**
24 **(1)(b)** as follows:

25 **1-40-111. Notice of circulation - signatures - affidavits -**
26 **notarization - list of circulators and notaries.**

27 **(1) (b)** Any initiative or referendum petition shall be signed only

1 by registered electors who are eligible to vote on the measure. Each
2 registered elector shall sign their own signature and shall print their name,
3 the address at which they reside, including the street number and name,
4 the city and town, ~~the county~~, and the date of signing. The circulator of
5 a petition shall encourage each registered elector signing a petition to sign
6 the petition in ink. In the event a registered elector is a person with a
7 physical disability or is a person who is unable to read or write and the
8 registered elector wishes to sign the petition, the elector shall sign or
9 make their mark in the space so provided. Any person, other than a
10 circulator, may assist the elector who has a physical disability or who is
11 unable to read or write in completing the remaining information required
12 by this subsection (1). The person providing assistance shall sign their
13 name and address and shall state that such assistance was given to the
14 elector who has a physical disability or who is unable to read or write.

15 **SECTION 63.** In Colorado Revised Statutes, 1-40-116, **amend**
16 (2) as follows:

17 **1-40-116. Validation - ballot issues - random sampling - rules.**

18 (2) Upon submission of the petition, the secretary of state shall
19 examine each name and signature on the petition. The petition shall not
20 be available to the public FOR EXAMINATION for a period of ~~no~~ NOT more
21 than ~~thirty~~ SIXTY calendar days ~~for the examination~~; EXCEPT THAT, THE
22 PERIOD SHALL NOT BE MORE THAN THIRTY CALENDAR DAYS AFTER THE
23 DEADLINE TO FILE A PETITION FOR THAT PETITION TO APPEAR ON THE
24 UPCOMING BALLOT. The secretary shall assure that the information
25 required by sections 1-40-110 and 1-40-111 is complete, that the
26 information on each signature line was written by the person making the
27 signature, and that no signatures have been added to any sections of the

1 petition after the affidavit required by section 1-40-111 (2) has been
2 executed.

3 **SECTION 64.** In Colorado Revised Statutes, 1-40-118, **amend**
4 (1) as follows:

5 **1-40-118. Protest.** (1) A protest in writing, under oath, together
6 with three copies thereof, may be filed in the district court for the county
7 in which the petition has been filed by some registered elector, within
8 fifteen days after the secretary of state issues a statement as to whether the
9 petition has a sufficient number of valid signatures, which statement must
10 be issued no later than ~~thirty~~ SIXTY calendar days after the petition has
11 been filed; EXCEPT THAT, A STATEMENT MUST BE ISSUED NO LATER THAN
12 THIRTY CALENDAR DAYS AFTER THE DEADLINE TO FILE A PETITION FOR
13 THAT PETITION TO APPEAR ON THE UPCOMING BALLOT. If the secretary of
14 state fails to issue a statement ~~within thirty calendar days~~ BY THE
15 DEADLINE REQUIRED BY THIS SECTION, the petition is deemed sufficient.
16 Regardless of whether the secretary of state has issued a statement of
17 sufficiency or if the petition is deemed sufficient because the secretary of
18 state has failed to issue a statement of sufficiency within thirty calendar
19 days, no further agency action is necessary for the district court to have
20 jurisdiction to consider the protest. During the period a petition is being
21 examined by the secretary of state for sufficiency, the petition shall not
22 be available to the public; except that such period must not exceed ~~thirty~~
23 ~~calendar days~~ THE DEADLINE REQUIRED BY THIS SECTION. Immediately
24 after the secretary of state issues a statement of sufficiency or, if the
25 petition is deemed sufficient because the secretary of state has failed to
26 issue the statement, ~~after thirty calendar days~~ BY THE DEADLINE REQUIRED
27 BY THIS SECTION, the secretary of state shall make the petition available

1 to the public for copying upon request.

2 **SECTION 65.** In Colorado Revised Statutes, 24-72-205.5,
3 **amend** (4)(b)(II) as follows:

4 **24-72-205.5. Public inspection of ballots - stay period -**
5 **recounts - rules governing public inspection of ballots - legislative**
6 **declaration - definitions.**

7 (4) (b) In connection with the public inspection of the ballots to
8 which this section pertains:

9 (II) The designated election official, or ~~his or her~~ THE DESIGNATED
10 ELECTION OFFICIAL'S designee, shall cover or redact, based upon the most
11 practical means available, any markings or message on a ballot that may
12 identify the particular elector who cast the ballot before the ballot may be
13 made available for public inspection; EXCEPT THAT, ANY IDENTIFYING
14 MARKINGS OR MESSAGES VOLUNTARILY MADE BY THE PARTICULAR
15 ELECTOR WHO CAST THE BALLOT ARE NOT REQUIRED TO BE COVERED OR
16 REDACTED PURSUANT TO THIS SUBSECTION (4)(b)(II);

17 **SECTION 66. Safety clause.** The general assembly finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, or safety or for appropriations for
20 the support and maintenance of the departments of the state and state
21 institutions.