

NOTE: The governor signed this measure on 3/16/2016.

An Act

HOUSE BILL 16-1012

BY REPRESENTATIVE(S) Ryden, Court, Lontine, Pettersen, Rosenthal;
also SENATOR(S) Scott, Crowder, Grantham, Heath, Kefalas, Martinez
Humenik, Merrifield, Newell, Todd.

CONCERNING A REQUIREMENT THAT A MUNICIPAL CLERK FILE A COPY OF
EACH STATEMENT OF ELECTION RESULTS WITH THE DIVISION OF
LOCAL GOVERNMENT IN THE DEPARTMENT OF LOCAL AFFAIRS
RATHER THAN THE SECRETARY OF STATE.

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

SECTION 1. In Colorado Revised Statutes, 31-10-1205, **amend**
(2) as follows:

31-10-1205. Statement - certificates of election. (2) The clerk shall record in his OR HER office, in a book to be kept ~~by him~~ for that purpose, each such certified statement and determination and shall, without delay, make out and transmit to each of the persons ~~thereby~~ declared to be elected a certificate of ~~his~~ election, certified by ~~him~~ THE CLERK under his OR HER seal of office. The clerk shall also, ~~forthwith~~ WITHOUT DELAY, cause a copy of ~~such~~ THE certified statement and determination to be published in a newspaper of general circulation within the municipality or posted when no newspaper is published within the municipality. The clerk

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

shall also file a copy ~~in the office of the secretary of state~~ WITH THE DIVISION OF LOCAL GOVERNMENT IN THE DEPARTMENT OF LOCAL AFFAIRS, WHICH SHALL POST THE SAME ON ITS OFFICIAL WEBSITE IN A FORM THAT IS READILY ACCESSIBLE TO THE PUBLIC. THE SECRETARY OF STATE SHALL PROVIDE A HYPERLINK TO SUCH POSTING ON HIS OR HER OFFICIAL WEBSITE.

SECTION 2. Act subject to petition - effective date - applicability. (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to elections conducted on or after the applicable effective date of this act.

Dickey Lee Hullinghorst
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Bill L. Cadman
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Effie Ameen
SECRETARY OF
THE SENATE

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO